

SENATE JOURNAL
OF THE
Thirty-Eighth Legislature
OF THE
STATE OF WASHINGTON
AT
Olympia, the State Capital

Convened January 14, 1963
Adjourned Sine Die March 14, 1963



JOHN A. CHERBERG, *President of the Senate*
EDWARD F. RILEY, *President Pro Tempore*
DR. DAVID C. COWEN, *Temporary President*

WARD BOWDEN, *Secretary of the Senate*
CHARLES L. R. JOHNSON, SR., *Sergeant at Arms of the Senate*
DONALD ROSS WILSON, *Assistant Secretary*
PATRICIA SCOTT MARTIN, *Minute Clerk*
FLORENCE KENDERESI, *Journal Clerk*
DOROTHY B. GREELEY, *Journal Typist*

INDEX

1st Day—Monday, January 14, 1963.....	Pages	3 to	15 incl.
2nd Day—Tuesday, January 15, 1963.....	Pages	16 to	19 incl.
3rd Day—Wednesday, January 16, 1963.....	Pages	20 to	33 incl.
4th Day—Thursday, January 17, 1963.....	Pages	34 to	51 incl.
5th Day—Friday, January 18, 1963.....	Pages	52 to	55 incl.
8th Day—Monday, January 21, 1963.....	Pages	56 to	58 incl.
9th Day—Tuesday, January 22, 1963.....	Pages	59 to	63 incl.
10th Day—Wednesday, January 23, 1963.....	Pages	64 to	72 incl.
11th Day—Thursday, January 24, 1963.....	Pages	73 to	82 incl.
12th Day—Friday, January 25, 1963.....	Pages	83 to	86 incl.
15th Day—Monday, January 28, 1963.....	Pages	87 to	93 incl.
16th Day—Tuesday, January 29, 1963.....	Pages	94 to	106 incl.
17th Day—Wednesday, January 30, 1963.....	Pages	107 to	117 incl.
18th Day—Thursday, January 31, 1963.....	Pages	118 to	130 incl.
19th Day—Friday, February 1, 1963.....	Pages	131 to	143 incl.
22nd Day—Monday, February 4, 1963.....	Pages	144 to	152 incl.
23rd Day—Tuesday, February 5, 1963.....	Pages	153 to	166 incl.
24th Day—Wednesday, February 6, 1963.....	Pages	166 to	186 incl.
25th Day—Thursday, February 7, 1963.....	Pages	187 to	214 incl.
26th Day—Friday, February 8, 1963.....	Pages	214 to	226 incl.
29th Day—Monday, February 11, 1963.....	Pages	226 to	239 incl.
30th Day—Tuesday, February 12, 1963.....	Pages	240 to	262 incl.
31st Day—Wednesday, February 13, 1963.....	Pages	263 to	275 incl.
32nd Day—Thursday, February 14, 1963.....	Pages	276 to	296 incl.
33rd Day—Friday, February 15, 1963.....	Pages	296 to	307 incl.
34th Day—Saturday, February 16, 1963.....	Pages	308 to	318 incl.
36th Day—Monday, February 18, 1963.....	Pages	318 to	332 incl.
37th Day—Tuesday, February 19, 1963.....	Pages	332 to	355 incl.
38th Day—Wednesday, February 20, 1963.....	Pages	356 to	369 incl.
39th Day—Thursday, February 21, 1963.....	Pages	369 to	397 incl.
40th Day—Friday, February 22, 1963.....	Pages	397 to	423 incl.
41st Day—Saturday, February 23, 1963.....	Pages	424 to	438 incl.
43rd Day—Monday, February 25, 1963.....	Pages	439 to	456 incl.
44th Day—Tuesday, February 26, 1963.....	Pages	456 to	471 incl.
45th Day—Wednesday, February 27, 1963.....	Pages	472 to	490 incl.
46th Day—Thursday, February 28, 1963.....	Pages	491 to	518 incl.
47th Day—Friday, March 1, 1963.....	Pages	519 to	546 incl.
48th Day—Saturday, March 2, 1963.....	Pages	546 to	575 incl.
49th Day—Sunday, March 3, 1963.....	Pages	576 to	600 incl.
50th Day—Monday, March 4, 1963.....	Pages	601 to	620 incl.
51st Day—Tuesday, March 5, 1963.....	Pages	620 to	641 incl.
52nd Day—Wednesday, March 6, 1963.....	Pages	641 to	674 incl.
53rd Day—Thursday, March 7, 1963.....	Pages	675 to	708 incl.
54th Day—Friday, March 8, 1963.....	Pages	708 to	732 incl.
55th Day—Saturday, March 9, 1963.....	Pages	733 to	775 incl.
56th Day—Sunday, March 10, 1963.....	Pages	775 to	796 incl.
57th Day—Monday, March 11, 1963.....	Pages	797 to	845 incl.
58th Day—Tuesday, March 12, 1963.....	Pages	845 to	895 incl.
59th Day—Wednesday, March 13, 1963.....	Pages	896 to	936 incl.
60th Day—Thursday, March 14, 1963.....	Pages	937 to	985 incl.
Appendix	Pages	987 to	1195 incl.

COMPILED, EDITED AND INDEXED BY
WARD BOWDEN
SECRETARY OF THE SENATE

JOURNAL OF THE SENATE

STATE OF WASHINGTON

THIRTY-EIGHTH LEGISLATURE

FIRST DAY

Senate Chamber

OLYMPIA, WASH., Monday, January 14, 1963.

At Noon

The Thirty-eighth Senate of the state of Washington assembled at the Senate Chamber in the State Capitol, pursuant to law at noon.

Lieutenant Governor John A. Cherberg, President of the Senate, called the Senate to order.

The President declared the Senate to be at ease until approximately 1:30 p. m.

At 1:30 p. m. the President announced that the Senate would continue to be at ease until approximately 2:15 p. m.

At 2:15 p. m. the Senate was called to order by President Cherberg.

The Color Guard, consisting of Pages Mark McCormack, Color Bearer, and Jane Petrich, presented the Colors.

The Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Almighty God, we invoke Thy blessing upon the Senators of the state of Washington. Before the toil and tribulations of a new session open before us, we lay before Thee the meditations of our hearts; our gratitude in the light of the events of last Fall that we are still here to meet our responsibilities; our desires to be true to our high calling as servants of the common good for the people of this State.

"May our meditations be acceptable in Thy sight. Help us, Lord, to bring all our aims and powers into conformity to Thy will that in this session appointed tasks may be met with purity of purpose and without moral compromise.

"Make us great enough for these great days and bestow upon us wisdom to make right decisions, courage to carry them out, and the strength to preserve until we have achieved our goals for the good of the people of this state and the establishment of Thy peace and way of life here on earth. For Jesus Christ's sake. Amen."

COMMITTEE FROM THE HOUSE

A committee from the House comprised of Representatives Rosenberg, Clark and O'Dell appeared before the bar of the Senate to notify the Senate that the House was organized and ready to do business.

The report was received and the committee retired.

The following certificate of election from the Secretary of State was read by the Acting Secretary of the Senate:

MESSAGE FROM THE SECRETARY OF STATE

Department of State, Office of the Secretary,
Olympia, Washington, January 14, 1963.

*To the Honorable, The President of the Senate,
The Legislature of the State of Washington,
Olympia, Washington.*

Sir:

I, Victor A. Meyers, Secretary of State of the State of Washington, do hereby certify that the following is a full, true and correct list of the persons elected to the office of State Senator at the General Election held in the several voting precincts in

the State on the 6th day of November, 1962, as shown by the official returns of said election now on file in the office of Secretary of State; together with a list of "holdover" Senators from the thirty-seventh session of the Legislature and that all of the following are entitled to seats in the Senate of the Legislature of the State of Washington, at its thirty-eighth biennial session commencing on the fourteenth day of January, A.D., 1963, as appears from said election returns.

LIST OF SENATORS ELECTED NOVEMBER 6, 1962

<i>District</i>	<i>Name</i>	<i>Counties Represented</i>
No. 2	David E. McMillan	Pend Oreille and Stevens
No. 6	Sam C. Guess	Spokane, part
No. 7	David C. Cowen	Spokane, part
No. 8	W. C. Raugust	Lincoln, Adams and Ferry
No. 13	Nat Washington	Kittitas and Grant
No. 15	Perry B. Woodall	Yakima, part
No. 21	Robert L. Charette	Grays Harbor, except 19 precincts
No. 26	John A. (Jack) Petrich	Pierce, part
No. 29	John T. McCutcheon	Pierce, part
No. 30	John H. Stender	King, part
No. 31	Andy Hess	King, part
No. 32	Jack England	King, part
No. 33	Frank Connor	King, part
No. 34	R. R. (Bob) Greive	King, part
No. 35	Edward F. Riley	King, part
No. 36	Charles P. Moriarty, Jr.	King, part
No. 37	Fred H. Dore	King, part
No. 38	August P. Mardesich	Snohomish, part; Island, part
No. 40	Ralph Rickdall	San Juan and Skagit
No. 42	R. Frank Atwood	Whatcom, part
No. 43	Walter B. Williams	King, part
No. 44	Ted G. Peterson	King, part
No. 45	Michael J. Gallagher	King, part
No. 46	John N. Ryder	King, part
No. 47	Martin J. Durkan	King, part
No. 48	Albert C. (Al) Thompson, Jr.	King, part

LIST OF HOLDOVER SENATORS

<i>District</i>	<i>Name</i>	<i>Counties Represented</i>
No. 1	Wilbur G. Hallauer	Douglas and Okanogan
No. 3	James Keefe	Spokane, part
No. 4	Karl Herrmann	Spokane, part
No. 5	John L. Cooney	Spokane, part
No. 9	Marshall A. Neill	Whitman
No. 10	Dewey C. Donohue	Columbia, Asotin, Garfield
No. 11	Herbert H. Freise	Walla Walla
No. 12	H. B. (Jerry) Hanna	Chelan
No. 14	F. Stuart Foster	Yakima, part
No. 16	Mike McCormack	Benton and Franklin
No. 17	Al Henry	Skamania, Klickitat, Clark, part
No. 18	Don L. Talley	Cowlitz and Wahkiakum
No. 19	Robert C. Bailey	Pacific, Grays Harbor, part
No. 20	Joe Chytil	Lewis
No. 22	Victor F. (Vic) DeGarmo	Thurston
No. 23	Frances Haddon Morgan	Kitsap
No. 24	Gordon Sandison	Cllallam, Mason, Jefferson
No. 25	Reuben A. Knoblauch	Pierce, part
No. 27	George W. Kupka	Pierce, part
No. 28	A. L. Rasmussen	Pierce, part
No. 39	William A. Gissberg	Snohomish, part; Island, part
No. 41	Ernest W. Lennart	Whatcom, part
No. 49	Frank W. Foley	Clark, part

IN TESTIMONY WHEREOF, I have hereunto set my hand, and affixed the Seal of the State of Washington at Olympia, this fourteenth day of January, A.D., 1963.

(SEAL OF THE STATE OF WASHINGTON)

VICTOR A. MEYERS, *Secretary of State.*

APPOINTMENT OF SPECIAL COMMITTEE

The President of the Senate appointed a committee of honor to escort the Honorable Chief Justice Richard B. Ott of the Supreme Court of the state of Washington to the Senate Chamber and a seat upon the rostrum. The Committee consisted of Senators Hanna and Moriarty, Jr.

Chief Justice Ott was thereupon escorted by the Acting Sergeant at Arms and the special committee to a seat upon the rostrum.

ROLL CALLS

The Acting Secretary called the following roll of holdover members of the Senate, and all were present except Senator Foster:

Robert C. Bailey, Joe Chytil, John L. Cooney, Victor F. DeGarmo, Dewey C. Donohue, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Wilbur G. Hallauer, H. B. Hanna, Al Henry, Karl Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, A. L. Rasmussen, Gordon Sandison, Don L. Talley—22.

MOTION

On motion of Senator Neill, Senator Foster was excused.

The Acting Secretary called the roll of newly re-elected Senators. The following roll was called and all were present:

Frank Connor, David C. Cowen, Fred H. Dore, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Grieve, Andy Hess, John T. McCutcheon, David E. McMillan, Charles P. Moriarty, Jr., John A. Petrich, W. C. Raugust, Edward F. Riley, John N. Ryder, Albert C. Thompson, Jr., Nat Washington, Perry B. Woodall—17.

The President requested the Acting Sergeant at Arms to conduct all of the newly re-elected Senators to the bar of the Senate to receive their oath of office.

Chief Justice Ott, of the Supreme Court of the state of Washington, thereupon administered the oath of office to the newly re-elected Senators.

The President presented to each of the newly re-elected Senators his certificate of election.

The Acting Secretary of the Senate called the following roll of the newly elected Senators and all were present:

R. Frank Atwood, Robert L. Charette, Jack England, Sam C. Guess, August P. Mardesich, Ted G. Peterson, Ralph Rickdall, John H. Stender, Walter B. Williams—9.

The Acting Sergeant at Arms escorted each of the newly elected Senators to the bar of the Senate to receive his oath of office.

Chief Justice Ott of the Supreme Court of the state of Washington thereupon administered the oath of office to each of the newly elected Senators.

President Cherberg presented to each of the newly elected Senators his certificate of election.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"This body is governed by rules, laws and customs from the past. What we do here is simply a prelude into the future of our great state and the lives of its citizens. Therefore, it is with real appreciation that the President welcomes to the Senate those of you

who have already done so much in handing down to us our tradition. It is good to witness your continuing interest and willingness to serve the people of our state.

"Some people say something is a real pleasure and you are inclined to disbelieve him. Psychologists have taught us that 'pleasure was had when a faculty worked in accord with its nature'. Hence, I know that this group of intelligent and well-intentioned Senators truly enjoy meeting an intellectual and well-intentioned group such as our newly elected Senators. You are truly welcome and we take real pleasure in your presence.

"Each of us is cognizant of the great responsibility to the people of the state of Washington and with a spirit of understanding and tolerance can discharge our duties and responsibilities in a proper, honest and sincere manner.

"The members of the Senate and the President are happy and delighted to have so many relatives and friends present on this happy occasion. The President is sure that you join in congratulating the outstanding group of Senators taking their oath of office today."

ELECTION OF OFFICERS

The President declared the first order of business to be nominations for the office of President Pro Tempore.

Senator Sandison:

"Mr. Chairman; I place in nomination the name of Senator Edward F. Riley.

"The position of President Pro Tempore demands fairness, respectability, honesty and experience. I think the entire Senate will agree this gentleman has all of those qualifications. I urge you to support him."

Senator Hallauer:

"Mr. Chairman, members of the Senate:

"It is my privilege to rise to second the nomination of Senator Edward F. Riley as President Pro Tempore of the state Senate. I had the pleasure of serving with Senator Riley when he was Representative in the House, at the time I was first elected to the Legislature, and I have found it a great pleasure to serve with him here in the state Senate for the two terms that I have been here. He has always been most fair. He has friends on both sides of the aisle—many of them. I know he comes to all of you as your friend, and he will do an eminently fair job on behalf of the entire Senate in the position of President Pro Tempore."

Senator Woodall:

"I rise to place in nomination the name of a man who, in my opinion, gives evidence of some of the great things in America. This man came here as an immigrant boy. He has done well in this, his adopted land. He has served his state, his county, his city, well. For over forty years he has served in various capacities, whether it be on school boards, city government, county government, or his state. I would not wish this nomination at all to be construed as in any way detracting from some of the fine remarks said concerning Senator Riley, for I am sure that those remarks concerning his fairness are well taken. However, those of us who have known this man for many years wish at this time to pay tribute to this fine public servant who comes from over east of the mountains.

"I nominate W. C. (Bill) Raugust for the office of President Pro Tempore."

Senator Ryder:

"Mr. President, members of the Senate:

"I take a great deal of pleasure seconding the nomination of Bill Raugust who has served so many years in the state Senate and who has contributed so much to the legislation that has gone through this august body for quite a number of years."

Senator Bailey:

"Mr. President, I would like to second the nomination of Senator Riley. I would like to make the observation that this is truly a democratic body, that we have Republicans running and we have Democrats running, and I think the Democrats will support the Democrats and the Republicans will support the Republicans."

On motion of Senator Greive the nominations for the office of President Pro Tempore were closed.

ROLL CALL

The Acting Secretary called the roll on the election of President Pro Tempore of the Senate and Senator Riley was elected by the following vote: Senator Riley, 32; Senator Raugust, 16; absent and excused, 1.

Those voting for Senator Riley were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Raugust, Sandison, Talley, Washington—32.

Those voting for Senator Raugust were: Senators Atwood, Chytil, England, Freise, Guess, Lennart, Moriarty, Jr., Neill, Peterson, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—16.

Those absent or not voting were: Senator Foster—1.

Senator Riley, having received the constitutional majority vote of the Senate was elected President Pro Tempore of the Senate.

PERSONAL PRIVILEGE

Senator Freise:

"Mr. President, I would like to rise to a point of personal privilege for and in behalf of Senator Raugust.

"This marks a milestone in Senator Raugust's life. He has run for election in many organizations and associations and this is the first time he has been defeated. I might list a few of them. He has been President of the Chamber of Commerce of Odessa, President and a Director of the School Board, Mayor and Councilman of Odessa, Commander and Adjutant of the American Legion. In the Republican Party he has run for and won the office of Precinct Committeeman, Chairman of the Republican Party of Lincoln County, State Committeeman for Lincoln County, Past President of the Pacific Northwest Hardware and Implement Dealers' Association for Washington, Oregon and Western Montana, a Deacon of the United Congregational Church and a member of the Board of Trustees and a member of the Board of Directors of the United Theology Seminary, St. Paul, Minnesota.

"He wanted me to say that he has never been beaten by a better man."

Senator Woodall:

"This kind of leads to the conclusion that if Senator Freise would have nominated him, instead of me, he might have won."

Senator Greive:

"I think it only goes to show that this is the first time he has ever had to depend upon Democrats for his election."

The President appointed Senator Dore and Senator Charette as a committee of honor to escort Senator Riley to the rostrum.

The Acting Sergeant at Arms and the honor committee escorted Senator Riley to the rostrum and Chief Justice Ott administered the oath of office.

The President:

"Senator Riley, the President is confident that the entire Senate is exceptionally well pleased with the selection of Senator Riley as President Pro Tempore, because we know that in addition to doing an excellent job he will provide the Senate with rulings which in addition to being accurate and equitable, will be 'crystal clear'. May I extend to you, Senator Riley, my most sincere congratulations on this occasion, your election as President Pro Tempore of the state senate."

Senator Riley:

"Thank you, sir.

"Mr. President, Chief Justice Ott, Reverend Salter, Senator Morgan, and gentlemen of the Senate:

"May I hasten to say to you, Mr. President, that the words you have spoken are

entirely true. I did take an oath of office that I would do the things that all of us said we would do. There are forty-nine members of this body of which I call myself one. I shall be working with the members of the Senate in my position on the floor, and, if called upon to preside, I can assure you members of the Senate that I shall preside with fairness, impartiality, and, because the rules under which we operate are made by you, I will try to interpret them and enforce them to the best of my ability. Should there be any errors, may I ask you all to be indulgent because they will only be an error of the head and certainly not of the heart.

"I hope that all of us will have a happy New Year ahead and a happy session ahead, and I am pleased to be again one of your fellow associates and workers.

"Thank you."

The honor committee escorted Senator Riley from the rostrum.

The President declared that nominations were now in order for the office of Temporary President.

Senator Knoblauch:

"Mr. President and members of the Senate:

"I have the pleasure this afternoon to nominate for the office of Temporary President of the Senate a man who has served our state long and well. I don't think that I will live long enough to see another man like Senator Davey Cowen in public service. I say that because I have come to love and respect this man very deeply.

"Dr. Cowen came to Olympia in 1935, served a couple of terms in the House, and then came over to the state Senate. He is an extremely broad-minded man because this morning I saw him sitting in three different seats over in the House during the roll call for Speakership. May I, with much pleasure, present in nomination the name of our good friend, Senator David Cowen, for Temporary President."

Senator Morgan:

"Mr. President and fellow members of the Senate:

"I don't want Senator David Cowen to think for one moment I have changed my mind since our caucus where I nominated him. There aren't enough words to tell how much service he has given over these number of years, serving with my mother, Senator Haddon, who was here today to see him and the rest of you fine people. I would just like to say I am happy to second his nomination."

Senator Neill:

"Mr. President, I hope that in rising to nominate one of our colleagues for the office of Temporary President, I am not setting some new record for him. I didn't check this out with him, but it is my pleasure, as long as I have been serving in this body and in the House before, to have become rather well acquainted with one of our members; and never, either here or outside of these halls, has it been my privilege to know a man as well read and as profound as Senator Lennart. He has served this state and he has served this Senate honorably and ably, and I rise to place in nomination the name of Senator Ernest W. Lennart."

Senator Atwood:

"Mr. President, members of the Senate:

"I deem it a real privilege for such a new member as myself to second the nomination of my good friend and neighbor, Senator Ernie Lennart."

There being no further nominations, the President declared the nominations closed.

ROLL CALL

The Acting Secretary called the roll on the election of Temporary President, and Senator Cowen was elected by the following vote: Senator Cowen, 33; Senator Lennart, 15; absent and excused, 1.

Those voting for Senator Cowen were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch,

Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Riley, Sandison, Talley, Washington—33.

Those voting for Senator Lennart were: Senators Atwood, Chytil, Cowen, England, Freise, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Ryder, Stender, Thompson, Jr., Williams, Woodall—15.

Those absent or not voting were: Senator Foster—1.

Senator Cowen, having received the constitutional majority vote of the Senate was elected Temporary President of the Senate.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, point of personal privilege. There are two great desires in life. One is to get your heart's desire, and the other is to be able to turn it down. This time I went down in honorable defeat to a man I love very much."

The President:

"Thank you, Senator Lennart."

The President appointed Senators Cooney, Washington and Knoblauch to act as a committee of honor to escort Senator Cowen to the rostrum.

The committee escorted Senator Cowen to the rostrum.

The Honorable Richard B. Ott, Chief Justice of the Supreme Court, administered the oath of office to Senator Cowen.

The President:

"Members of the Senate, this young man standing to my left certainly typifies the true Horatio Alger story. Those of you who have known Davey Cowen for many years may not realize he was born in Portland, Oregon, and worked his way through college by carrying papers on the streets of Portland. He graduated from the University of Oregon in November, 1918, and came to Spokane, Washington that same year. He has been a resident of Spokane ever since.

"In 1962 the people of Spokane saw fit to select Davey Cowen as their Man of the Year. This is certainly a fitting tribute to Davey for the many years of service to his beloved city.

"Commencing this year, Davey will establish a new record of having continuously served in the House and Senate for a record of twenty-nine years. It certainly belies his appearance.

"One of his many friends recently wrote Davey to this effect: 'Reflecting upon the past events, your remarkable record of public service is truly outstanding. Those of us who have some idea of your personal charities know that your service in the state Legislature has cost you a small fortune and that all you sought was a personal satisfaction of a job well done. You have played a key roll in the history of the state of Washington through both critical and prosperous years. Your wisdom and counsel have been a great contribution and is an inspiration to all of us in public life.'

"I know that the members who have served with him will say 'amen' to the statement made by the above-mentioned friend. Davey, heartiest congratulations."

Senator Cowen:

"Thank you, John.

"Mr. President, Chief Justice Ott, Your Excellency, and members of the Senate:

"When I first arrived here in 1935, the only face that I can see in our body today is that of my good friend Chief Justice of the Supreme Court of the state of Washington, Richard B. Ott. He no doubt recollects those trying days of the 'thirties, and I know no doubt a good many of you here remember the 'thirties when we had a general economic breakdown of our nation. Those were the days when men were men and boys were boys. Those were trying days, and it took great leadership in order to save this state; and, I may say that the Governor of this state who is a resident of Spokane county, Governor Clarence Martin, showed great leadership in saving our state from

chaos and many other things. I, too, was happy to have a part in that legislature in 1935; and, the only man present now who was here then is our Chief Justice Richard B. Ott.

"I am deeply grateful for the honor that you have bestowed on me, not only today but in the many years past, and maybe if I serve another twenty-nine years. I may be able to take the seat of my good friend Ed Riley. It may take another twenty-nine years. I don't know if I will live that long. Those of you sitting in this body, I sincerely hope that you too will serve in your capacity as members of the state senate another twenty-nine years. God bless you and may the Lord keep you well.

"Thank you."

The committee of honor escorted Senator Cowen from the rostrum.

The President called for nominations for the office of Secretary of the Senate.

Senator Gissberg:

"Mr. President, members of the Senate:

"I have had the distinct honor to have placed Ward Bowden's name in nomination for the last three sessions of this body, and I once again have that pleasure.

"I think one of the things that can be best said about Ward Bowden is that no task that we ask of him is too small for him to perform for us, nor is any task too large for him to perform. I especially point out to the new members of the Senate that Ward Bowden is here to serve us as individuals as well as collectively. If, presumptively on my part, Ward is elected as Secretary of the Senate, and I hasten to say I have no doubt but what that will be a fact, I urge you new members of the Senate to afford yourself of the opportunity to ask Ward for help on any matter that may be of concern to you. I say that in all fields, except as to any question that perhaps is outside the scope of his authority, Ward will quickly tell you when that happens, because when I first came here and Ward was first elected Secretary of the Senate, I thought, because he came from Sultan, which is in my legislative district, that he might somehow give me a little bit of an edge and allow me to ask for perhaps a benefit that would not necessarily accrue to all. Ward quickly assured me that that was not the case. He educated me in a hurry. As a matter of fact, he established standards much higher for me than I think he had for the remainder of the Senate. This is indicative of the honor he attaches to the office of Secretary of the Senate.

"I think that we can do no better than to elect Ward Bowden to that office once again."

Senator Freise:

"Mr. President, this is my fourth session and in the three previous sessions I have known no employee or officer of this body who deserved bi-partisan support more than Ward Bowden. He is competent. He is considerate, and he is eminently fair and I am very happy to second the nomination for the minority party."

MOTION

Senator Greive moved that the Secretary be instructed to cast a unanimous ballot for Ward Bowden for Secretary of the Senate.

RULING OF THE PRESIDENT

The President:

"If there are no objections, the nominations for the office of Secretary of the Senate will be closed. However, Senator Greive, while the President is quite familiar with Mr. Bowden's personality, character and sterling qualities, the President must rule that the Secretary call the roll because I am sure that Mr. Bowden would want this to stick and to be glued down."

ROLL CALL

The Acting Secretary called the roll on the election of Secretary of the Senate, and Ward Bowden was elected by the following vote: Ward Bowden, 48; absent and excused, 1.

Those voting for Ward Bowden were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England,

Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Foster—1.

Ward Bowden, having received the constitutional majority vote of the Senate, was elected Secretary of the Senate.

The President appointed an honor committee consisting of Senator Gissberg and Senator Mardesich to escort Ward Bowden to the rostrum.

Chief Justice Ott administered the oath of office of Secretary of the Senate to Ward Bowden.

The President:

"Members of the Senate, Mr. Bowden:

"That was a close fight which you just won. The President is certainly grateful to the members of the Senate for choosing as Secretary of the Senate a man of Ward Bowden's character, intelligence and diligence. Mr. Bowden's mass of legislative experience and his sincere devotion to duty has made him a friend and advisor to the entire Senate. I am sure you are all aware of the great value and help that Ward is to the President and to every other officer of the Senate and to the personnel that are with us this session. He proves of great value to each and every one of us at all times and certainly, as long as the Senate of the state of Washington has a man of this character as Secretary of the Senate, certainly we cannot, to quote Judge Ott, err too much. Thank you very much, Senators, and congratulations to you, Ward!"

PERSONAL PRIVILEGE

Senator Peterson:

"Mr. President, I just want to say a word while our Secretary of the Senate is before the Senators, and that is this is a unanimous vote and for that reason we want him to know that the members on this side of the aisle are as much in accord with the vote and I would have liked to have been one of the members to escort him to the rostrum."

Mr. Bowden:

"Thank you, Mr. President, Judge Ott, and distinguished members of the Senate.

"I want to express my appreciation to you on both sides of the aisle, of course, for your fine support and I am sure you must realize I deem it a great privilege to serve you in this office of Secretary of the Senate. Thank you all very much.

"I would like at this time to present to you some new faces and some old on the desk staff of the Secretary.

"You all know Don Wilson, the Assistant Secretary. Don, would you stand?

"And, of course, you all know Peter Brudevold who is our Reading Clerk and has been for many sessions.

"A new face, we have Patricia Scott Martin, who is our Minute Clerk. Pat served in a similar capacity in the House during several previous sessions and is a highly competent court reporter.

"And over to my left is another Pat—Pat O'Brien, who is our Public Address Technician, and so we have an O'Brien over here, too.

"And at my extreme left is Evelyn Ashley, who has worked here before and most of you know her. She has a new job this session and I am pleased Evelyn is with us as Docket Clerk.

"I feel that you will be served with a very efficient desk staff, and with that, I think we better go to other business.

"Thank you, gentlemen, very much."

The President declared nominations for the office of Sergeant at Arms of the Senate now in order.

Senator Henry:

"Distinguished guests and fellow Senators:

"This has become almost automatic with me over the years because the man I am going to place in nomination as Sergeant at Arms is a long-time friend and colleague. I served with this gentleman in the House of Representatives in 1951. I had the pleasure of nominating him Sergeant at Arms of the House in 1955, and here in 1957, 1959 and 1961. He is a man who is very efficient and who has served us all well and worked hard at his job. It is my pleasure to place in nomination the name of Charlie Johnson, as Sergeant at Arms."

Senator DeGarmo:

"I rise to second the nomination of Charlie Johnson."

Senator Peterson:

"Mr. President, members of the Senate:

"I rise to place in nomination the name of a member of our party who has served many years in various capacities, particularly as Sergeant at Arms at caucuses, conventions and various other meetings. This member of our party has done outstanding work. He has served in a judicious manner and has really helped considerably to promote the interest of good government in the state of Washington. I therefore place in nomination the name of Gene Mahoney, forty-fourth district, Seattle, county of King."

Senator Stender:

"Mr. President, colleagues of the Senate:

"I would like to rise to second the nomination of Gene Mahoney as Sergeant at Arms."

On motion of Senator Greive the nominations were closed.

ROLL CALL

The Secretary called the roll on the election of Sergeant at Arms of the Senate and Charlie Johnson was elected by the following vote: Charlie Johnson, 31; Gene Mahoney, 16; absent and excused, 2.

Those voting for Charlie Johnson for Sergeant at Arms were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Rasmussen, Riley, Sandison, Talley, Washington—31.

Those voting for Gene Mahoney for Sergeant at Arms were: Senators Atwood, Chytil, England, Freise, Guess, Lennart, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Ryder, Stender, Thompson, Jr., Williams, Woodall—16.

Those absent or not voting were: Senators Foster, Petrich—2.

The President declared that Charlie Johnson, having received the constitutional majority vote of the Senate, was elected Sergeant at Arms of the Senate.

The President appointed an honor committee consisting of Senators DeGarmo and Henry to escort Charlie Johnson to the rostrum.

Chief Justice Ott administered the oath of office of Sergeant at Arms to Charlie Johnson.

The President:

"Members of the Senate:

"Probably one of the most difficult duties to perform during a legislative session is that of keeping the business of the Senate in an orderly manner. To assist in this particular project, you have once again elected Mr. Charlie Johnson as your Sergeant at Arms. The President looks upon this as an expression of your confidence in Mr. Johnson, as well as an expression of gratitude for his past services. We all know Charlie will continue to fulfill his duties as Sergeant at Arms in a most credible manner. Congratulations to you, Charlie, and best wishes."

Mr. Johnson:

"Thank you, Governor.

"Governor, Judge Ott and Senators:

"It is a pleasure to serve you on both sides of the aisle, and I am very happy to help you Republicans as well as the Democrats. If any favors are to be done, I am sure they will all be equitably divided—on the Democratic side."

The honor committee escorted Charlie Johnson from the rostrum.

PRESIDENT'S PRIVILEGE

The President:

"The President, with the permission of the members of the Senate, should like to express his deep appreciation and gratitude to the members of the Senate for the harmonious and pleasant manner in which you have organized the state Senate. Also, the President would like to express his regret and apologize to his friends on the left for failing to have one of your group escort Mr. Bowden to the rostrum. Now that Mr. Bowden is our Secretary, rather than our Acting Secretary, the President believes he will not make that mistake again.

"Thanks very much to you, Judge Ott.

"Would the Chief Justice's committee of honor please come to the rostrum to escort the Chief Justice to his chambers?"

Chief Justice Ott of the Supreme Court of the state of Washington was escorted to his chamber.

MOTION

On motion of Senator Greive, the Senate rules of the 1961 Session were adopted as the Temporary Senate rules for the 1963 Session.

The Secretary read:

SENATE RESOLUTION 1963 -1-

By Senator Greive:

Resolved, That a committee of three be appointed to notify the House that the Senate is now organized and ready to transact business.

On motion of Senator Greive, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Mardesich, England and Morgan to serve as a committee of three to notify the House that the Senate was organized and ready for business.

The committee retired.

The Secretary read:

SENATE RESOLUTION 1963 -2-

By Senator Greive:

Resolved, That the courtesies of the Senate are hereby extended to all former Presidents, former members and Secretaries of the Senate.

On motion of Senator Greive, the resolution was adopted.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash, January 14, 1963.

MR. PRESIDENT:

The House has adopted: House Concurrent Resolution No. 1; also
House Concurrent Resolution No. 2; also
House Concurrent Resolution No. 3 and the same are herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF SENATE BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 1, by Senators Gallagher, Thompson, Jr., Durkan, Peterson and Dore:

An Act relating to elections, suspending for the year 1963 only, such provisions of chapter 247, Laws of 1959 as require that a primary election shall be held as a procedural step in the electing of any director of a school district embracing a city of over one hundred thousand population; directing that the names of candidates now on file shall be printed upon the March 12, 1963 general election ballot; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE RESOLUTIONS

The following were read first time by title and acted upon as indicated:

House Concurrent Resolution No. 1, by Representative Hurley:

Relating to notifying the Governor that the Legislature is organized.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 1 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 1 was advanced to third reading, the second reading considered the third, and the resolution was adopted.

House Concurrent Resolution No. 2, by Representative Hurley:

Relating to joint session to receive the Governor's message.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 2 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 2 was advanced to third reading, the second reading considered the third, and the resolution was adopted.

House Concurrent Resolution No. 3, by Representative Hurley:

Relating to a joint session to receive the Governor's budget message.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 3 was advanced to second reading and read the second time in full.

Senator Greive moved the adoption of the following amendment:

On line 3 of the resolution, strike "12 noon" and insert "5:30 p. m."

Debate ensued.

MOTION

Senator Woodall moved that the amendment be made a special order of business at 4:30 p.m.

Debate ensued.

The motion was carried.

REPORT OF SPECIAL COMMITTEE

The special committee, appointed to notify the House that the Senate was organized and ready to transact business, returned and Senator Morgan reported that the committee had fulfilled its mission and had so notified the House.

The President received the report and discharged the committee.

The President declared the Senate to be at ease.

At 4:30 p. m., the President called the Senate to order.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President declared the special order of business to be the adoption of the amendment by Senator Greive to House Concurrent Resolution No. 3.

Debate ensued.

The amendment was adopted.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 3 as amended by the Senate was advanced to third reading, the second reading considered the third, and the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

On motion of Senator Greive, the President appointed Senators Cowen, Gallagher and Neill to serve as the three members from the Senate, in accordance with House Concurrent Resolution No. 1, to notify the Governor that the Legislature was organized and ready to transact business.

MOTION

At 4:40 p. m., on motion of Senator Greive, the Senate adjourned until twelve noon, Tuesday, January 15, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

SECOND DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Tuesday, January 15, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Foster.

On motion of Senator Neill, Senator Foster was excused.

The Color Guard, consisting of Pages Mark McCormack, Color Bearer, and Jane Petrich, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Almighty God unto whom all hearts are open, all desires are known, and from whom no secrets are hid; we beseech Thee for Thy benediction upon the Senators of this State and their associates that we all may face whatever the day brings in the gladness of Thy guidance, in the Glory of Thy service, and in the solemn realization that we are indeed our brother's keeper.

"Draw us near to Thee in sincerity and with humility that we may know Thy peace in our minds and in our hearts.

"Direct and sanctify all that we do and say in order that in all the decisions that emerge from the deliberations of this august body, there may be nothing of which when the evening comes we shall have cause to be ashamed.

"Bestow, O loving Father, these gifts upon us for the sake of Thy Son Jesus Christ, our Lord, Amen."

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

APPOINTMENT OF SPECIAL COMMITTEES

"Members of the Senate, present in the Legislative Building today is a very distinguished guest, the Honorable Mayor of Olympia, Mr. Neil McKay. The President should like to request Senators Woodall, Washington, Connor and DeGarmo as a committee of honor to escort our distinguished visitor to the rostrum.

The committee of honor escorted Mayor McKay to the rostrum.

The President:

"Members of the Senate, the honored guest today has a very important message to deliver to you. The President is sure that it will hold your deep interest. It is my privilege to present to you, Mayor McKay of Olympia."

Mayor McKay:

"Thank you very much, Governor Cherberg and members of the Senate.

"On behalf of the citizens of Olympia, I want to take this opportunity to welcome you to our city. As you are probably all aware, ever since the Legislature has been meeting in our city, it has been customary for the citizens of the city of Olympia to welcome the members of the Legislature with a Legislative Ball, and traditionally the Legislative Ball has been held the first Wednesday of the Session. That comes rather quickly after the Legislature convenes, but it gives you a chance to get acquainted

with the people of Olympia early during the time that you are visiting our city; and so tomorrow night at the State Armory in Olympia, the Legislative Ball for this Session will take place.

"I have given to your Sergeant at Arms a package containing tickets for each one of you.

"We have a very fine orchestra and I am sure you will enjoy the dance very much. The receiving line will begin at nine o'clock, and in the receiving line will be the Governor and the Supreme Court Judges, the elective officials and their ladies. At ten o'clock, the dancing will start.

"We hope that you will enjoy this dance very much and we hope you will all attend. Again I want to welcome you to our Olympia. We are happy to have you here and hope you have a very enjoyable session of the Legislature. Thank you very much."

The President:

"Members of the Senate, Mayor McKay:

"Thank you very much on behalf of the members of the Senate for your cordial invitation. The President is sure that the members of the Senate will be delighted to attend and will be looking forward with great anticipation and pleasure in doing so."

The committee of honor escorted Mayor McKay from the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"It is always the pleasure of the President to note the presence of a renowned and radiant former member of the august body of the Senate of the state of Washington. The President is sure that you will know exactly who it is when I say that this honored former member is the mother of our own eminent and respected Senator Frances Haddon Morgan from Kitsap county. Of course, the President is referring to that majestic person, Mrs. Lulu Haddon. The President takes deep pleasure in asking Senators Morgan, McMillan, Thompson, Jr. and Freise to please escort our lovely visitor to the rostrum."

The committee of honor escorted Mrs. Haddon to the rostrum.

The President:

"Members of the Senate:

"Upon arriving at the rostrum, Senator Haddon advised me that she had hidden in a corner in the hopes that the President would not see her. The President has often been accused, and rightly so, of overlooking certain things, but never has he been found guilty of failing to look over a very attractive visitor. Senator Haddon, the members of the Senate and the President take pleasure in prevailing upon you to address the Senate.

Senator Haddon:

"Thank you. It is always a pleasure to come back and see the Senate. There are still a few here that I served with. Today it is a very great pleasure to be here because former Representative Ernest Leber is in the back of the hall. He served eighteen or sixteen—I have forgotten which—years in the House. I served with him in 1933, in that rough session, and I have a great feeling for him. It's nice to see a few of the old-timers here and I am always glad to come back to see you get organized and going. Thank you very much."

The President:

"Members of the Senate:

"The President also notes the presence of the Honorable Ernest R. Leber. As Mrs. Haddon has so generously pointed out, Representative Leber served with distinction in the House of Representatives, and Senator Morgan has just jumped the gun on the President. The President was going to have Senator Raugust and Senator Washington join Senator Morgan in escorting Representative Leber to the rostrum. I think it is all right at this time.

"Now, Representative Leber, if you think you are going to get out of addressing the Washington State Senate, you will have to start thinking again. The President is sure from the warm reception you received that the Senators would be delighted to have you speak to them. Won't you, please?"

Representative Leber:

"President Cherberg and members of the Legislature:

"It is a pleasure for me to come back here again after being absent from legislative groups since 1949. I have served eight terms in this Legislature. However, I served none in the Senate, but I had the honor and pleasure about twenty-some odd years ago to serve in the Legislature with this fine lady here, Mrs. Haddon, and there are many more men in this Senate with whom I have served in this Legislature. I am glad to be present, and I wish you the best of everything in the Session to come."

The President:

"Thank you very much, Representative Leber.

"I am sure that everyone joins the President in expressing the thought that we appreciate very much your words."

PRESENTATION OF PETITIONS, MEMORIALS, RESOLUTIONS AND MOTIONS

Senator Woodall gave notice that on the next working day under the proper order of business, he would move the following amendment to the temporary Senate rules:

Amendment to temporary Senate Rules, by Senator Woodall:

Amend Temporary Senate Rule 58 by adding thereto the following language: "*Provided further*, That introduction of bills by departmental or executive request shall be limited to the first twenty days of the session unless the Senate shall otherwise direct by a vote of two-thirds of all the members elected to the Senate, the said vote to be taken by yeas and nays and entered upon the journal or unless the same be at a special session."

REPORT OF SPECIAL COMMITTEE

The special committee consisting of Senators Cowen, Neill and Gallagher appeared before the bar of the Senate and reported that the Governor had been notified that the Legislature was organized and ready to transact business.

The report was received and the committee was discharged.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 15, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to House Concurrent Resolution No. 3 and has adopted the resolution as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., January 15, 1963.

MR. PRESIDENT:

The Speaker has signed: House Concurrent Resolution No. 1; also House Concurrent Resolution No. 2; and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., January 15, 1963.

MR. PRESIDENT:

The Speaker has appointed Representative Mrs. Joseph E. Hurley of the Third Legislative District to the Legislative Council to fill the unexpired term of Representative Mrs. John W. Upton whose term in the Legislature has expired.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: House Concurrent Resolution No. 1; also House Concurrent Resolution No. 2.

INTRODUCTION AND FIRST READING OF SENATE BILLS

The following were introduced, read the first time by title and acted upon as follows:

Senate Bill No. 2, by Senators Foley, Petrich and Neill:

An Act relating to executors and administrators; and amending section 87, chapter 156, Laws of 1917, as last amended by section 1, chapter 43, Laws of 1959, and RCW 11.36.010.

Referred to Judiciary Committee.

Senate Bill No. 3, by Senators Neill and Donohue:

An Act relating to cities of the third class; and amending section 14, chapter 184, Laws of 1915 and RCW 35.24.290.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 4, by Senators Moriarty, Jr., Riley and Ryder:

An Act relating to real property; providing for the creation of horizontal property regimes (also known as condominiums) and the regulation thereof; and adding a new section to chapter 33, Laws of 1929 and to chapter 64.04 RCW.

Referred to Judiciary Committee.

Senate Bill No. 5, by Senators Herrmann, Cooney and Lennart:

An Act relating to motor vehicles; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.16 RCW.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 6, by Senators Raugust, McCutcheon and Bailey:

An Act relating to county officers' salaries; amending section 36.17.020, chapter, Laws of 1963 and RCW 36.17.020; and amending section 36.16.032, chapter, Laws of 1963 and RCW 36.16.032.

Referred to Committee on Cities, Towns and Counties.

On motion of Senator Raugust, the names of Senators McCutcheon and Bailey were added as sponsors to Senate Bill No. 6.

Senate Bill No. 7, by Senators Dore, Petrich and Moriarty, Jr.:

An Act relating to court records; and amending section 1, chapter 201, Laws of 1957 and RCW 36.23.065.

Referred to Judiciary Committee.

Senate Bill No. 8, by Senators Dore, Williams and Talley:

An Act relating to limited access highway facilities through cities or towns; and amending section 47.52.130, chapter 13, Laws of 1961 and RCW 47.52.130.

Referred to Committee on Highways.

MOTION

At 12:25 p. m., on motion of Senator Greive, the Senate adjourned until noon, Wednesday, January 16, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRD DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, January 16, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Gissberg.

On motion of Senator Keefe, Senator Gissberg was excused.

The Color Guard, consisting of Pages Mark McCormack, Color Bearer, and Jane Petrich, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Almighty God, we firmly believe that Thou are present with us and perfectly seest us, that Thou observest all our actions and knowest all our thoughts. By Thy wisdom do Thou direct us; by Thy righteousness do Thou keep us; and by Thy mercy protect us. Give to our understanding enlightenment and to our wills fervency.

"We beseech Thee for these gifts, especially for the Senators of this State in their several responsibilities. Help them in their offices, in committees and as they meet here in legislative session. May we all remember the influence of a good example that all who come to this place may have a stronger faith in our government. Let pride never corrupt us nor flattery move us.

"Grant these petitions, Good Lord, in the name of Thy Son, Jesus Christ. Amen."

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

MOTION

At 12:05 p. m., on motion of Senator Greive, the Senate recessed until 1:20 p. m.

AFTERNOON SESSION

At 1:20 p. m. the Senate was called to order by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Gissberg who was previously excused.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate:

"The President is sure that we all join in extending a very hearty welcome to our colleague, Senator Foster. We are very happy at your speedy recovery, Senator, and certainly hope your duties here don't prove too arduous."

The President declared the Senate to be at ease.

At 1:20 p. m., the Senate retired to the House chamber to meet in Joint Session for the purpose of hearing the message of Governor Albert D. Rosellini.

JOINT SESSION

The Sergeant at Arms of the House announced the arrival of the Senate at the bar of the House.

The Speaker invited the Senators to seats within the House and the President of the Senate to a seat on the rostrum beside the Speaker.

The President of the Senate, presiding, called the Joint Session to order.

The Secretary of the Senate called the roll of the Senate, and all members were present.

The Clerk of the House called the roll of the House and all members were present.

The President of the Senate appointed the following committee to escort the elected state officials to seats at the front of the House chamber: Representatives Uhlman, Mast and O'Connell and Senators Greive and Neill.

The committee retired.

The Sergeant at Arms of the House announced the arrival of the elected state officials at the bar of the House, and the President invited the officials to seats at the front of the House chamber.

The President of the Senate appointed the following committee to escort the Justices of the Supreme Court of the state of Washington from the reception room to the bar of the House: Senators Dore, Freise and President Pro Tempore Riley, and Representatives Campbell, Brachtenbach and Comfort.

The committee retired.

The Sergeant at Arms of the House announced the arrival of the Justices of the Supreme Court at the bar of the House, and the President invited the Justices to seats at the front of the House chamber.

The President of the Senate appointed the following committee to escort Governor Albert D. Rosellini from the reception room to the bar of the House for the purpose of receiving his message: Representatives Lynch, Grant and Haussler, and Senators Connor, Gallagher and Ryder.

The committee retired.

The President:

"Reverend Clergy, Speaker Day, Chief Justice Ott, members of the Supreme Court, honored state officials, members of the state legislature of the state of Washington, ladies and gentlemen:

"The President, with your permission, should like at this time and on this particularly momentous and auspicious occasion to state that he is delighted to be present and to congratulate those of you who have recently been chosen by the people of our lovely state to serve in the Legislature of the state of Washington.

"The members of the Senate and the President are happy to visit the House of Representatives in a true spirit of cooperation and understanding. We have been received in the same true spirit.

"It is an ideal time for each of us to recall our duties and obligations to the citizens of the state of Washington. The eminent jurist, Louis Brandeis, once said, 'The greatest progress will perhaps be made if all of us can give larger thought to our duties than to our rights.'

"Perhaps reflection on the words of Justice Louis Brandeis could assist us in properly performing our duties during the 1963 Legislative Session, and, with the help of God, we can succeed in honorably discharging our responsibilities." (Applause.)

The President of the Senate:

"Members of the Legislature, ladies and gentlemen:

"With your permission, the President should like to indulge himself the great pleasure of introducing the lovely and radiant Mrs. Rosellini. Would you please stand in order that we may recognize you?" (Applause.)

The Sergeant at Arms of the House announced the arrival of Governor Albert D. Rosellini at the bar of the House, and the President instructed the committee to escort him to a seat on the rostrum. (Applause.)

MOTION

Representative Hurley moved that the rules be suspended and that the Joint Session reconvene in the Senate chamber, due to the failure of the public address system in the House chamber.

The motion was carried.

The President of the Senate instructed the committees of honor to escort Governor Albert D. Rosellini, the Supreme Court Justices and the elected state officials to the Senate chamber.

The President declared the Joint Session to be at ease for the purpose of retiring to the Senate chamber.

At 2:00 p. m., the President of the Senate called the Joint Session to order in the Senate chamber.

Governor Rosellini assumed a place of honor on the Senate rostrum.

The Supreme Court Justices and the elected state officials were escorted to seats at the front of the Senate chamber.

The President of the Senate:

"Members of the Joint Session and ladies and gentlemen:

"Governor Rosellini, Speaker Day and the President wish to express our appreciation to you for your patience, your understanding and your remarkably good sense of humor.

"One consoling feature of this particular situation is that today we are all joined in making history in the state of Washington. This is the first time in history that a Joint Session of the Washington Legislature has convened in the Senate chamber.

"At this time, the occasion for which we have gathered has come. It is with great pride and privilege that the President presents His Excellency, the Honorable Albert D. Rosellini, Governor of the state of Washington. (Applause.)

MESSAGE OF GOVERNOR ALBERT D. ROSELLINI TO THE LEGISLATURE

"Mr. President, Mr. Speaker, members of the Legislature, members of the Judiciary, state elected officials and ladies and gentlemen:

"I might ask: What do I do for an encore after the failure of the public address system in the other room? I will not be offended if you will want to applaud in agreement when I say that the address I made over there was the best I have ever made. (Laughter.)

"Seriously, I do appreciate this opportunity to extend to all of you a warm greeting. It is traditional, as we know, for the Chief Executive of the state of Washington to report on the condition of the state on an occasion such as this, and let me assert at the start that the condition of the state of Washington is sound. We are on course and we are moving forward.

"In the last two years we have lived through three great events. We have recovered from a recession, we have held the most successful world's fair in history, and we have lived up to our responsibilities in a grave national emergency. This is no surprise. Our people have a tradition of greatness. We have tamed the Columbia. We have made the desert flourish. We have spanned the length and breadth of this great commonwealth with unsurpassed highways. We have provided a quality education for our children and youth. Within our borders lie atomic and space industries. Mountain, plain and valley are producing abundantly. Through private enterprise and enlightened government, our people have built and are building a great civilization. Our spirit is the same spirit that infused those who first sailed around the Cape to this

new territory, of those who first felled the mighty Douglas fir, and of those who crossed the plains in covered wagons.

"The will of the people must prevail. The people have spoken clearly. They want their state government to continue the highly successful programs which have gained us national recognition. They want these programs maintained as they have been in the recent past, diligently within the principle of fiscal responsibility. This is the challenge we propose to meet.

"The composition of this Legislature has been much discussed. May I offer an observation based upon considerable experience in public affairs and lengthy service in the Legislature. Regardless of party label, we are all conservatives, we are all liberals. We are conservatives insofar as we reaffirm, in action as well as words, our faith in the historic principles of self government enunciated by our fathers, in our respect for the dignity of the individual and his right to be free and to enjoy the fruits of his labor, and in the belief that government is the servant, not the master, of the people. We are liberals insofar as we approach new problems with a fresh outlook, with a determination that what must be done, can be done in the public sector of the commonwealth, that strong, responsible, and responsive government, equal to the challenges of the hour, and aware of human needs in a fast-changing, increasingly-complex society, is the only government worthy of the name. Let us conduct our deliberations openly, honestly, and realistically. Let us be proud of our achievements. Then let us look at what we must do in this session to continue the progress which makes each of us proud to be a citizen of the state of Washington.

"Let us make certain that our children shall continue to receive an education in the schools of this state comparable to the best. Universal free education is an American idea. The whole world seeks what we have had for generations. Our enemies seek to outdo us. We must meet increased enrollments. We must maintain quality. We must expand opportunities for higher learning. A skilled and educated citizenry is our greatest resource.

"On an over-all basis our educational program, both in the common schools, including the secondary level, and in our five institutions of higher learning, is meeting the needs of our children and youth. I propose that the Legislature take into account the increased enrollment at all levels. I ask the Legislature to give careful consideration to the needs of our five institutions of higher learning. A larger percentage of high school graduates now seeks an education beyond the twelfth grade than ever before. The bumper crop of World War II babies is now of college age. Our two universities are numbered among the nation's finest institutions of higher learning, and our three state colleges are widely recognized for their graduates. Although we cannot, because of fiscal limitations, do all that might seem highly desirable by way of improving even more the high quality of our educational program, my proposal for support of education will ensure a continuation of elementary, secondary, and higher education at a level in keeping with our best traditions.

"The World's Fair is history. It was not only a financial success, but it gave a boost to our economy. It demonstrated what men of good will, in both private and public capacities can accomplish when they set their minds to do it. The state of Washington, through the Department of Commerce and Economic Development, played a leading role in planning Century 21. The cooperation between private enterprise and government in this field will continue. Spearheading this effort will be a private, nonprofit tourist-promotion organization called Washington Welcome, which was created at my request to capitalize upon the momentum stimulated by the World's Fair. The advancement of economic growth in all sectors will continue to be the mission of the Department of Commerce and Economic Development.

"I think all of us who have lived here for some time realize that the state of Washington is an outdoor paradise, but population growth, increased demands upon facilities, and a shrinking availability of outdoor resources require that we take action now. A long-range outdoor recreation program is one of the most important needs confronting the people of our state. I will present to the Legislature, in a special message, a comprehensive proposal on the subject of outdoor recreation.

"We must preserve our fishing industry. Hatcheries and fish farms have replenished the streams, but the maintenance of fishing resources is an interstate and international problem. A Pacific Coast Conference on Salmon has just been held at my invitation. I ask you to give careful consideration to its recommendations. Research is vitally needed. However, of even greater importance at this time is the protection of the right of access by the fishing industry in the state of Washington to resources in international waters. The state must remain an alert and informed party to any and all negotiations

carried on by the federal government with foreign countries on the subject of fishing rules and regulations. When I speak of fishing, I refer not only to the several species of salmon, but to other species such as halibut. The future of an important Washington industry is at stake.

"Pollution of water and air have become problems of national interest. The Pollution Control Commission and the Department of Health are working on these problems. Important gains have been made. Our commercial salmon industry, shellfish industry, and sports fishing are vitally interested in the outcome of studies now under way.

"Fresh clean air is a vital natural resource. The future of Washington as a place to live, work, and enjoy recreation depends upon control of air pollution as well as water pollution. An Air Pollution Control Board is proceeding with its work.

"The development of our extensive hydroelectric resources must go forward. I believe there is a place in this for both private and public enterprise. Our atomic, aerospace, and aluminum industries are directly dependent on the availability of low-cost electrical energy. We must continue to apply the principle of multiple water-resource usage so that lands are reclaimed, crops irrigated, water-shed areas protected, fish runs guaranteed, and scenic and recreation areas preserved. First claim to hydroelectric power produced in the Pacific Northwest must be ensured. We have won our struggle to produce electrical energy at Hanford, but, in a growing area where electrical power is a key factor in industrial development, we must look to additional resources. Plans are now being made to utilize some of our coal reserves for conversion into electrical power.

"An estimated 235,000 citizens of this state are employed in manufacturing. One-fourth of these work in forest product industries. The two million acres of forest lands managed by the Department of Natural Resources are a tremendously significant part of the total timber resources of the state. Our timber economy depends to a large extent on maintaining maximum productivity in the wood-fiber category, both on public and private lands. We must continue that research which will help to produce maximum yields of such forest-land products as timber, water, wildlife, and recreation.

"The Department of Conservation, which works very closely with the Department of Natural Resources, is currently conducting a topographical study. This, together with a mineral survey already made, will provide inventories of great significance in our program of industrial development.

"Washington rightly claims a position of leadership in terms of its concern for the well-being of its working force. Through continued adherence to sound insurance principles, we can, and must, maintain our unemployment compensation fund, which has traditionally been one of the most solvent in the country. Employment is at an all-time high, but unemployment compensation benefits should be extended to groups of workers not now covered.

"Joint Federal-State activities in the area of retraining those displaced by automation must continue and be accelerated. To facilitate this cooperation with the Federal government in the retraining of displaced employees and in dealing with other problems related to automation, I have appointed a state Manpower Advisory Committee, on which are represented labor, management, agriculture, vocational education, and the public. The injured workmen's rehabilitation center is in operation and meeting our expectations. Once again I ask the Legislature to study the possibility of implementing a program of permanent, partial-disability pensions for injured workmen. Gains in wage and hour protection for women and minors have been made. The Washington State mediation and conciliation program has made an important contribution to labor-management relations. I ask that the Legislature continue to reject any so-called right to work law.

"The work of the Veterans' Rehabilitation Council must continue. Closures by the Veterans' Administration of its facilities in several of our larger cities make the services of this agency even more imperative than heretofore.

"The Washington State Supreme Court has declared our publicly-assisted housing law unconstitutional. We must try again. Anti-discrimination clauses should be written into all state contracts. I will submit measures dealing with each of these matters later in the Session. I propose, further, that the state of Washington join the other forty-nine states in removing the prohibition to ownership of land by aliens.

"Ninety-seven percent of all our young people are law-abiding. The remaining three percent constitute our juvenile delinquency problem. Drinking by minors is a major contributor to delinquent behavior. I urge the Legislature to join with me in taking steps to bring this problem under greater control. Prevention of juvenile delinquency has been, and must be, emphasized. New child guidance centers are in

operation and proving successful. Our new juvenile reception and diagnostic center, which will soon open, will help resolve a crucial problem. Despite a significant increase in commitments, our rehabilitation programs are working, and the number of juvenile parole violations continue to be among the lowest in the nation.

"The proud achievements in the area of delinquency prevention and rehabilitation of youthful offenders can be matched in virtually all other areas of state institutional programs. For instance, our three state mental hospitals are now fully accredited for the first time in the history of our state. In addition, through new programs of psychotherapy the population of these three hospitals has continued to decline steadily. As with mental illness, our programs for the mentally retarded also have achieved dramatic results. But in so doing, we have also increased the need for additional facilities for the retarded. This has occurred despite a substantial expansion during the past two years of existing facilities. We must continue to devote intense efforts to resolve growing problems in this area of our society. Our program of services to the visually and auditorially handicapped in our two state schools in Vancouver is going forward.

"Work has begun on a new adult correction institution near Shelton. This will open in 1964. The emphasis in our correction program has been on rehabilitation. Our policies in the area of probation and parole have facilitated the restoration of offenders to productive life.

"The Department of Health is studying radiation, continuing its attack on tuberculosis, and making great gains in the field of alcoholism research and treatment. Vaccines for the prevention of virus-type diseases have been carefully scrutinized before permitting release.

"The Department of Agriculture has tightened control over the sale and use of pesticides and insecticides to ensure the wholesomeness of foods grown and distributed in this state. The meat inspection program has improved. Deceptive and fraudulent practices in the packaging and labeling of foods have been curtailed.

"The state of Washington, for the past three decades, has met the needs of those who could not provide the necessities of life for themselves. In the past two years, the Department of Public Assistance has activated a work-relief program, a surplus food distribution program, a fraud investigation unit, and has expanded the operations of the support enforcement and collection units. The latter efforts have helped ensure that funds are going to those who legitimately qualify for assistance. Adoption procedures have been strengthened. A blind rehabilitation center is under construction in Seattle. The Department is continuing to direct its efforts toward the rehabilitation of physically handicapped persons and the employment of those with limited skills and experience. To more effectively collect from those who have deserted their children, I ask the Legislature to strengthen the state's Reciprocal Enforcement of Support Act.

"This state has constructed, is now building, and has additional plans for, a system of highways which has earned for us the esteem of the entire United States. Our Highway Department was recently named, on a national television network, as one of the five best in the whole nation. Our interstate highway program, which represents two-thirds of the work load of the Highway Department at the present time, is on, or ahead of, schedule. Highway progress in the past two years has been phenomenal. For the record of this proud achievement, I invite your attention to the annual activity report of the Washington Highway Department, which includes a full description of projects completed and under way. We are meeting, as rapidly as federal and state funds are available, present demands for a safe and expeditious highway transportation system, and we are planning for future highway development which will be integrated with all other parts of the economy. The Puget Sound Regional Transportation Study, now under way, is one such effort.

"It is time for objectivity in considering the Washington State Ferry System. The ferry system has met the demands made upon it. Notwithstanding frequently heard opinions to the contrary, the present ferries meet safety standards. Excepting for peak periods, these ferries will do a satisfactory job for the next two or three years. However, a number of the ferries which are adequate now, will be obsolete in terms of capacity to meet demand as projected into the future. Capital replacement cannot be realized from present or foreseeable schedules of fares. We must plan for orderly replacement of vessels and ferry terminals. After examining the report of the General Manager of the system, I concur in his recommendation that Chapter 7 of Laws Extraordinary Session of 1961 be amended. I recommend that all revenues accruing to the Puget Sound reserve account from one-fourth cent of the gasoline tax be

reserved for the exclusive use of Washington State Ferries to pay operating deficits, debt service on bonds, replacement of capital equipment and terminal facilities, and such additional costs as are necessary and approved in each biennial budget.

"The state of Washington, in 1961, received national recognition for its achievements in traffic supervision. Our record for 1962 will very likely be the best among the thirteen western states. But, the death and injury rates on our highways must be further reduced. Through automation, the Department of Licenses is now making a remarkable contribution to highway safety. I am determined that the highways of this state will become safe for all who use them. I will introduce legislation relating to the compulsory use of seat belts in motor vehicles, as well as other measures pertaining to highway safety.

"The Department of Civil Defense has located shelter space for more than one million persons. Those now licensed, which include the majority of those located, are being stocked with supplies. A food distribution program has been established, and survival techniques have been taught to thousands. Monitoring stations to measure fallout have been established in 206 locations. A civil defense communications network has been expanded and improved.

"At my request, the last Legislature authorized a program for the protection of the buying public. Stronger measures to protect the consumer from fraudulent, deceptive, and unfair practices will be introduced later in this session.

"The Department of Personnel has just completed a classification study involving state employees under the civil service act. Equal pay for equal work, insofar as possible, is our goal.

"The proper conduct of elections is a responsibility of state government. I propose that candidates for public office should be required by law to disclose the sources of their financial support, prior to both the primary and general elections. Accordingly, I will introduce a proposal for a State Campaign Contribution and Expenditure Reporting Law. I ask the Legislature to consider it carefully.

"Reapportionment of legislative districts is an obligation imposed upon the Legislature by the state constitution. The United States Supreme Court has served notice that states which do not comply in this regard run the risk of having the courts make this determination for them. I recommend and urge you, that we exercise the sovereign power of our state in accomplishing this necessary task.

"Everyone here is aware that our cities face financial difficulties. Consideration should be given by the Legislature to their plight. Subdivisions of the state, including municipalities, should be required to assume additional obligations only when ways and means at the local level have been provided.

"In 1961, I created by executive directive, a division of local affairs in the Department of Commerce and Economic Development. This division has administered several federal programs of assistance to cities and other municipal corporations. I ask the Legislature to grant statutory status to this division, which would thereby have statewide developmental planning authority enabling it to coordinate and administer additional federal programs pertaining to urban problems.

"The Advisory Council on Nuclear Energy and Radiation has been studying the status of our atomic energy program. The council recommends amendatory legislation which would enable the state of Washington to seek agreement with the U. S. Atomic Energy Commission for assumption by the state of regulatory functions. By attaining agreement status, our state would be taking a long step toward creating a coordinated program for industry, education, agriculture, and health. I strongly urge adoption of the proposed amendment.

"We are endowed in this state with unsurpassed natural resources: snow-capped mountains, fertile valleys, broad plains, and extensive waterways. We have more of what most people consider the basic formula for good living than any other state in the union. Our natural wonders are matched by those we ourselves have made. This is giant country. No mean objective can catch the imagination of people with our heritage. All of our people have enjoyed the opportunities and freedoms ensured by wise public policies and equality under the law. The level of our civilization commands wide respect.

"Two weeks ago I had the privilege of meeting a Cuban refugee. He had been a judge in the Traditional Courts of Cuba. He and his family, after more than a year of negotiations, were finally permitted to leave Cuba. He is weary of all dictatorship. Most Cubans, he pointed out, do not even know there is a state of Washington. They know only about Washington, D. C. He learned a great deal about our state

through a voluntary relocation agency. But, even before leaving Cuba, he had heard that the state of Washington had the largest engineering undertakings in the country: bridges, tunnels, and dams. And, he was an engineer as well as a lawyer. He had selected our state because of its natural beauty and the widely recognized hospitality of its people. He was not disappointed. He was overcome by the beauty of this building. In less than one week, he had discovered the majesty, the beauty, and the potentialities of this great natural wonderland, which we, too often, take for granted.

"We, in this room, have been entrusted with the responsibility to preserve and wisely use the great wealth handed down to us, to maintain freedom, and to enlarge opportunities for every man, woman, and child who lives within this commonwealth.

"Let us, in humility, and, seeking Divine help, rededicate ourselves to the ideals which have made this nation and this state a place where life, liberty, and the pursuit of happiness are boundless."

(Applause.)

The President of the Senate instructed the special committee consisting of Representatives Lynch, Grant and Haussler and Senators Connor, Gallagher and Ryder to come forward and escort Governor Rosellini from the rostrum to the reception room.

The committee retired.

The President of the Senate instructed the appointed committee consisting of Senators Dore, Freise and Riley and Representatives Campbell, Brachtenbach and Comfort to come forward and escort the Justices of the Supreme Court of the state of Washington from the Senate chamber to their chambers.

The committee retired.

The President of the Senate instructed the committee consisting of Representatives Uhlman, Mast and O'Connell and Senators Greive and Neill to come forward and escort the elected state officials from the Senate chamber to the reception room.

The President of the Senate:

"Members of the Legislature, Ladies and Gentlemen:

"The President wishes to express the appreciation of the members of the Senate, and his own, for the wonderful reception the House gave us upon our arrival and to express gratitude to the Speaker for his cooperation and consideration.

"The President also would like to express appreciation for the cooperation of the Chief Clerk of the House, S. R. Holcomb, and to the Secretary of the Senate, Ward Bowden. The processes and the mechanics of a legislature are complex and extremely intricate, and I believe we all are indebted to both Mr. Holcomb and Mr. Bowden for the grand work they do for each of us."

MOTION

On motion of Senator Washington, the Joint Session was dissolved.

The President of the Senate instructed the Sergeant at Arms of the Senate and the Sergeant at Arms of the House to escort the Speaker and the members of the House of Representatives to the House chamber, and they retired.

The President called the Senate to order at 3:35 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and Mardesich and Senator Gissberg who was excused.

The President declared the Senate to be at ease.

The President called the Senate to order at 4:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and Mardesich, and Senator Gissberg who was excused.

APPOINTMENT OF STANDING COMMITTEES

The President announced the appointment of the Standing Committees of the Senate and the Secretary read the following appointments:

Agriculture and Horticulture—(11)—Senator Mardesich, Chairman; Senators Chytil, Donohue, Gissberg, Hanna, Knoblauch, Lennart, McMillan, Raugust, Stender, Washington.

Banks, Financial Institutions and Insurance—(12)—Senator Herrmann, Chairman; Senator Mardesich, Vice Chairman; Senators Charette, Connor, Cooney, Dore, Foley, Freise, Kupka, Moriarty, Jr., Neill, Ryder.

Cities, Towns and Counties—(20)—Senator Talley, Chairman; Senators Atwood, Charette, Chytil, Connor, DeGarmo, Donohue, England, Gallagher, Guess, Henry, Hess, Keefe, Kupka, Peterson, Petrich, Rasmussen, Riley, Thompson, Jr., Williams.

Commerce, Manufacturing and Licenses—(15)—Senator Kupka, Chairman; Senators Connor, Cooney, Cowen, Durkan, Foster, Gallagher, Greive, Keefe, Knoblauch, Mardesich, Peterson, Raugust, Rickdall, Thompson, Jr.

Constitution, Elections and Legislative Processes—(21)—Senator Donohue, Chairman; Senators Bailey, Cooney, Dore, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, McCutcheon, McMillan, Raugust, Rickdall, Ryder, Stender, Williams, Woodall.

Education—(16)—Senator Hess, Chairman; Senators Charette, Chytil, Foster, Gissberg, Henry, Knoblauch, Lennart, McCutcheon, McMillan, Peterson, Petrich, Stender, Talley, Thompson, Jr., Washington.

Fisheries, Game and Game Fish—(13)—Senator Charette, Chairman; Senators Bailey, DeGarmo, Herrmann, McMillan, Peterson, Petrich, Rasmussen, Rickdall, Sandison, Stender, Talley, Thompson, Jr.

Higher Education and Libraries—(10)—Senator Sandison, Chairman; Senators Atwood, England, Foley, Hallauer, Hess, McCormack, Neill, Ryder, Washington.

Highways—(32)—Senator Washington, Chairman; Senator Henry, Vice Chairman; Senators Bailey, Cooney, Donohue, Dore, Durkan, Foley, Foster, Freise, Gissberg, Guess, Hanna, Herrmann, Hess, Keefe, Knoblauch, Lennart, Mardesich, McCormack, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Williams.

Judiciary—(18)—Senator Petrich, Chairman; Senators Atwood, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Hanna, Mardesich, McCutcheon, Moriarty, Jr., Neill, Washington, Williams, Woodall.

Labor and Social Security—(12)—Senator Rasmussen, Chairman; Senators Connor, DeGarmo, Dore, Guess, Kupka, Mardesich, Moriarty, Jr., Riley, Ryder, Stender, Talley.

Liquor Control—(9)—Senator Connor, Chairman; Senators DeGarmo, Freise, Henry, Kupka, Raugust, Riley, Sandison, Woodall.

Medicine, Dentistry, Public Health, Air and Water Pollution—(13)—Senator McMillan, Chairman; Senators Atwood, Connor, Cooney, Cowen, DeGarmo, Greive, McCutcheon, Morgan, Rickdall, Talley, Thompson, Jr., Woodall.

Natural Resources—(8)—Senator McCormack, chairman; Senators Chytil, Hallauer, Henry, McCutcheon, Rickdall, Riley, Stender.

Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense—(11)—Senator DeGarmo, Chairman; Senators Charette, Cowen, England, Foley, Foster, Guess, Hallauer, Hanna, Morgan, Williams.

Public Institutions—(10)—Senator Morgan, Chairman; Senators Chytil, Freise, Herrmann, Keefe, Knoblauch, Kupka, Moriarty, Jr., Sandison, Woodall.

Public Utilities—(19)—Senator McCutcheon, Chairman; Senators Bailey, Charette, Chytil, Cooney, Cowen, Durkan, Foster, Freise, Gissberg, Greive, Hanna, Herrmann, Keefe, McCormack, Rasmussen, Talley, Thompson, Jr., Washington.

Rules and Joint Rules—(16)—President Cherberg, Chairman; Senators Bailey, Cooney, Cowen, Gallagher, Gissberg, Greive, Hallauer, Hanna, Keefe, Knoblauch, Lennart, Neill, Raugust, Riley, Ryder, Woodall.

State Government—(12)—Senator Henry, Chairman; Senators Atwood, DeGarmo, Donohue, England, Herrmann, Kupka, McCormack, McMillan, Morgan, Neill, Woodall.

Ways and Means—(36)—Senator Foley, Chairman; Senator Dore, Chairman, Appropriations; Senators Atwood, Bailey, Chytil, DeGarmo, Donohue, England, Gallagher, Hallauer, Hess, Mardesich, McCormack, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Riley, Sandison, Talley, Thompson, Jr., Williams, Woodall. Senator Durkan, Chairman, Revenue and Regulatory Agencies; Senators Connor, Cooney,

Cowen, Gissberg, Greive, Guess, Kupka, Lennart, Ryder. Committee on Enrolled, Engrossed Bills and Claims and Auditing: Senators Dore, Durkan, Gallagher, Greive, Neill, Petrich, Woodall.

MOTIONS

Senator Greive moved that the standing committee appointments as announced be confirmed.

Senator Ryder moved the adoption of the following amendment to the standing committee appointments:

On page 3 of the mimeographed roster of Senate Standing Committees, Committee on Public Utilities:

Strike the number "19" and substitute the number "22" and add the following three Senators: Guess, Lennart and Raugust

Debate ensued.

Senator Woodall demanded a roll call and the demand was sustained by Senators Woodall, Neil, Moriarty, Jr., Peterson, England, Atwood, Greive, Gallagher and Hallauer.

The president stated the question before the Senate is: It has been moved that the Senate adopt the amendment by Senator Ryder to the Standing Committee on Public Utilities.

ROLL CALL

The Secretary called the roll and the amendment was not adopted by the following vote: Yeas, 17; nays, 30; absent or not voting, 2.

Those voting yea were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Lennart, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Ryder, Thompson, Jr., Williams, Woodall—17.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Petrich, Rasmussen, Riley, Sandison, Stender, Talley, Washington—30.

Those absent or not voting were Senators Gissberg, Mardesich—2.

The President stated the question before the Senate is: It has been moved that the standing committee appointments as announced be confirmed.

The motion carried.

AMENDMENT TO SENATE RULE 58

Senator Woodall moved the adoption of the following amendment to the temporary Senate rules:

Amend Temporary Senate Rule 58 by adding thereto the following language:

"Provided further that introduction of bills by departmental or executive request shall be limited to the first twenty days of the session unless the Senate shall otherwise direct by a vote of two-thirds of all the members elected to the Senate, the said vote to be taken by yeas and nays and entered upon the journal, or unless the same be at a special session."

Debate ensued.

The motion was lost by a standing vote and the amendment was not adopted.

Senator Lennart moved the adoption of the following resolution:

SENATE RESOLUTION

1963 -3-

WHEREAS, The voters of the state of Washington, did at all elections when a forty-mill tax limitation was submitted, to them, as an initiative, approve such measure by

a substantial majority; also when such a measure was submitted as a referendum, it also was approved by a substantial majority; and at the 1962 election when the proposed liberalization of the provision of the forty-mill limitation was submitted to the voters in the form of a constitutional amendment, the same voters by an overwhelming majority rejected such proposal;

Now, Therefore, Be It Resolved, That the 1963 session of the Senate of the state of Washington, recognizing the will of the people, devote its valuable time to attainable legislative goals.

Debate ensued.

On motion of Senator Hess, the resolution was referred to the Committee on Ways and Means.

The Secretary read:

MESSAGE FROM THE HOUSE

MR. PRESIDENT:

House of Representatives,
Olympia, Wash., January 15, 1963.

The Speaker has signed: House Concurrent Resolution No. 3, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed: House Concurrent Resolution No. 3.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 9, by Senators Durkan, Foley and DeGarmo:

An Act relating to public employment; providing preferences in competitive examinations for veterans and their widows; and amending section 1, chapter 189, Laws of 1945, as last amended by section 1, chapter 9, Laws of 1953 first extraordinary session, and RCW 41.04.010.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 10, by Senator Rasmussen:

An Act relating to governmental agencies and officers, employees, and agents thereof; and amending section 2, chapter 320, Laws of 1959, and RCW 42.22.020.

Referred to Committee on State Government.

Senate Bill No. 11, by Senators Henry, Talley and Neill:

An Act relating to third class cities; and adding a new section to chapter 184, Laws of 1915 and to chapter 35.24 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 12, by Senators Henry, Talley, Neill and Thompson, Jr.:

An Act relating to cities and towns; adding a new section to chapter 35.23 RCW; and amending section 172, page 213, Laws of 1890, and RCW 35.27.240. Referred to Judiciary Committee.

On motion of Senator Henry, the rules were suspended and the name of Senator Thompson, Jr. was added as a sponsor of Senate Bill No. 12.

Senate Bill No. 13, by Senators Sandison and Talley:

An Act relating to local improvements in cities and towns and unpaid local improvement bonds and warrants issued in relation thereto.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 14, by Senators Thompson, Jr., Stender and Peterson:

An Act relating to state government; abolishing the state parks and recreation commission; transferring its powers, duties and functions; creating the state department of parks and recreation; prescribing powers, duties and functions in relation thereto; amending section 1, chapter 174, Laws of 1953, as last amended by section 19, chapter 215, Laws of 1957, and RCW 43.17.010; amending section 2, chapter 174, Laws of 1953, as last amended by section 20, chapter 215, Laws of 1957, and RCW 43.17.020; and providing an effective date.

Referred to Committee on State Government.

Senate Bill No. 15, by Senators Herrmann, Ryder and Riley:

An Act relating to mutual savings banks; amending section 8, chapter 80, Laws of 1957, and RCW 32.08.061, amending section 32.08.140, chapter 13, Laws of 1955 as amended by section 2, chapter 80, Laws of 1957, and RCW 32.08.140; amending section 32.12.020, chapter 13, Laws of 1955 as last amended by section 2, chapter 80, Laws of 1961, and RCW 32.12.020; amending section 32.12.030, chapter 13, Laws of 1955 as amended by section 7, chapter 280, Laws of 1961, and RCW 32.12.030; amending section 32.20.040, chapter 13, Laws of 1955, and RCW 32.20.040; amending section 32.20.230, chapter 13, Laws of 1955, and RCW 32.20.230; amending section 32.20.250, chapter 13, Laws of 1955 as last amended by section 4, chapter 80, Laws of 1961, and RCW 32.20.250; amending section 32.20.260, chapter 13, Laws of 1955 as amended by section 5, chapter 80, Laws of 1961, and RCW 32.20.260; amending section 32.20.270, chapter 13, Laws of 1955 as last amended by section 6, chapter 80, Laws of 1961, and RCW 32.20.270; amending section 32.24.030, chapter 13, Laws of 1955, and RCW 32.24.030; adding one new section to chapter 13, Laws of 1955 and to chapter 32.04 RCW; adding three new sections to chapter 13, Laws of 1955 and to chapter 32.12 RCW; and adding six new sections to chapter 13, Laws of 1955 and to chapter 32.20 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 16, by Senators Peterson and Talley:

An Act relating to the issuance of hunting licenses; adding a new section to chapter 77.32 RCW; amending section 77.32.103, chapter 36, Laws of 1955 as amended by section 4, chapter 176, Laws of 1957 and RCW 77.32.103; and providing an effective date.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 17, by Senator Freise:

An Act relating to criminal procedure; amending section 78, page 114, Laws of 1854, as last amended by section 1034, Code 1881, and RCW 10.19.040; and adding a new section to chapter 19.72 RCW..

Referred to Judiciary Committee.

Senate Bill No. 18, by Senators Talley, Hanna and Neill:

An Act relating to the government, powers and duties of cities of the third class; and amending section 14, chapter 184, Laws of 1915, and RCW 35.24.290.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 19, by Senators Kupka, Keefe and Rickdall:

An Act relating to psychopathic delinquents; and amending section 71.06.250, chapter 25, Laws of 1959, and RCW 71.06.250.

Referred to Committee on Public Institutions.

Senate Bill No. 20, by Senator Riley:

An Act relating to the nomination and election of the state auditor; and adding a new section to chapter 29.21 RCW.

Referred to Committee on State Government.

Senate Bill No. 21, by Senators Neill and Talley:

An Act relating to the adoption of codes by reference; and amending section 1, chapter 32, Laws of 1935 as amended by section 1, chapter 213, Laws of 1943 and RCW 35.21.180.

Referred to Judiciary Committee.

Senate Bill No. 22, by Senators Henry, Talley and Neill:

An Act relating to towns and budget and tax matters in relation thereto; and amending section 2, chapter 138, Laws of 1909 as amended by section 2, chapter 61, Laws of 1929 and RCW 35.27.430.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 23, by Senator Freise:

An Act relating to the uniform declaratory judgment act; and adding a new section to chapter 113, Laws of 1935 and to chapter 7.24 RCW.

Referred to Judiciary Committee.

Senate Bill No. 24, by Senators Neill and Talley:

An Act relating to cities and towns; and amending section 1, chapter 162, Laws of 1947 and RCW 35.23.460.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 25, by Senators Neill and Talley:

An Act relating to cities and towns; amending section 14, chapter 184, Laws of 1915 and RCW 35.24.290; and amending section 154, page 201, Laws of 1890, as last amended by section 4, chapter 378, Laws of 1955, and RCW 35.27.370.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 26, by Senators Neill and Talley:

An Act relating to meetings of public officers and agencies; and amending section 1, chapter 216, Laws of 1953 and RCW 42.32.010.

Referred to Judiciary Committee.

Senate Bill No. 27, by Senators England, Peterson and Thompson, Jr.:

An Act relating to state and local planning; and providing for the designation, acquisition, support and financing of open space land areas.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 28, by Senators Gallagher, Thompson, Jr., Durkan, Peterson and Dore:

An Act relating to elections; amending section 1, chapter 101, Laws of 1955 as amended by section 1, chapter 247, Laws of 1959 and RCW 29.21.180; and declaring an emergency.

On motion of Senator Greive, the rules were suspended and additional names were permitted as sponsors of Senate Bill No. 28.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 28 was advanced to second reading and read the second time in full.

Debate ensued.

Senators Rasmussen and McCutcheon moved the adoption of the following amendment:

Amend section 1, line 15, page 1 of the bill after "than" strike "four" and insert "five"

Debate ensued.

The motion was lost and the amendment was not adopted.

Senator Williams moved the adoption of the following amendment:

In section 1, page 1, lines 22 and 23 of the bill, strike "alphabetically" and insert "by rotation as evenly as possible among the various precincts"

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 28 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 28, and the bill passed the Senate by the following vote: Yeas, 40; nays, 7; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—40.

Those voting nay were: Senators Freise, Hess, Lennart, Neill, Rasmussen, Raugust, Stender—7.

Those absent or not voting were: Senators Gissberg, Mardesich—2.

Senate Bill No. 28, having received the constitutional majority was declared passed.

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

Senate Joint Memorial No. 1, by Senators Peterson and Rasmussen:

Memorializing the United States government to prevent encroachment of Bering Sea halibut fishing.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Joint Resolution No. 1, by Senator Riley:

Providing by constitutional amendment for four year terms for representatives.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 2, by Senator Riley:

Providing for annual legislative sessions.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

At 5:30 p. m., on motion of Senator Greive, the Senate adjourned until noon, Thursday, January 17, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FOURTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, January 17, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Lennart and Mardesich.

On motion of Senator Greive, Senator Dore was excused.

The Color Guard, consisting of Pages Mark McCormack, Color Bearer, and Jane Petrich, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Lord, we beseech Thee mercifully to receive our prayers. May Thy grace come upon us that we may both perceive Thy will for us and know what things we ought to do giving us the power faithfully to fulfill the same.

"If our intentions are good, help us to make them live in good deeds. If what we intend or desire makes us uncomfortable in Thy presence, take it from us and give us the spirit we ought to have. Deliver us from the sophistries of the cynical and the inclinations of our hearts to self-deceit. Make us faithful to each challenging duty, loyal to every high claim, and responsive to the human needs of the people of this state.

"May we valiantly meet this day's waiting tasks with laughter, kindness and cheerful goodwill.

"We ask these blessings upon our Senators in the name of Thy Son, Jesus Christ, our Lord. Amen."

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

NOTICE OF PROPOSED CHANGE OF SENATE RULE NO. 58

Senator Hess gave notice that on the next working day he would propose an amendment to Temporary Senate Rule No. 58.

The notice was received.

The Secretary read:

MESSAGES FROM THE SECRETARY OF STATE

Department of State, Office of the Secretary,
Olympia, Washington, January 14, 1963.

*To the Honorable, The President of the Senate,
The Legislature of the State of Washington,
Olympia, Washington.*

Sir:

I have the honor of herewith submitting a recapitulation of the votes cast at the General Election, held throughout the State on the sixth day of November, 1962, as canvassed by me from the returns made to this department by the several County Auditors of the State.

Respectfully,

VICTOR A. MEYERS, *Secretary of State,*
Chief Election Officer, State of Washington.

INITIATIVE MEASURE NO. 211, captioned:

"STATE LEGISLATIVE REAPPORTIONMENT AND REDISTRICTING."	
FOR Initiative Measure No. 211.....	396,419
AGAINST Initiative Measure No. 211.....	441,085

REFERENDUM MEASURE NO. 32: (CHAPTER 298, LAWS OF 1961)

"WASHINGTON STATE MILK MARKETING ACT."	
FOR Chapter 298, Laws of 1961.....	153,419
AGAINST Chapter 298, Laws of 1961.....	677,530

REFERENDUM MEASURE NO. 33: (CHAPTER 275, LAWS OF 1961)

"PRIVATE AUDITS OF MUNICIPAL ACCOUNTS."	
FOR Chapter 275, Laws of 1961.....	242,189
AGAINST Chapter 275, Laws of 1961.....	563,475

PROPOSED CONSTITUTIONAL AMENDMENTS
SUBSTITUTE SENATE JOINT RESOLUTION NO. 1:

"SCHOOL DISTRICTS: INCREASING LEVY PERIODS."	
FOR Substitute Senate Joint Resolution No. 1.....	249,489
AGAINST Substitute Senate Joint Resolution No. 1.....	597,928

SENATE JOINT RESOLUTION NO. 9

"VOTERS' PAMPHLET—PUBLICATION AND DISTRIBUTION."	
FOR Senate Joint Resolution No. 9.....	484,666
AGAINST Senate Joint Resolution No. 9.....	315,088
(This measure having received a constitutional majority approval is now identified as the 36TH AMENDMENT to our State Constitution.)	

SENATE JOINT RESOLUTION NO. 21

"ABOLISHING RESTRICTIONS ON LAND OWNERSHIP."	
FOR Senate Joint Resolution No. 21.....	400,839
AGAINST Senate Joint Resolution No. 21.....	428,276

SENATE JOINT RESOLUTION NO. 25

"PUBLICATION OF PROPOSED CONSTITUTIONAL AMENDMENTS."	
FOR Senate Joint Resolution No. 25.....	417,451
AGAINST Senate Joint Resolution No. 25.....	353,448
(This measure having received a constitutional majority approval is now identified as the 37TH AMENDMENT to our State Constitution.)	

SUBSTITUTE HOUSE JOINT RESOLUTION NO. 1

"CITIES, TOWNS: INCREASING LEVY PERIODS."	
FOR Substitute House Joint Resolution No. 1.....	189,125
AGAINST Substitute House Joint Resolution No. 1.....	620,973

HOUSE JOINT RESOLUTION NO. 6

"TEMPORARY PERFORMANCE OF JUDICIAL DUTIES."	
FOR House Joint Resolution No. 6.....	539,800
AGAINST House Joint Resolution No. 6.....	236,805
(This measure having received a constitutional majority approval is now identified as the 38TH AMENDMENT to our State Constitution.)	

HOUSE JOINT RESOLUTION NO. 9

"GOVERNMENTAL CONTINUITY DURING EMERGENCY PERIOD."	
FOR House Joint Resolution No. 9.....	496,956
AGAINST House Joint Resolution No. 9.....	279,175
(This measure having received a constitutional majority approval is now identified as the 39TH AMENDMENT to our State Constitution.)	

HOUSE JOINT RESOLUTION NO. 19

"QUALIFICATION OF VOTERS."	
FOR House Joint Resolution No. 19.....	392,172
AGAINST House Joint Resolution No. 19.....	400,630

UNITED STATES SENATOR

Warren G. Magnuson.....	Democrat	491,365
Richard G. Christensen.....	Republican	446,204
Henry Killman	Socialist Labor	4,730
W. Frank Horne.....	Constitution	930

REPRESENTATIVES IN CONGRESS

First District

Thomas M. Pelly.....	Republican	108,561
Alice Franklin Bryant.....	Democrat	38,669

Second District

Jack Westland	Republican	70,498
Milo Moore	Democrat	47,333

Third District

Julia Butler Hansen.....	Democrat	69,045
Edwin J. Alexander.....	Republican	36,629

Fourth District

Catherine May	Republican	83,182
David A. Gallant.....	Democrat	40,887

Fifth District

Walt Horan	Republican	78,504
Bernard J. Gallagher.....	Democrat	43,333

Sixth District

Thor C. Tollefson.....	Republican	79,838
Dawn Olson	Democrat	32,513

Seventh District

K. W. (Bill) Stinson.....	Republican	86,106
Don Magnuson	Democrat	66,052

JUDGES OF THE STATE SUPREME COURT

POSITION No. 1—Six Year Term

Robert C. Finley.....	516,862
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POSITION NO. 2—Six Year Term

Charles T. "Carl" Donworth.....	494,552
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POSITION NO. 3—Six Year Term

Harry Ellsworth Foster.....	492,869
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POSITION NO. 4—Unexpired Term

Orris L. Hamilton.....	497,086
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IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the Seal of the State of Washington, at Olympia, this fourteenth day of January, A.D., 1963.

(Seal of the State of Washington) VICTOR A. MEYERS, *Secretary of State*,
Chief Election Officer, State of Washington.

Department of State, Office of the Secretary,
Olympia, Washington, January 14, 1963.

*To the Honorable, The President of the Senate,
The Legislature of the State of Washington,
Olympia, Washington.*

SIR:

I have the honor to transmit herewith, pursuant to Section 12, Article 3 of the Constitution of the State of Washington, for the consideration of the State Senate, the following Senate bills passed by the State Senate and House of Representatives at the

Extraordinary Session of 1961, and *partially* vetoed by the Governor, together with his veto message attached thereto. They are as follows:

*Enrolled
Senate Bill*

No.	Now Identified as
1	Chapter 26, Laws Extraordinary Session, 1961
10	Chapter 24, Laws Extraordinary Session, 1961
Sub. 17	Chapter 19, Laws Extraordinary Session, 1961
26	Chapter 20, Laws Extraordinary Session, 1961
49	Chapter 21, Laws Extraordinary Session, 1961

Respectfully,

VICTOR A. MEYERS, *Secretary of State.*

(For the Governor's veto messages concerning Enrolled Senate Bills No. 1, 10, Substitute 17, 26 and 49, see appendix.)

MOTION

On motion of Senator Greive, partially vetoed Enrolled Senate Bills No. 1 and 10; Enrolled Substitute Senate Bill No. 17; Enrolled Senate Bills No. 26 and 49 of the Extraordinary Session of the Thirty-seventh Legislature together with the veto messages thereon were referred to the Committee on Rules and Joint Rules.

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President:

"I would like to announce that the cigars and candy that are being passed among the Senators are given as a compliment of a very outstanding citizen of this state. Likewise some cigarettes are being distributed. He is the only Senator in the state of Washington who never has to run for re-election. I refer to a man who, for many, many years, counseled us and guided us and led us on certain matters of legislation. A few years ago he was named an Honorary Senator of the state of Washington. I refer to Senator Wilbur Scruby of Seattle; and, I would like at this time, if the President would desire, that he be escorted to a seat on the rostrum."

APPOINTMENT OF SPECIAL COMMITTEE

The President:

"Thank you very much, Senator Woodall. The President is delighted that you called the attention of the members of the Senate and the President to the presence of such an illustrious and remarkable person. The President would like to request Senators Woodall, Ryder, Cowen and Gissberg to act as a committee of honor to escort our distinguished visitor to the rostrum."

The honor committee consisting of Senators Woodall, Ryder, Cowen and Gissberg, escorted Honorary Senator Wilbur Scruby to the rostrum.

The President:

"Members of the Senate:

"The President is sure that he would be amiss in his duties and responsibilities if at this time the Senate were to miss the opportunity of hearing from the Honorable Wilbur Scruby. It is with true pleasure that the President presents a good friend and respected honorary member of the Washington State Senate, Mr. Wilbur Scruby."

Honorary Senator Wilbur Scruby:

"Mr. President:

"I am very sorry, but my voice is very bad. I had a little session last night with some of the boys, as usual.

"I started in the old capitol in 1915 as a representative of the Washington Bankers' Association, and I continued up until 1949, when I decided I was getting a little old for the job and they had to get somebody much younger.

"I am always glad to come down here for two or three days during the session and

see my old friends and meet a lot of new ones. Particularly, I am glad to see Ed Riley from my district. He is a Democrat and I am a Republican.

"The most gratifying thing was when I was elected Honorary Senator in 1947. There were twenty-three Democrats and twenty-three Republicans in the Senate and, surprisingly, I got the votes of all the twenty-three Democrats, including a lot of them who were on the left side of the fence.

"I am always glad to be here and I hope you will have a very fine session. Thank you."

The President:

"Thank you, Mr. Scruby, for your presence and for your gifts this morning."

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 29, by Senators Kupka, Keefe, Sandison, Hallauer and Thompson, Jr. (by Legislative Council request):

An Act relating to the department of institutions; amending and recodifying sections 72.05.130, 72.05.140, 72.05.150, 72.05.160 and 72.05.170, chapter 28, Laws of 1959 and RCW 72.05.130, 72.05.140, 72.05.150, 72.05.160 and 72.05.170; amending sections 72.01.030, 72.05.190, 72.05.200, 72.05.300, and 72.05.310, chapter 28, Laws of 1959 and RCW 72.01.030, 72.05.190, 72.05.200, 72.05.300 and 72.05.310; adding three new chapters to Title 72 RCW; repealing sections 72.05.010, 72.05.020, 72.05.030 and 72.05.040, chapter 28, Laws of 1959 and RCW 72.05.010, 72.05.020, 72.05.030 and 72.05.040; and providing an effective date.

Referred to Committee on Public Institutions.

On motion of Senator Greive, there being no objection the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 29.

Senate Bill No. 30, by Senators Kupka, Keefe and Sandison (by Legislative Council request):

An Act relating to mentally or physically deficient persons; and repealing section 6, chapter 251, Laws of 1961, which section provided that chapter 251, Laws of 1961, was to expire on July 1, 1963.

Referred to Committee on Public Institutions.

Senate Bill No. 31, by Senators Kupka, Keefe, Sandison, and Thompson, Jr. (by Legislative Council request):

An Act relating to state institutions and the transfer and detention of inmates, whether in this or other states; providing for the establishment, operation and administration of an institution to be known as the Washington correctional institution for women; and amending section 72.68.060, chapter 28, Laws of 1959 and RCW 72.68.080, and section 72.68.100, chapter 28, Laws of 1959 and RCW 72.68.100.

Referred to Committee on Public Institutions.

On motion of Senator Greive, there being no objection the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 31.

Senate Bill No. 32, by Senators Kupka, Hallauer and Thompson, Jr. (by Legislative Council request):

An Act relating to the establishment and construction of a correctional institution for juveniles committed to the department of institutions; desig-

nating the site therefor; amending section 1, chapter 183, Laws of 1961 and RCW 72.19.010; amending section 2, chapter 183, Laws of 1961 (uncodified); and adding new sections to chapter 72.19 RCW.

Referred to Committee on Public Institutions.

Senate Bill No. 33, by Senators Kupka, Keefe and Thompson, Jr. (by Legislative Council request):

An Act relating to state government and providing for the procurement of life and disability insurance at state expense for the benefit of passengers, occupants and crew members of aircraft belonging to, assigned to or the use of which has otherwise been contracted for by the department of natural resources which such passengers, occupants and crew members are on official state business.

Referred to Committee on State Government.

Senate Bill No. 34, by Senators Kupka, Keefe, Sandison, Thompson, Jr. and Freise (by Legislative Council request):

An Act relating to dependent and delinquent children; providing for the post-institutional placement of juvenile delinquents committed by the juvenile court to the department of institutions; amending section 6, chapter 302, Laws of 1961 and RCW 13.04.095; and adding a new section to chapter 160, Laws of 1913 and to chapter 13.04 RCW.

Referred to Committee on Public Institutions.

On motion of Senator Greive, there being no objection the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 34.

Senate Bill No. 35, by Senators Ryder, Cowen and Neill:

An Act relating to banks and trust companies; and amending section 30.08.080, chapter 33, Laws of 1955 as amended by section 1, chapter 280, Laws of 1961, and RCW 30.08.080.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 36, by Senators Talley, Donohue and Raugust;

An Act relating to compensation of town officers; amending section 5, chapter 89, Laws of 1961 and RCW 35.27.130.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 37, by Senators Talley, Kupka and England:

An Act relating to civil defense; providing for cooperation between the state of Washington and political subdivisions and municipal corporations; and amending section 13, chapter 178, Laws of 1951, as amended by section 1, chapter 210, Laws of 1955 and RCW 38.52.110.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 38, by Senators Talley, Donohue and Raugust:

An Act relating to town officers; amending section 145, page 199, Laws of 1890 and RCW 35.27.120; and amending section 172, page 213, Laws of 1890 and RCW 35.27.270.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 39, by Senators Talley, Donohue and Raugust:

An Act relating to municipalities of the second, third, and fourth class and adding a new section to chapter 35.21 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 40, by Senators Talley, Henry and Raugust:

An Act relating to the election of councilmen; and amending section 1, chapter 109, Laws of 1961 and RCW 29.21.017.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 41, by Senators Talley, Hallauer and Ryder:

An Act relating to family courts; amending section 5, chapter 50, Laws of 1949, and RCW 26.12.050.

Referred to Judiciary Committee.

Senate Bill No. 42, by Senators Talley, Bailey and Lennart:

An Act making an appropriation for operation of the Westport ferry.

Referred to Committee on Highways.

Senate Bill No. 43, by Senators Moriarty, Jr., Petrich and Williams:

An Act relating to the attendance of witnesses in civil proceedings; and amending section 393, Code of 1881, as amended by section 2, chapter 19, Laws of 1891, and RCW 5.56.010.

Referred to Judiciary Committee.

Senate Bill No. 44, by Senators Lennart and Hallauer:

An Act relating to revenue and taxation; and amending section 82.04.400, chapter 15, Laws of 1961 and RCW 82.04.400.

Referred to Committee on Ways and Means.

Senate Bill No. 45, by Senators Talley and Raugust:

An Act relating to compensation of city officers; amending section 7, chapter 184, Laws of 1915 as last amended by section 7, chapter 89, Laws of 1961 and RCW 35.24.090.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 46, by Senators Moriarty, Jr., Mardesich and Atwood:

An Act relating to eminent domain.

Referred to Judiciary Committee.

Senate Bill No. 47, by Senators Petrich, Moriarty, Jr. and Neill:

An Act relating to state and local government; enacting a title of the Revised Code of Washington to be known as Title 36—Counties; providing penalties; repealing certain acts and parts of acts; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 48, by Senators Petrich, Moriarty, Jr. and Neill:

An Act relating to school districts; reenacting section 2, chapter 68, Laws of 1955, as last amended by section 1, chapter 66, Laws of 1961 and section 1, chapter 237, Laws of 1961 and section 1, chapter 305, Laws of 1961, and RCW 28.58.100; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 49, by Senators Petrich, Moriarty, Jr. and Neill:

An Act relating to industrial insurance; amending section 51.52.095, chapter 23, Laws of 1961 and RCW 51.52.095; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 50, by Senators Petrich, Moriarty, Jr. and Neill:

An Act relating to taxation; reenacting section 82.04.050, chapter 15, Laws of 1961, as last amended by section 1, chapter 293, Laws of 1961 and section

1, chapter 24, Laws of 1961 first extraordinary session, and RCW 82.04.050; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 51, by Senators Petrich, Moriarty, Jr. and Neill:

An Act relating to property taxes; amending section 84.64.080, chapter 15, Laws of 1961 and RCW 84.64.080; validating prior actions and proceedings; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 52, by Senators Moriarty, Jr., Petrich and Williams:

An Act relating to awards in lieu of and in addition to homesteads; amending section 2, chapter 264, Laws of 1951, as amended by section 10, chapter 205, Laws of 1955, and RCW 11.52.010; amending section 7, chapter 264, Laws of 1951, as amended by section 11, chapter 205, Laws of 1955, and RCW 11.52.020; and amending section 8, chapter 264, Laws of 1951 and RCW 11.52.022.

Referred to Judiciary Committee.

Senate Bill No. 53, by Senators Moriarty, Jr., Petrich, Atwood and Dore:

An Act relating to personal exemptions; and amending section 253, page 178, Laws of 1854, as last amended by section 1, page 96, Laws of 1886, and RCW 6.16.020; and repealing section 114, chapter 235, Laws of 1945 and RCW 33.20.140.

Referred to Judiciary Committee.

On motion of Senator Greive, there being no objection the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 53.

Senate Bill No. 54, by Senators Moriarty, Jr., Petrich, Williams and Dore:

An Act relating to the exemption of wages, salary or other compensation from garnishment; and amending section 23, chapter 56, Laws of 1893, as last amended by section 1, chapter 287, Laws of 1927, and RCW 7.32.280.

Referred to Judiciary Committee.

On motion of Senator Greive, there being no objection the rules were suspended and additional names were permitted as sponsors to Senate Bill No. 54.

Senate Bill No. 55, by Senators Dore and Hess:

An Act relating to the law against discrimination; amending section 1, chapter 183, Laws of 1949, as amended by section 1, chapter 37, Laws of 1957 and RCW 49.60.010; amending section 2, chapter 183, Laws of 1949, as amended by section 3, chapter 37, Laws of 1957 and RCW 49.60.030; amending section 3, chapter 183, Laws of 1949, as last amended by section 1, chapter 103, Laws of 1961 and RCW 49.60.040; adding new sections to chapter 183, Laws of 1949, and to chapter 49.60 RCW; and repealing section 15, chapter 37, Laws of 1957 and RCW 49.60.217.

Referred to Judiciary Committee.

Senate Bill No. 56, by Senators Woodall, Hallauer, Foster, Dore, DeGarmo and McCormack (by Legislative Council request):

An Act relating to state jurisdiction over Indians, reservations and other lands; amending section 1, chapter 240, Laws of 1957 and RCW 37.12.010; amending section 3, chapter 240, Laws of 1957 and RCW 37.12.030; amending section 4, chapter 240, Laws of 1957 and RCW 37.12.040; amending section

6, chapter 240, Laws of 1957 and RCW 37.12.060; adding a new section to chapter 240, Laws of 1957 and chapter 37.12 RCW; and repealing section 2, chapter 240, Laws of 1957 and RCW 37.12.020.

On motion of Senator Greive, there being no objection the rules were suspended and additional names were permitted as sponsors to Senate Bill No. 56.

MOTION

Senator Durkan moved that Senate Bill No. 56 be referred to the Committee on State Government.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Neill, Moriarty, Jr., Chytil, Peterson, England, Freise, Thompson, Jr. and Foster.

POINT OF INQUIRY

Senator Durkan:

"Mr. President, am I permitted to speak on the motion?"

RULING BY THE PRESIDENT

The President:

"As long as your motion did not include instructions, debate is not permitted."

Senator Durkan:

"Mr. President, would the instruction that the State Government Committee refer this bill out before the thirtieth day permit debate?"

The President:

"If I have your motion correct, Senator Durkan, you have moved that Senate Bill No. 56 be referred to the Committee on State Government with instructions that the committee report back before the thirtieth day?"

Senator Durkan:

"Yes, Mr. President."

The President:

"That would permit debate upon the motion."

Debate ensued.

The President:

"It has been moved that Senate Bill No. 56 be referred to the Committee on State Government with instructions to the committee that it report back before the thirtieth day of the legislative session. A vote 'aye' will be to refer the bill to the Committee on State Government. A vote 'no' will, in essence, refer the bill to the Judiciary Committee."

ROLL CALL

The Secretary called the roll on the motion by Senator Durkan to refer Senate Bill No. 56 to the Committee on State Government with instructions and the motion was lost by the following vote: Yes, 20; nays, 26; absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Cooney, DeGarmo, Donohue, Durkan, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Morgan, Sandison, Talley—20.

Those voting nay were: Senators Atwood, Chytil, Connor, Cowen, England, Foley, Foster, Freise, Guess, Hallauer, Hess, McCormack, Moriarty, Jr.,

Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—26.

Those absent or not voting were: Senators Dore, Lennart, Mardesich—3.
Senate Bill No. 56 was referred to the Judiciary Committee.

PERSONAL PRIVILEGE

Senator Henry:

"Mr. President:

"Somewhere within the corridors is a very distinguished former member that I would like to have recognized by this honorable body, former Senator John Papajani of King county."

APPOINTMENT OF SPECIAL COMMITTEE

The President:

"Thank you, Senator Henry, for calling my attention to the presence of a former member of the state Senate and state House of Representatives. Would Senators Henry, Connor, Freise and Rickdall please act as a committee of honor to escort the former member to a place on the rostrum?"

The Secretary read:

Senate Bill No. 57, by Senators Woodall, Riley and Williams (by Legislative Council request):

An Act relating to the foreclosure of real estate mortgages; and providing for the foreclosure of such mortgages when the mortgaged property is abandoned by the mortgagor.

Referred to Judiciary Committee.

Senate Bill No. 58, by Senators Woodall, Henry and Atwood (by Legislative Council request):

An Act relating to the jurisdiction of courts over minors sixteen years of age and over charged with violations of laws or ordinances regulating the operation of motor vehicles upon the public highways, roads and streets.

Referred to Judiciary Committee.

Senate Bill No. 59, by Senators Woodall, Greive and Rickdall (by Legislative Council request):

An Act relating to state government; providing for review of administrative rules and regulations; and adding a new section to chapter 234, Laws of 1959 and to chapter 34.04 RCW.

Referred to Committee on State Government.

Senate Bill No. 60, by Senators Woodall, Greive and England (by Legislative Council request):

An Act relating to criminal procedure; and amending section 3, chapter 227, Laws of 1957 and RCW 9.95.200.

Referred to Judiciary Committee.

Senate Joint Memorial No. 2, by Senator Kupka:

Memorializing Congress to enact legislation providing for a Youth Conservation Corps.

On motion of Senator Kupka, the rules were suspended, Senate Joint Memorial No. 2 was advanced to second reading, and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Joint

Memorial No. 2 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 2 and the memorial passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senators Guess, Stender—2.

Those absent or not voting were: Senators Dore, Lennart, Mardesich—3.

MOTION

On motion of Senator Greive, the Senate reverted to the second order of business for the purpose of receiving a standing committee report.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Joint Memorial No. 1:

Senate Chamber,
Olympia, Wash., January 17, 1963.

Memorializing United States government to prevent encroachment of Bering Sea halibut fishing (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 1 was advanced to second reading and read the second time in full.

On motion of Senator Peterson, the rules were suspended, Senate Joint Memorial No. 1 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 1, and the memorial passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—44.

Those absent or not voting were: Senators Dore, Lennart, McMillan, Mardesich, Williams—5.

The honor committee consisting of Senators Henry, Connor, Freise and Rickdall escorted former Senator John Papajani to the rostrum.

PRESIDENT'S PRIVILEGE

The President:

"Senator Papajani, members of the Senate:

"The members of the Senate and the President join in welcoming you back to the Senate chamber and hope that you enjoy your visit in Olympia. The members of the Senate would like very much to hear from you, Senator Papajani. Won't you please address the Senate?"

Senator John Papajani:

"Mr. President, members of the Senate:

"I couldn't have come at a more appropriate time; when a bill that is very favorable to our district passes forty-four to nothing, and I want to commend Senator Peterson for introducing it. Ted and I have been friends for a long time. It seems we got on opposite sides politically, but you know, Ted, they are going to redistrict, so don't forget me when they work this thing out. Like I told Vic Meyers—"

The President:

"No lobbying is permitted in the chambers!"

Senator Papajani:

"Like Vic Meyers used to say, all his friends helped him out and they sure did. I just want them to help me out next time.

"It certainly is a pleasure to be here, but it's a funny feeling. I am sure, however, that some of us will find our way back down here.

"Thank you very much."

MOTION

At 1:35 p. m., on motion of Senator Greive, the Senate recessed until 4:30 p. m.

AFTERNOON SESSION

At 4:30 p. m. the Senate was called to order by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Durkan, Gissberg, Mardesich and Riley.

MOTION

At 4:35 p. m., on motion of Senator Greive, the Senate recessed until 5:20 p. m.

SECOND AFTERNOON SESSION

At 5:20 p. m. the Senate was called to order by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo, Dore, Gissberg, Hanna and Mardesich.

On motion of Senator Bailey, Senator Hanna was excused.

On motion of Senator Sandison, Senator Gissberg was excused.

The President declared that the Senate would be at ease for the purpose of attending the Joint Session in the House chamber.

At 5:25 p. m. the Senate retired to the House chamber to meet in Joint Session for the purpose of hearing the message of Governor Albert D. Rosellini.

JOINT SESSION

The Sergeant at Arms of the House announced the arrival of the Senate at the bar of the House.

The Speaker invited the Senators to seats within the House, and the President of the Senate and the President Pro Tempore of the Senate to seats on the rostrum beside the Speaker.

The President of the Senate called the Joint Session to order.

The Secretary of the Senate called the roll of the Senate and all Senators were present except Senators Dore, Gissberg and Mardesich.

The Clerk of the House called the roll of the House and all members were present.

The President of the Senate appointed the following committee to escort Governor Rosellini to the House chamber: Senators Foley, Durkan and Neill, and Representatives McCaffree, Backstrom and Witherbee.

The committee retired.

The Sergeant at Arms of the House announced the arrival of His Excellency, Governor Albert D. Rosellini at the bar of the House, and the President instructed the committee to escort Governor Rosellini to a seat on the rostrum. (Applause.)

President of the Senate, John A. Cherberg:

"Members of the Legislature, Ladies and Gentlemen:

"His Excellency, the Honorable Albert D. Rosellini, Governor of the state of Washington:"

BUDGET MESSAGE OF GOVERNOR ALBERT D. ROSELLINI TO THE LEGISLATURE

"Mr. President, Mr. Speaker, Ladies and Gentlemen of the Legislature:

"Tonight it is important that you join me in considering the human and the financial condition of this green corner which must be of primary concern to all of us—our state of Washington. We earn our living here, we raise our families here, we elect our government here. And no citizen can afford to remain uninformed or take for granted, the progress and the problems of that government.

"Because that progress and the problems are so compelling, I am at this time following a course unprecedented for the delivery of a Governor's budget message. As I address the members of the newly convened Thirty-eighth Washington State Legislature I speak also to my fellow citizens. The subject is money.

"Contrary to the old maxim, money in the state of Washington DOES grow on trees. It grows on trees, on missiles and jets, on farms, on heavy industry, and on tourists. It grows year by year, but the crop is not so flourishing that we can afford to avoid a major inventory when conditions demand it. In my judgment, conditions do not demand such an inventory.

"The most important challenge confronting all of us in this state is . . . how we shall raise . . . and how we shall spend . . . the money required to perform those tasks which our citizens expect of their government. To understand the nature of this challenge, demands the attention not only of myself as governor, or of the legislators, but of the entire state. I ask tonight the attention of the forward passers who seek to move down the field toward a needed community score, sometimes without enough thought to the burly tacklers of excessive debt. I ask the attention of the

skeptic who automatically, but often dangerously, equalizes government with waste, and with functions and services of benefit to anybody but himself. I call also upon the one-track advocate, who pounds at the doors of state government in behalf of his particular interest but ignores or even scorns other needs; and finally, all those Washingtonians who wish simply to learn all the facts so they may determine for themselves the wisdom of past procedures and proposed solutions.

"I am proposing this evening, to this legislature a 1963-65 balanced budget. It will meet the minimal needs of sustaining our current levels of quality even as we face up to unavoidable facts of life. I repeat: minimal needs. I am suggesting that this can, and must be done on the basis of expected revenues, and without any new taxes. I recognize that this will be difficult for the legislature to enact. However, I wish the legislators to be aware that I shall hold to this position and stand with them in maintaining it. I am aware that this budget will disappoint many who in good faith feel an urgency for continued improvement and expansion of state programs. But it will also disappoint those who live in the dream world of belief that savings, however diligently pursued, can permanently offset rising expenses of meeting economic and human needs. I am not now recommending new taxes because this would require an unthinkable addition to existing taxes which are unjust and regressive, as I have said in previous budget messages. Ladies and gentlemen of the legislature, my fellow citizens, it is time to call such a halt because our state has a problem.

"The problem is neither greater than in many states, nor is it indeed as great as in many others. But nonetheless, a problem it is. While there are eighteen other states in which the load of state and local taxes on the individual is higher than in Washington, we rank only with the Southern States and with the fledgling states of Hawaii and Alaska in the lopsided and staggering degree to which our system requires the state to carry most of the burden while local tax sources go relatively untapped.

"Let's look at the elements of the problem.

"In the ten years ending in 1961, the population in our state grew by almost 21 percent, and personal income grew by almost 57 percent.

"It would be logical to assume from this that taxes which were in effect in 1951 would be producing ten years later about as much additional money as the population and income growth. But when we examine the taxes actually collected in 1961, we find that they were not just 57 percent more than ten years previously, but over 100 percent more because new taxes had been levied in the interim.

"Why were these additional taxes necessary?

"The answer lies in the nature of our population growth. During those same ten years, the number of people who work for a living and produce income—those 18 to 65 years of age—increased only about 8 percent. But the school-age segment of our population—those 17 and under—increased 42 percent . . . while the age group 65 and over increased above 32 percent. So we had a disproportionate increase in the number of persons who require state services as compared to those who provide the money for such services. How did this startling pattern of growth demand that we spend our money? In the budget which I am now proposing for the state's principal pocketbook—the General Fund—in 1963-65, the distribution would be as follows and is consistent with what has been necessary in recent years.

"For schooling, including the institutions of higher education, 58.7 percent!

"Carefully scrutinized needs for public assistance, including old age, aid to dependent children, and assistance to the blind and disabled, 24.8 percent!

"For the state institutions with which we have made such significant progress in the past six years, including the adult and juvenile facilities, as well as the hospitals for the mentally ill, the blind, the deaf and the retarded, 8.5 percent!

"And finally, for all other functions of state government dependent on the general fund, a long list including agriculture, departments for public safety and regulation, pollution control, insurance regulation, economic and tourist development, protection of our natural resources and current capital outlay . . . all of these just 8 percent.

"Let us return to that first staggering figure: almost 60 percent of all money which we expect to come into the general fund in the next two years must be committed to the education of our children; with by far the greater part of it for common schools and expended under the exclusive jurisdiction of the state department of public instruction.

"Let it be clearly understood, were it not for the needs of the schools, the growth between 1951 and 1961 in all other functions of state government, all other, could have been financed out of the yield from the taxes which were in effect in 1951.

In that decade, spending for all these other functions of government increased by only 50 percent, while the expenditures for the schools grew by almost 172 percent. This does not, in any sense, imply that these increased state outlays for the schools have been excessive in terms of the real need. On the basis of standards and approaches which are adhered to in all healthy states, we have an excellent and well run public school system. I emphasize the increased spending only to point up the fact that schooling has been and remains the only function which cannot be financed from the normal growing yield of our present tax structure.

"Let us look again at that tax structure.

"As I am sure you know, there are numerous ways by which taxes for the job of state and local government may be collected. Throughout the country, fellow Americans are confronted with the problem of whether most activities within a state should be supported by state government . . . therefore requiring a preponderant collection of taxes by the state; or whether in the interest of local responsibility and citizen knowledgeability and decision, there should be a more thoughtful division of the tax burden between the state and local levels.

"Our division between the state and local levels is the prime reason why we have a problem.

"As the members of the legislature are painfully aware, the load of support for services required by our citizens is so grossly placed upon the state, that of all taxes collected in Washington in 1961, the state was compelled to collect and allocate close to 68.6 percent of the total. Compare this 68.6 percent to the national average which shows that over half of the taxes collected in the individual states are shouldered at the county, city and district level, while only 49 percent is shouldered by state government.

"And so, ladies and gentlemen of the legislature, fellow citizens across the state, in light of these fundamentals, in light of the imbalance for which there is no present alternative, in light of the inequitable nature of our state level taxes, a hold-the-line budget is the only responsible course which I can set.

"Meanwhile, we must resolutely face the responsibilities of the next two years, where we are now, and what we must accomplish.

"Next June, when the present fiscal period ends, we will be faced with an increase in the general fund deficit of 1.3 million dollars. It is important to understand the nature of this increase. During this present fiscal period, the areas of state government under my jurisdiction have saved more than twenty-six million dollars through economies which I instituted last year. I ordered this austere cutback because of two factors: appropriations by the legislature were larger than our estimated revenues; and since then actual collections have been even less than these estimates. Nevertheless, this saving of more than twenty-six million dollars has not only balanced these factors, but combined with one-time federal revenues of over two million dollars, will bring us to the end of this fiscal period with a nearly seven million dollar reduction in the overall general fund deficit insofar as those activities under my control are concerned.

"However, as I have previously indicated, state spending for the common schools is not under the control of the Governor. We estimate that in the current fiscal period the actual spending for the common schools will exceed appropriations by eight million dollars, thus accounting for the projected increase in the general fund deficit.

"Looking into the future, in terms of the economy of the state, we can anticipate further growth, although not at the rate experienced during 1962 when the nation as a whole was in the recovery phase of the business cycle. My budget projects a gross increase in state sources of revenue of about 8 percent. I must emphasize to the legislature and the people that this is a realistic projection and one that must be shored up by such factors as the augmented tax enforcement and industrial promotion proposals contained in my budget.

"During the next two years, we estimate that revenue from existing state sources available to finance additional services at current levels of quality, will be sixty-two million dollars. Remember, this is new money to provide an expanding population only with services now being maintained. If special groups prove realistic enough to accept this ground rule in terms of their particular interests, then it will be possible to effect in some areas needed quality improvements which could be provided within the limitations of this expected, normal-growth, new income.

"The first concern of this budget is education.

"As the heart of our fiscal problem is education, so is the heart of the education problem one of numbers, compounded in recent years by our greater emphasis on quality as well as quantity.

"While the age group 17 and under is increasing twice as fast as the total state population, enrollment in colleges and universities is increasing three times as fast. The state superintendent of public instruction and the five state institutions of higher education seek one hundred thirty-nine million dollars more than they will be spending in this fiscal period. Remember, please, that we predict a total of only sixty-two million dollars in new state revenues during the next two years. Obviously, we cannot consider full compliance with education's expanded requests if we are to avoid any new taxes.

"However, it is my realistic conviction, that we can maintain our current level of state support to education for both the students who have been enrolled and the additional students who will be enrolled during the next two years. This support will be based on the cost-per-student formula established for our common schools in the last legislature. I also am convinced that we can take care of the expanded physical facilities needed and the greater enrollment expected in our colleges and universities based on existing staff and salary patterns. We can also meet the full requirement to the Teachers' Retirement Fund, including the supplemental pensions of 1.6 million dollars increased by the last legislature. Furthermore, we can maintain existing levels in other agencies under the heading of education, including the board of vocational education, the state library and the historical associations. We can also provide full state support for existing kindergarten programs.

"This can be accomplished with an increased allocation to education of forty-seven million dollars, as compared to the one hundred thirty-nine million dollars in requested increases proposed. The forty-seven million dollar increase that I propose, is, in itself, three-quarters of the total increase expected in state revenues.

"I recognize that this will not provide for the requested annual salary increases for teachers, faculty members and non-certificated employees. It will not provide for the requested program improvements requested across-the-board in our curriculums, nor for the support of summer schools, nor for the total improvement asked for in the handicapped children's educational program.

"These improvements, as close to my heart as they are, must be made by the public school districts and by institutions of higher education within the relatively independent and flexible fiscal authority available to them. We have no choice. This is a time for holding the line.

"And to emphasize how important this decision is, applying the forty-seven million dollars of increased appropriations which I propose for education, will leave just fifteen million dollars in new state funds, plus whatever additional Federal funds may be available, to support the equally deserving added requirements, over the current spending level, for all other general fund functions of state government.

"The largest area of spending outside of education is public assistance. Once again, here is a vital function of state government which, as in education, has for its major dollar beneficiaries a disproportionate segment of our population not in the breadwinner category; namely the aged. There is a widespread misconception regarding all areas of public assistance that Washington State has been too liberal in its welfare program. As a matter of fact, state spending for this purpose has been declining since the 1957-59 period, and our estimated state spending for the current period is nine million dollars below those in 1955-57. This has been accomplished without reducing our grant levels for the helpless and needy, but rather through taking full advantage of increased Federal support of our programs.

"In this connection, I would also observe that intensified fraud-detection activities, and work programs established among able-bodied welfare beneficiaries by my Department of Public Assistance, have thus far conclusively proved that the 'chiseler' is a rare bird among the many thousands who suffer the need of public assistance, and that most persons are eager to 'earn' their keep.

"Enactment by the last Congress of highly significant amendments to the Welfare laws has challenged the states to modify their individual programs so as to place greater emphasis on services that will help individuals win self-sufficiency; namely services to strengthen the family, rehabilitate the individual, and reduce dependency. States which rise to this challenge can achieve greater Federal assistance for the purpose. I am pleased to report that through such steps as will be enumerated in my budget we will be able to move towards such significant goals at an increase in state cost of only six hundred thousand dollars, while Federal participation will increase by 15.7 million dollars.

"From a program standpoint this proposed public assistance budget will maintain all present services to the aged, blind, and disabled. At the same time it will provide

for more intensive case work services for those problem families in which dependence on community help might otherwise become chronic.

"My budget includes two million dollars in state funds for full continuation of our pace-setting surplus food program which will distribute more than twenty-one million dollars worth of food in the next two years. This will be the equivalent of almost five dollars per person per month.

"I must point out that appropriations by the last legislature did not permit the justified increase in rates paid to those agencies which provide appropriate medical services to the needy. My budget allows for increasing such rates in two steps in order to guarantee continuation of essential medical services at minimum cost.

"The third largest area of state government is the department of institutions with its programs devoted to delinquency prevention and juvenile rehabilitation and to the return of the mentally afflicted and the socially twisted to productive citizenship. In this category the primary emphasis for the next two years will be to continue the present level of activity for an increased number of persons in need of such institutional attention. To this end I propose an addition to their present budget of 5.7 million dollars. The increased number of persons to be served will be accommodated at new or enlarged facilities at Shelton adult correction center, Cushman juvenile diagnostic center, and the Fircrest and Rainier schools for the retarded. Let it be noted that by July of next year we will have increased the state's capacity to care for the unfortunate victims of retardation by a buildup of almost 1,300 beds since 1956. But pride must be tempered by the knowledge that a 100 percent increase in the waiting list has been experienced in the same period.

"In the field of mental illness, however, pride need not be limited. Remarkable improvements in the treatment of the mentally ill requested in the past by me and authorized by the legislature have resulted in the professional accreditation of all three of our state mental hospitals for the first time in the state's history. Further, these improvements have so accelerated the rate of competent return of patients to productive life that this year will witness the successful treatment and return to private life of almost twice as many mentally ill as was the case in 1957. This remarkable achievement which produces a declining population in the mental hospitals even while we successfully treat more patients than ever before, will allow us in the next two years to further strengthen programs in these institutions while at the same time we make a slight reduction in total state spending for this purpose.

"In the remaining functions of state government, no expansion above the current level is proposed. Note that this will include general government, natural resources and recreation, public safety and regulation, agriculture, current capital outlay and state assistance to political subdivisions.

"At this point it is important that we look beyond the boundaries of our green corner. For the purpose of assuring our state a policy position that draws upon the experience encountered in other states, my staff and I have collected confidential information on the tax policies and practices which may be expected in other parts of the nation during the up-coming two year period. The states covered were those which may logically be correlated with our own, including many of the largest states. We find that almost without exception the tax line will be held in these states and current levels will be maintained in state support of education and other service areas. At the same time, we find that with but one exception the states expect to provide increases that will bring in line with rates prevailing outside state government, the salaries paid to those dedicated men and women who make state public service a career.

"In our own state such salary scales in line with community levels are required by law. However, employees in Washington tied to state funds outside education now, in fact, receive wages that match only early 1959 levels. Accordingly, I am recommending immediate implementation of correct job and pay alignments, and adjustment by 1965 to 1962 prevailing rates, at a total cost of five and one half million dollars. This will increase efficiency by helping to ease the vicious vacancy rates which now exist in skilled specialists needed by the state.

"We now turn to capital outlay—that area of necessary state spending to provide for, or help support, the construction of new facilities. Needs in this category are strongly implied by the population increases projected for all levels of education and in all state institutions save those of the mentally ill. Requested spending for this purpose in just three areas, public schools, higher education, and state institutions, total almost one hundred eleven million dollars. But I propose a capital budget for these agencies of 51.5 million dollars in new appropriations from general state sources.

"This will allow for construction of sufficient classrooms which, together with those

previously programmed, will accommodate the increased enrollment in schools and community colleges through the fall of 1966. It will also allow for completion of the Shelton reception and diagnostic center for adult offenders, for construction of a second 'half-way house' for the rehabilitation of juveniles, and for expansion of facilities for the retarded.

"It will be observed that this portion of the capital spending program does not provide for additional general fund bonds to cover the requests from this source for further construction at college and university campuses, nor for those agencies which have their own fund sources or bonding capacities. Consistent with the dynamics of this inventory period, I am now recommending only those further improvements and additions during the next two years which can be implemented without our state's general fund assistance.

"About one-fifth of this 51.5 million dollar program can be accomplished through the use of balances remaining from prior bond issues and of monies which can now be realized from the sale of certain investments.

"I propose that the remainder be raised through a general fund revenue bond issue for school classrooms to be submitted to the people in November, 1964. I commend this direction. Indeed, in the interest of better long range planning, I am recommending to the legislature that this bond issue to be submitted to the people should be in the amount of fifty-nine million dollars so as to include support for appropriations that might be made by the 1965 legislature for construction in the two years thereafter.

"And so, as we can see, it is possible for the many-faceted house of state government to be supported during the next two years with the means we expect to be available in the state. No one of the many consequential advances scored in recent years need be endangered by this state posture. I know the legislature and I are of one mind in believing that constant, further progress and improvement are fundamental to the American spirit, yet I must express the devout wish that these next two breathing-spell years will bring a revitalization of the local levels of responsibility, without which the goals of progress may themselves become endangered.

"This, then, is the inventory. In order for our state to move ahead in the future it is necessary now for every one of us to evaluate this inventory.

"The legislature's task is an excruciatingly difficult one. Our individual ability to face the music may be equally difficult to achieve. The plan I propose for expending our state monies is a plan that can be lived with but it is not one that can be enjoyed. It is designed for a period that requires soul searching, re-evaluations, new approaches. This path is one that I am resolutely determined to follow during this legislative session to the end that while we exhibit our concern for goals—our own as well as those of the less fortunate—we exhibit also that rugged character necessary to achieve a sense of responsibility as broad as our state-wide concerns and as compelling as the dangers and opportunities we confront."

(Applause.)

The President of the Senate instructed the committee consisting of Senators Foley, Durkan and Neill and Representatives McCaffree, Backstrom and Witherbee to come forward and escort Governor Rosellini from the rostrum to the reception room.

The committee retired.

The Speaker instructed the committee consisting of Senators Connor and Moriarty, Jr. and Representatives Reese and Henry to come forward and escort the President and President Pro Tempore of the Senate back to the Senate.

MOTION

On motion of Representative Hurley, the Joint Session was dissolved.

The Sergeant at Arms of the House and the Senate escorted the Senators to the Senate chamber.

MOTION

At 6:10 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Friday, January 18, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTH DAY

MORNING SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Friday, January 18, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Charette, Cooney, Gissberg, Hallauer, Hanna and Moriarty, Jr.

On motion of Senator Riley, Senators Hallauer and Hanna were excused.

On motion of Senator Ryder, Senator Moriarty, Jr. was excused.

On motion of Senator Bailey, Senator Charette was excused.

On motion of Senator Keefe, Senator Gissberg was excused.

The Color Guard, consisting of Pages Mark McCormack, Color Bearer, and Marian Evans, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Almighty and most merciful God, our heavenly Father, we come to Thee conscious of our own shortcomings but with confidence and hope knowing that having put our trust in Thee our faith is well founded.

"May we tolerate nothing in our personal living which if multiplied would weaken our state. Teach us to know that our state is no better than its citizens and no stronger than those in whom it puts its trust. So may we see ourselves as Thou dost see us, that being ashamed we may seek forgiveness, and knowing our weaknesses may accept Thy strength. With Thy blessing upon us we need not fear decisions nor hesitate to act.

"So use us, guide us and act through us for Jesus Christ's sake. Amen."

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

NOTICE OF PROPOSED CHANGE—SENATE RULE 58

Senator Hess:

"Mr. President:

"At the request of both caucuses, if there be no objection, I suggest that the proposed rule change be considered on Monday and that the notice given for today apply for the next working day from this day forward."

The President:

"With the approval of the Senate, the proposed rule change by Senator Hess will be considered by the Senate on Monday."

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 61, by Senators Gallagher, Kupka and Moriarty, Jr.:

An Act relating to taxation; and amending sections 82.36.275 and 82.40.047, chapter 15, Laws of 1961 as amended by sections 1 and 2, chapter 117, Laws of 1961, and RCW 82.36.275 and 82.40.047.

Referred to Committee on Highways.

Senate Bill No. 62, by Senators Moriarty, Jr., Ryder and Petrich:

An Act relating to notice of the pendency of an action in a United States district court affecting the title to real property in the state of Washington; and adding a new section to chapter 4.28 RCW.

Referred to Judiciary Committee.

Senate Bill No. 63, by Senators Hallauer and Thompson, Jr.:

An Act relating to the state library commission; and amending section 1, chapter 5, Laws of 1941 as amended by section 1, chapter 45, Laws of 1961 and RCW 27.04.020.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 64, by Senators Talley, Rasmussen and Ryder:

An Act relating to port districts; validating certain sales made under sections 12 and 18, chapter 73, Laws of 1955; amending section 12, chapter 73, Laws of 1955 and RCW 53.25.120; and repealing section 18, chapter 73, Laws of 1955 and RCW 53.25.180.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 65, by Senators Hanna, Freise and Foley:

An Act relating to court commissioners; and amending section 2, chapter 124, Laws of 1909 and RCW 2.24.040.

Referred to Judiciary Committee.

Senate Bill No. 66, by Senators DeGarmo, Rasmussen and Bailey:

An Act relating to municipal corporations; providing for the use of fire apparatus and personnel; providing for rights and benefits for fire personnel; adding a new section to chapter 35.21 RCW; amending section 1, chapter 96, Laws of 1941 and RCW 35.84.040; adding a new section to chapter 91, Laws of 1947 and to chapter 41.16 RCW; adding a new section to chapter 382, Laws of 1955 and to chapter 41.18 RCW; and adding a new section to chapter 261, Laws of 1945 and to chapter 41.24 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 67, by Senator Talley:

An Act relating to education; amending section 1, page 364, Laws of 1909 and RCW 28.27.010; amending section 2, page 365, Laws of 1909 and RCW 28.27.090; and amending section 3, chapter 151, Laws of 1919 and RCW 28.28.030.

Referred to Committee on Education.

Senate Bill No. 68, by Senators Sandison, Rickdall and Riley (by Legislative Council request):

An Act relating to safe deposit boxes; and repealing chapter 274, Laws of 1957 and RCW 22.28.100 through 22.28.150.

Referred to Committee on Ways and Means.

Senate Bill No. 69, by Senators Sandison, Rickdall and Riley (by Legislative Council request):

An Act relating to fire protection districts; amending section 2, chapter 34, Laws of 1939, as amended by section 2, chapter 254, Laws of 1947 and RCW 52.04.030; amending section 8, chapter 24, Laws of 1951, second extraordinary session and RCW 52.16.130; and adding a new section to chapter 34, Laws of 1939 and to chapter 52.16 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 70, by Senators Greive, Kupka and Rickdall:

An Act relating to port districts; and amending section 1, chapter 265, Laws of 1957 and RCW 53.36.100.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 71, by Senators Freise, Petrich and Woodall:

An Act relating to probate notices; amending section 63, chapter 156, Laws of 1917, and RCW 11.28.130; amending section 4, chapter 264, Laws of 1951, and RCW 11.52.014; amending section 127, chapter 156, Laws of 1917, and RCW 11.56.060; and amending section 129, chapter 156, Laws of 1917, and RCW 11.56.080.

Referred to Judiciary Committee.

Senate Bill No. 72, by Senators Freise, Kupka and Keefe:

An Act relating to epileptics; and amending sections 72.25.010, 72.25.020, 72.25.030, and 72.25.040, chapter 28, Laws of 1959, and RCW 72.25.010, 72.25-.020, 72.25.030 and 72.25.040.

Referred to Committee on Public Institutions.

Senate Bill No. 73, by Senators Foster, Hanna and Woodall:

An Act relating to taxation; and amending section 82.04.050, chapter 15, Laws of 1961, as last amended by section 1, chapter 293, Laws of 1961 and section 1, chapter 24, Laws of 1961 first extraordinary session, and RCW 82.04.050, as reenacted by section 1, chapter, Laws of 1963 (Bill No.).

Referred to Committee on Ways and Means.

Senate Bill No. 74, by Senators Greive, Kupka, Sandison and Rickdall (by Legislative Council request):

An Act relating to enjoining the sale, distribution, acquisition or possession of obscene materials; amending sections 1 and 2, chapter 105, Laws of 1959 and RCW 7.42.010 and 7.42.020.

Referred to Judiciary Committee.

On motion of Senator Greive, there being no objection the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 74.

Senate Bill No. 75, by Senators England, Talley and Peterson:

An Act relating to license plates; and amending section 46.16.230, chapter 12, Laws of 1961 and RCW 46.16.230.

Referred to Committee on Highways.

Senate Bill No. 76, by Senators Freise and Hess:

An Act relating to building construction and to glass doors.

Referred to Judiciary Committee.

Senate Joint Memorial No. 3, by Senators Talley, Foley and Henry:

Memorializing Congress to enact HR 490 providing for a new veterans' administration hospital at Vancouver.

On motion of Senator Henry, the rules were suspended, Senate Joint Memorial No. 3 was advanced to second reading and read the second time in full.

On motion of Senator Henry, the rules were suspended, Senate Joint Memorial No. 3 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 3, and the memorial passed the Senate by the following vote: Yeas, 38; nays, 1; absent or not voting, 10.

Those voting yea were: Senators Bailey, Chytil, Connor, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—38.

Those voting nay were: Senator Williams—1.

Those absent or not voting were: Senators Atwood, Charette, Cooney, Donohue, Gissberg, Hallauer, Hanna, Lennart, McCutcheon, Moriarty, Jr.—10.

Senate Joint Memorial No. 3, having received the constitutional majority was declared passed.

Senate Joint Resolution No. 3, by Senators Charette, Bailey and Lennart: Authorizing 18 year old vote.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 77, by Senators Foley and Dore:

An Act relating to the expenses and costs of the legislature; making appropriations therefor, and declaring an emergency.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 77 was advanced to second reading and read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 77 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 77, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Charette, Cooney, Gissberg, Hallauer, Hanna, Lennart, Moriarty, Jr.—7.

Senate Bill No. 77 having received the constitutional majority was declared passed.

There being no objections, the title of the bill was ordered to stand as the title of the act.

MOTION

At 12:01 p. m., on motion of Senator Greive, the Senate adjourned until noon Monday, January 21, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

EIGHTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, January 21, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo, Raugust and Washington.

On motion of Senator Bailey, Senators DeGarmo and Washington were excused.

The Color Guard, consisting of Pages Kim Peery, Color Bearer, and JoAnn Poulsen, presented the Colors.

Reverend Robert M. Daly, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"O Almighty God, source of all Justice, all Law and Good Order, grant us we beseech Thee Thy continued help to know what is equitable and just, and the grace to pursue what is right, and always to follow Thy lead in every matter discussed here.

"Guide all our efforts so that what we enact this session may be entirely in accord with Thy law and Thy justice.

"Through Jesus Christ, Our Lord. Amen."

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

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 21, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 77 have inspected same, and find it correctly enrolled and certified.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill.

NOTICE OF PROPOSED CHANGE—SENATE RULE 58

Senator Hess:

"Mr. President:

"Once again I have had a request that the proposed rule change to Rule 58 be held over for one further day for a conference and if there are no objections, I would like the original notice be continued until the next working day."

The President:

"If there are no objections, it will be so ordered."

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 78, by Senators Keefe, Greive and Rickdall (by Legislative Council request):

An Act relating to state government; authorizing financial assistance to industry; creating the Washington industrial finance authority; making an appropriation; making an effective date.

Referred to Committee on State Government.

Senate Bill No. 79, by Senators Kupka, Keefe, Rickdall, Knoblauch and Morgan:

An Act relating to sexual psychopaths; and amending sections 71.06.120, 71.06.130, 71.06.140, and 71.06.260, chapter 25, Laws of 1959, and RCW 71.06.120, 71.06.130, 71.06.140, and RCW 71.06.260.

Referred to Committee on Public Institutions.

On motion of Senator Greive, there being no objection the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 79.

Senate Bill No. 80, by Senators Kupka, Keefe and Rickdall (by Legislative Council request):

An Act relating to revenue and taxation; amending section 3, chapter 168, Laws of 1961 and RCW 84.36.171; and adding new sections to chapter 84.36 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 81, by Senators DeGarmo and Rasmussen:

An Act relating to beavers; amending section 77.20.010, chapter 36, Laws of 1955 and RCW 77.20.010; amending section 77.20.020, chapter 36, Laws of 1955 and RCW 77.20.020; amending section 77.20.030, chapter 36, Laws of 1955 and RCW 77.20.030; amending section 77.20.040, chapter 36, Laws of 1955 and RCW 77.20.040; amending section 77.20.045, chapter 36, Laws of 1955 and RCW 77.20.045; amending section 77.20.050, chapter 36, Laws of 1955 and RCW 77.20.050; amending section 77.32.190, chapter 36, Laws of 1955 as amended by section 11, chapter 176, Laws of 1957, and RCW 77.32.190; adding two new sections to chapter 36, Laws of 1955 and chapter 77.20 RCW; and providing penalties.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 82, by Senator McCutcheon:

An Act relating to the solemnization of marriages; and amending section 4, page 404, Laws of 1854 as last amended by section 1, chapter 35, Laws of 1913, and RCW 26.04.050.

Referred to Judiciary Committee.

Senate Bill No. 83, by Senators Talley, McCutcheon, Petrich, Kupka, Knoblauch and Rasmussen:

An Act relating to highways; providing that the Longview-Rainier and Tacoma Narrows bridges shall become toll free; authorizing the Longview-Rainier bridge to become a part of the state highway system; and adding new sections to chapter 13, Laws of 1961 and to chapter 47.56 RCW.

Referred to Committee on Highways.

On motion of Senator McCutcheon, the rules were suspended and Senators Rasmussen, Kupka and Knoblauch were added as sponsors of Senate Bill No. 83.

Senate Bill No. 84, by Senators DeGarmo, Durkan and Talley:

An Act relating to a duty free lunch period by public school teachers.
Referred to Committee on Education.

Senate Bill No. 85, by Senators Dore, Stender and Mardesich:

An Act relating to firemen's pensions; amending section 3, chapter 82, Laws of 1957, as amended by section 3, chapter 5, Laws of 1959 and RCW 41.16.090; and amending section 12, chapter 82, Laws of 1957 as amended by section 12, chapter 5, Laws of 1959 and RCW 41.16.180.

Referred to Committee on Labor and Social Security.

Senate Bill No. 86, by Senators Kupka, Chytil, Keefe, Knoblauch and Morgan (by Legislative Council request):

An Act relating to mental illness commitment procedures; providing for the appointment of an attorney by the court in certain instances; amending section 71.02.190, chapter 25, Laws of 1959 and RCW 71.02.190.

Referred to Judiciary Committee.

Senate Bill No. 87, by Senators Kupka, Keefe, Cooney, Knoblauch and Morgan:

An Act relating to state hospitals for the mentally ill; and amending chapter 28, Laws of 1959 and chapter 72.23 RCW by adding a new section thereto.

Referred to Committee on Public Institutions.

On motion of Senator Greive, there being no objections, the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 86 and Senate Bill No. 87.

MOTION

At 12:20 p. m., on motion of Senator Greive, the Senate adjourned until noon, Tuesday, January 22, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

NINTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Tuesday, January 22, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Kim Peery, Color Bearer, and JoAnn Poulsen, presented the Colors.

Reverend Robert M. Daly, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"O God, Who has poured the gift of wisdom by the grace of the Holy Spirit into the hearts of Thy faithful, grant us we beseech Thee, that strength of mind and heart which we need to introduce and bring to completion those things which are most pleasing to Thee and beneficial to our State.

"Through Jesus Christ Our Lord. Amen."

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

NOTICE OF PROPOSED CHANGE—SENATE RULE 58

Senator Hess:

"Mr. President:

"Once again at the request of the caucus, there being no objection, the proposed change of Rule 58 will be held over until the next working day."

The President:

"With the approval of the Senate, Senator Hess, it will be so ordered."

The Secretary read:

SENATE RESOLUTION 1963 -4-

By Senator Greive:

Resolved, That the Secretary of the Senate be and he is hereby instructed to purchase and deliver to the President of the Senate, the Secretary of the Senate, the Sergeant at Arms, and to each of the Senators, seventy-five dollars (\$75.00) worth of postage.

On motion of Senator Greive, the resolution was adopted.

MOTION

Senator Petrich moved that Senator Robert L. Charette, Senator John L. Cooney and Senator Karl V. Herrmann be appointed to the Judiciary Committee.

Debate ensued.

The motion was carried and Senators Charette, Cooney and Herrmann were appointed to the Judiciary Committee.

MESSAGE FROM THE HIGHWAY COMMISSION

The Secretary read the message regarding the appointment of Mr. Ernest G. Jones, Executive Vice President, Skagit Steel and Iron Works, Post Office Box 151, Sedro Woolley, Washington, to a four year term on the State Highway Department Personnel Board; and, Mr. Russell T. Conlon, Business Manager, Operating Engineers Local 302, Western Avenue and Clay Street, Seattle, Washington, to a two year term on the State Highway Department Personnel Board.

The names, together with the message from the Highway Commission, were referred to the Committee on Highways for recommendation on confirmation of the appointments.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 21, 1963.

MR. PRESIDENT:

The House has passed: Senate Bill No. 77, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 77.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title, and acted upon as indicated:

Senate Bill No. 88, by Senators Gissberg, Durkan and Rickdall:

An Act relating to employee pension plans and taxation of premiums therefor; adding a new section to chapter 79, Laws of 1947 and to chapter 48.14 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 89, by Senators Freise and Ryder:

An Act relating to sewer districts; and amending section 32, chapter 210, Laws of 1941, and RCW 56.20.080.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 90, by Senator Freise:

An Act relating to corporations; and amending section 8, chapter 185, Laws of 1933, as amended by section 2, chapter 143, Laws of 1939, and RCW 23.01.080.

Referred to Judiciary Committee.

Senate Bill No. 91, by Senators Bailey, Durkan and Peterson:

An Act relating to the operation, erection, installation, alteration and repair of elevators, escalators, dumbwaiters, belt manlifts, automobile parking elevators and moving walks; providing for the inspection, issuance of permits, collection of fees; prescribing certain powers and duties of certain officials in connection therewith; providing penalties; and making an appropriation.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 92, by Senators Riley, Mardesich and Dore:

An Act relating to daylight saving time; and amending section 1, chapter 3, Laws of 1961 and RCW 1.20.051.

Referred to Committee on State Government.

Senate Bill No. 93, by Senators Dore, Talley and Ryder:

An Act relating to urban renewal; and adding a new section to chapter 42, Laws of 1957 and to chapter 35.81 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 94, by Senators Guess, Henry and Williams:

An Act relating to motor vehicle equipment; and amending section 46.37-.340, chapter 12, Laws of 1961 and RCW 46.37.340.

Referred to Committee on Highways.

Senate Bill No. 95, by Senators Kupka, Rasmussen and McCutcheon:

An Act relating to urban transportation systems; and amending section 4, chapter 139, Laws of 1961 and RCW 54.04.160.

Referred to Committee on Labor and Social Security.

Senate Bill No. 96, by Senators Dore, Petrich and Charette:

An Act relating to elections; providing penalties; and adding new sections to chapter 29.04 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 97, by Senators Foster and Henry:

An Act relating to retail sales of motor vehicle fuel; and regulating the use of price signs in connection with the retail sales of motor vehicle fuel.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 98, by Senators Hallauer and Hess:

An Act relating to the operation of motor vehicles and the licensing of operators thereof; providing for the establishment of drivers' training courses; amending section 46.20.030, chapter 12, Laws of 1961 and RCW 46.20.030; amending section 46.20.110, chapter 12, Laws of 1961 and RCW 46.20.110; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.20 RCW.

Referred to Committee on Education.

Senate Bill No. 99, by Senators Hallauer, Riley and Woodall:

An Act relating to administrative procedure of state agencies; including the liquor control board within the scope of the administrative procedures act; and amending section 15, chapter 234, Laws of 1959 and RCW 34.04.150.

Referred to Committee on State Government.

Senate Bill No. 100, by Senators Talley, Atwood and Sandison:

An Act relating to instruments to be recorded or filed; amending section 1, page 26, Code of 1881 as last amended by section 1, chapter 182, Laws of 1919 and RCW 65.04.030; and amending section 1, chapter 125, Laws of 1919 as amended by section 1, chapter 254, Laws of 1959 and RCW 65.04.040.

Referred to Judiciary Committee.

Senate Bill No. 101, by Senators Talley, Durkan, Morgan and DeGarmo:

An Act relating to the protection of minor children.

Referred to Judiciary Committee.

On motion of Senator Talley, there being no objection, the rules were

suspended and the name of Senator DeGarmo was added as a sponsor to Senate Bill No. 101.

Senate Bill No. 102, by Senators Rasmussen, Peterson and DeGarmo:

An Act relating to watercraft; amending sections 1, 2, 3, and 5, chapter 72, Laws of 1933, and RCW 88.12.010, 88.12.020, 88.12.030, and 88.12.050; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 103, by Senators Greive, Kupka, Sandison, Rickdall, Durkan, Lennart and DeGarmo:

An Act relating to state government; authorizing the commission on harbor lines to change certain harbor lines; and setting forth powers and duties relating to harbor lines and the relocation thereof; and making an appropriation.

Referred to Committee on Natural Resources.

On motion of Senator Greive, there being no objection, the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 103.

Senate Bill No. 104, by Senators Hess, Thompson, Jr. and Hallauer:

An Act relating to community colleges; and amending section 11, chapter 198, Laws of 1961, and RCW 28.84.260.

Referred to Committee on Education.

Senate Joint Memorial No. 4, by Senators Rasmussen, Lennart, McCutcheon, Riley, Hallauer, Kupka, Peterson, Petrich, DeGarmo, Keefe, Donohue, Cooney, Stender, Talley, Knoblauch, Durkan, Dore, Bailey, Cowen, McCormack, Morgan, Sandison, Charette, Herrmann, Freise, Woodall, England, Rickdall, Moriarty, Jr., Chytil, Foster and Greive:

Memorializing Congress to increase income tax personal exemption from six hundred dollars to one thousand dollars.

On motion of Senator Rasmussen, the names of Senators Morgan, Sandison, Charette, Herrmann, Freise, England, Woodall, Rickdall, Moriarty, Jr., Chytil, Foster and Greive were added as sponsors of Senate Joint Memorial No. 4.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 4 was advanced to second reading and read the second time in full.

On motion of Senator Rasmussen, the rules were suspended, Senate Joint Memorial No. 4 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 4, and the memorial was passed by the following vote: Yeas, 39; nays, 8; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Sandison, Talley, Washington, Woodall—39.

Those voting nay were: Senators Atwood, Gallagher, Guess, Hanna, Hess, Ryder, Thompson, Jr., Williams—8.

Those absent or not voting were: Senators Raugust, Stender—2.

Senate Joint Memorial No. 4, having received the constitutional majority, was declared passed.

EXPLANATIONS OF VOTES

I am in favor of tax relief for the individual by way of raising the \$600 exemption but voted against this memorial because I felt that raising the limit to \$1000 was too great an increase considering the extreme financial commitments of the federal government in combating the threats to our freedom around the world. An \$800 exemption would have been more to my liking.

(signed) H. B. HANNA, Senator, Twelfth District.

I felt that it was necessary for me to vote against Senate Joint Memorial No. 4 without considering the merits of it at this time. The Memorial was introduced upon the Senate floor and did not have the benefit of any prior discussion or research in any committee of the Senate. Laudable as the intention of the sponsors of the Memorial may be, I felt very strongly about preserving the tradition of the Senate committee system to the end that all memorials and all bills are routed to the appropriate standing committee for evaluation, review, study and recommendation.

(signed) MICHAEL J. GALLAGHER

Senate Joint Resolution No. 4, by Senators Keefe, Greive and Rickdall (by Legislative Council request):

Constitutional amendment authorizing loaning the credit of the state.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Hallauer, the rules were suspended and Senator Hess's name was added as a sponsor of Senate Joint Resolution No. 4.

MOTION

At 12:35 p. m., on motion of Senator Greive, the Senate adjourned until noon, Wednesday, January 23, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TENTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, January 23, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator McCormack.

On motion of Senator Bailey, Senator McCormack was excused.

The Color Guard, consisting of Pages Kim Peery, Color Bearer, and JoAnn Poulsen, presented the Colors.

Reverend Robert M. Daly, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"Almighty God, Source of truth and wisdom, grant us that light of understanding by which we might know Thy will with regard to what is proposed here. Then give us the strength of character to pursue what is right and just and most beneficial for the future of our fellow citizens to the best of our ability as You have given us to see it.

"Through Christ our Lord. Amen."

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

PERSONAL PRIVILEGE

Senator Keefe:

"Mr. President:

"This is a big day in the Senate as we have some new guests, and I wonder if the members of the Senate and the President would like to introduce them. This is the first time we have had a full schedule of press writers here. It is good to see you back!"

The President:

"Members of the Senate:

"The President is happy that Senator Keefe called to our attention the presence of the distinguished members of the Fourth Estate. The members of the Senate and the President join in extending to you a warm, heartfelt welcome and a cordial greeting. The House of Representatives convened this morning at 11:00 a. m. and adjourned precisely at 11:12 a. m. Although we know this is not the reason for your presence, we are glad you are here to observe the solemn proceedings of the Senate."

DEFERRAL OF PROPOSED CHANGE—SENATE RULE 58

Senator Hess:

"Mr. President:

"I had expected at this time to move for a change in Rule 58. I found after checking that it is probable the change would be defeated, so in deference to the other members, I won't make that proposal at this time. I am sorry that this is so. I think this would have probably saved an average during the session time of approximately thirty minutes of some of our busy days, perhaps even more time. I am still working on another suggestion which I hope to present for consideration of the Senate, and that is a consent calendar which I believe can save even more time.

"I would like to respectfully direct the attention of the members to the fact that for several years I have been trying to interest the legislature in finding ways to make its work more efficient. I proposed at the last special session that the President of the

Senate and the Speaker of the House appoint a special interim committee to study the procedures of the two bodies in an effort to find ways to save time in order to improve the efficiency of our activities. No committees were appointed. Prior to this session I asked the Governor of the state to appoint a bi-partisan committee from both parties to do the same thing. No committee was appointed.

"I think it is by now fairly well established that we are not going to have an annual session of the legislature in the near future. Therefore, it seems that it is imperative that we find a way to make this brief sixty day session more thoughtful, more productive. I am beginning to realize that custom is much harder to change than law, but I seriously suggest to each of you that we have a mutual and individual responsibility to re-examine our customs, because I am sure there are ways to improve the way we are doing the state's business."

The Secretary read:

SENATE RESOLUTION

1963 -6-

By Senator Greive:

Resolved, That the state treasurer be and he is hereby directed to draw his warrants for the payment of salaries of employees of the Senate every week of the session upon payrolls which shall be certified by the President or President Pro Tempore and Secretary of the Senate, and he is hereby authorized and directed to deliver the warrants so issued to the Secretary of the Senate, taking his receipt therefor.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION

1963 -5-

By Senators Hallauer, Hanna and Washington:

WHEREAS, The Secretary of the Interior has completed an engineering report on the proposed rehabilitation of the Whitestone Reclamation Project in Okanogan county; and

WHEREAS, For more than forty years the state of Washington has had a direct interest in this project, in that it was developed with engineering and financial assistance of the state reclamation fund; and

WHEREAS, The federal rehabilitation plan will provide storage regulation for a full seasonal water supply for the existing 1,830 acres of valuable agricultural lands and water for an additional 705 acres; and

WHEREAS, Rehabilitation of the lands of the Whitestone Reclamation District will directly benefit the agricultural economy and strengthen the orchard industry of Okanogan county and the state of Washington; and

WHEREAS, Governor Albert D. Rosellini and Director of Conservation Earl Coe have given their approval of this project, on behalf of the state of Washington;

Now, Therefore, Be It Resolved, By the Senate of the State of Washington, That the proposed rehabilitation of the Whitestone Reclamation District by the United States Bureau of Reclamation be fully supported; and

Be It Further Resolved, That copies of this resolution be transmitted by the Secretary of the Senate to the Honorable John F. Kennedy, President of the United States, to the Speaker of the House of Representatives of the United States, to the Secretary of the Interior, and to each member of Congress from the state of Washington.

On motion of Senator Greive, the resolution was adopted.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 22, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 77 and the same is herewith transmitted.
S. R. HOLCOMB, Chief Clerk.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 105, by Senators Freise and Atwood:

An Act relating to insurance and adding a new section to chapter 79, Laws of 1947 and to chapter 48.01 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 106, by Senators England, Donohue and Sandison:

An Act relating to the organization and reorganization of school districts; adding a new section to chapter 266, Laws of 1947 and to chapter 28.57 RCW.

Referred to Committee on Education.

Senate Bill No. 107, by Senators England, Donohue and Bailey:

An Act relating to incorporation of cities of the first class in areas within counties not heretofore incorporated; and amending sections 1, 2, 3, and 4, chapter 153, Laws of 1951 and RCW 35.03.010, 35.03.020, 35.03.030, 35.03.040, and 35.03.050.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 108, by Senators Raugust, Washington and McCormack:

An Act relating to irrigation and reclamation districts; amending section 4, chapter 275, Laws of 1943, as amended by section 2, chapter 165, Laws of 1957 and RCW 89.12.040; amending section 5, chapter 275, Laws of 1943, as last amended by section 3, chapter 165, Laws of 1957 and RCW 89.12.050; amending section 6, chapter 275, Laws of 1943, as amended by section 1, chapter 148, Laws of 1953 and RCW 89.12.060; repealing section 7, chapter 275, Laws of 1943; as amended by section 2, chapter 200, Laws of 1951 and RCW 89.12.070; repealing section 15, chapter 275, Laws of 1943, as amended by section 4, chapter 200, Laws of 1951 and RCW 89.12.130; adding a new section to chapter 89.12 RCW; and declaring an emergency.

Referred to Committee on Natural Resources.

Senate Bill No. 109, by Senators Peterson, Rasmussen and Williams:

An Act relating to appraisal of decedents' estates and to inheritance and gift taxation; amending section 95, chapter 156, Laws of 1917 as last amended by section 8, chapter 207, Laws of 1939, and RCW 11.44.010; adding six new sections to chapter 15, Laws of 1961 and to chapter 83.16 RCW; repealing section 96, chapter 156, Laws of 1917 and RCW 11.44.020; and repealing section 83.16.040, chapter 15, Laws of 1961 and RCW 83.16.040.

Referred to Committee on Ways and Means.

Senate Bill No. 110, by Senators McCutcheon and Ryder (by Interim Committee on Education request):

An Act relating to education; amending section 2, chapter 266, Laws of 1947 as amended by section 1, chapter 395, Laws of 1955 and RCW 28.57.020; amending section 13, chapter 266, Laws of 1947 as last amended by section 2, chapter 268, Laws of 1959 and RCW 28.57.050; amending section 14, chapter 266, Laws of 1947 as amended by section 3, chapter 395, Laws of 1955 and RCW 28.57.060; amending section 19, chapter 266, Laws of 1947 as last amended by section 1, chapter 129, Laws of 1957 and RCW 28.57.070; amending section 22, chapter 266, Laws of 1947 and RCW 28.57.100; amending section 39, chapter 266, Laws of 1947 and RCW 28.57.110; amending section

5, chapter 266, Laws of 1947 as amended by section 1, chapter 49, Laws of 1953 and RCW 28.57.150; amending section 15, chapter 266, Laws of 1947 and RCW 28.57.170; amending section 16, chapter 266, Laws of 1947 as amended by section 14, chapter 268, Laws of 1959 and RCW 28.57.180; amending section 17, chapter 266, Laws of 1947 and RCW 28.57.190; amending section 18, chapter 266, Laws of 1947 and RCW 28.57.200; amending section 26, chapter 266, Laws of 1947 and RCW 28.57.240; amending section 5, chapter 268, Laws of 1959 and RCW 28.57.245; amending section 1, chapter 268, Laws of 1959 and RCW 28.57.335; amending section 4, chapter 268, Laws of 1959 and RCW 28.57.342; amending section 3, chapter 268, Laws of 1959 and RCW 28.57.344; amending section 34, chapter 266, Laws of 1947 as amended by section 9, chapter 268, Laws of 1959 and RCW 28.57.370; amending section 38, chapter 266, Laws of 1947 and RCW 28.57.390; amending section 25, page 11, Laws of 1886 as last amended by section 9, chapter 216, Laws of 1959 and RCW 28.20.010; amending section 24, chapter 157, Laws of 1955 and RCW 28.20.013; amending section 25, page 11, Laws of 1886 as last amended by section 10, chapter 216, Laws of 1959 and RCW 28.20.040; amending section 28, chapter 216, Laws of 1959 and RCW 28.20.045; amending section 14, chapter 157, Laws of 1955 as amended by section 7, chapter 216, Laws of 1959 and RCW 28.19.060; amending section 22, chapter 157, Laws of 1955 and RCW 28.19.130; amending section 23, chapter 157, Laws of 1955 and RCW 28.19.140; amending section 28, chapter 157, Laws of 1955 and RCW 28.19.170; amending section 32, chapter 157, Laws of 1955 as amended by section 8, chapter 216, Laws of 1959 and RCW 28.19.190; amending section 2, chapter 262, Laws of 1959 and RCW 28.56.005; amending section 1, chapter 229, Laws of 1953 as last amended by section 1, chapter 262, Laws of 1959 and RCW 28.56.010; amending section 2, chapter 229, Laws of 1953 as last amended by section 3, chapter 262, Laws of 1959 and RCW 28.56.020; amending section 3, chapter 229, Laws of 1953 as last amended by section 4, chapter 262, Laws of 1959 and RCW 28.56.030; amending section 5, chapter 229, Laws of 1953 as last amended by section 5, chapter 262, Laws of 1959 and RCW 28.56.040; amending section 6, chapter 229, Laws of 1953 as last amended by section 7, chapter 262, Laws of 1959 and RCW 28.56.060; amending section 7, chapter 229, Laws of 1953 as last amended by section 8, chapter 262, Laws of 1959 and RCW 28.56.070; adding a new section to chapter 28.57 RCW; repealing sections 11 and 12, chapter 266, Laws of 1947 and RCW 28.57.030 and 28.57.040; repealing section 30, chapter 216, Laws of 1959 and RCW 28.19.900.

Referred to Committee on Education.

Senate Bill No. 111, by Senators Washington, Henry, Thompson, Jr., Gissberg, Bailey, Raugust, Donohue, Foster, Rasmussen, Morgan, Williams, Stender, Sandison, Peterson, Hanna, Charette, Knoblauch, Lennart and Talley (by Highway Interim Committee request):

An Act relating to the training of motor vehicle operators; prescribing certain penalty assessments for the financing thereof; creating a driver education account in the general fund of the state treasury; amending sections 46.20.030, 46.20.070, and 46.68.040, chapter 12, Laws of 1961 and RCW 46.20.030, 46.20.070, and 46.68.040; and amending section 46.20.110, chapter 12, Laws of 1961 as amended by section 1, chapter 214, Laws of 1961 and RCW 46.20.110.

On motion of Senator Washington, there being no objection, the rules were suspended and the additional names of Senators Gissberg, Bailey, Charette,

Knoblauch, Lennart, Peterson, Raugust, Donohue, Foster, Rasmussen, Morgan, Stender, Sandison, Talley and Williams were permitted as sponsors to Senate Bill No. 111.

On motion of Senator Washington, Senate Bill No. 111 was referred to the Committee on Education.

On motion of Senator Washington, 500 additional copies of Senate Bill No. 111 were ordered printed.

Senate Bill No. 112, by Senators Keefe and Thompson, Jr.:

An Act relating to revenue and taxation; and amending section 82.26.020, chapter 15, Laws of 1961 and RCW 82.26.020.

Referred to Committee on Ways and Means.

Senate Bill No. 113, by Senators Moriarty, Jr., Durkan and Neill:

An Act relating to inheritance taxes; and amending section 83.40.040, chapter 15, Laws of 1961 and RCW 83.40.040.

Referred to Judiciary Committee.

Senate Bill No. 114, by Senators Riley, Greive and Williams:

An Act relating to motor vehicle parking; and amending section 46.48.270, chapter 12, Laws of 1961 and RCW 46.48.270.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 115, by Senators Neill, Durkan and Moriarty, Jr. (by Legislative Budget Committee request):

An Act relating to assessments against state lands; adding new sections to chapter 164, Laws of 1919 and to chapter 79.44 RCW; amending section 1, chapter 164, Laws of 1919 and RCW 79.44.010; amending section 2, chapter 164, Laws of 1919 and RCW 79.44.020; amending section 4, chapter 164, Laws of 1919 and RCW 79.44.040; amending section 5, chapter 164, Laws of 1919 as amended by section 1, chapter 108, Laws of 1933 and RCW 79.44.050; amending section 1, chapter 205, Laws of 1947 and RCW 79.44.060; amending section 6, chapter 164, Laws of 1919 and RCW 79.44.070; amending section 7, chapter 164, Laws of 1919 and RCW 79.44.080; amending section 8, chapter 164, Laws of 1919 and RCW 79.44.090; amending section 10, chapter 164, Laws of 1919 and RCW 79.44.100; amending section 11, chapter 164, Laws of 1919 and RCW 79.44.130; amending section 12, chapter 164, Laws of 1919 and RCW 79.44.140; amending section 2, chapter 180, Laws of 1919 as last amended by section 1, chapter 15, Laws of 1951, 2nd extraordinary session, and RCW 87.03.025; repealing chapter 154, Laws of 1909; and repealing sections 1 and 2, chapter 58, Laws of 1953 and RCW 79.44.150 and 79.44.160.

Referred to Committee on Ways and Means.

Senate Bill No. 116, by Senators Keefe and Thompson, Jr.:

An Act relating to revenue and taxation; adding a new section to chapter 15, Laws of 1961 and to chapter 82.26 RCW; and providing penalties.

Referred to Committee on Ways and Means.

Senate Bill No. 117, by Senators Hanna, Hallauer and Neill:

An Act relating to the agricultural experiment substation at Wenatchee and the acceptance of federal grant-in-aid funds in relation thereto; and making an appropriation.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 118, by Senators Foley, Moriarty, Jr., and Durkan (by Legislative Budget Committee request):

An Act relating to state government; abolishing the bureau of criminal identification; and repealing sections 72.50.010 through 72.50.110, chapter 28, Laws of 1959, and RCW 72.50.010 through 72.50.110.

Referred to Committee on State Government.

Senate Bill No. 119, by Senators Moriarty, Jr., Neill and Durkan (by Legislative Budget Committee request):

An Act relating to payment of costs in felony cases; amending section 2106, Code of 1881 as amended by section 1, page 35, Laws of 1883 and RCW 10.46-.220; and amending section 316, page 250, Laws of 1873 as last amended by section 1, page 35, Laws of 1883 and RCW 10.46.230.

Referred to Judiciary Committee.

Senate Bill No. 120, by Senators Henry, Peterson and Greive:

An Act relating to the licensing, regulation and discipline of optometrists; and repealing section 12, chapter 144, Laws of 1919 and RCW 18.53.110.

On motion of Senator Greive, Senate Bill No. 120 was referred to the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 121, by Senators Durkan, Foley and Lennart (by Legislative Budget Committee request):

An Act relating to revenue and taxation; and amending section 82.12.045, chapter 15, Laws of 1961, and RCW 82.12.045.

Referred to Committee on Ways and Means.

Senate Bill No. 122, by Senators Durkan, Foley and Lennart (by Legislative Budget Committee request):

An Act relating to revenue and taxation; and amending section 82.32.060, chapter 15, Laws of 1961, and RCW 82.32.060.

Referred to Committee on Ways and Means.

Senate Bill No. 123, by Senators Greive and Rickdall (by Department of License request):

An Act relating to securities; defining powers and duties; establishing fees; amending section 60, chapter 282, Laws of 1959 as amended by section 1, chapter 37, Laws of 1961 and RCW 21.20.005; amending section 4, chapter 282, Laws of 1959 and RCW 21.20.040; amending section 5, chapter 282, Laws of 1959 as amended by section 2, chapter 37, Laws of 1961 and RCW 21.20.050; amending section 14, chapter 282, Laws of 1959 and RCW 21.20.140; amending section 27, chapter 282, Laws of 1959 as amended by section 7, chapter 37, Laws of 1961 and RCW 21.20.270; amending section 32, chapter 282, Laws of 1959 as amended by section 8, chapter 37, Laws of 1961 and RCW 21.20.320; amending section 34, chapter 282, Laws of 1959 as amended by section 9, chapter 37, Laws of 1961 and RCW 21.20.340; adding new sections to chapter 282, Laws of 1959 and to chapter 21.20 RCW; and making an appropriation.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 124, by Senator Freise (by Legislative Council request):

An Act relating to eligibility for general assistance recipients of public assistance; and adding a new section to chapter 26, Laws of 1959 and chapter 74.08 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 125, by Senators Gallagher, England and DeGarmo:

An Act relating to civil defense; and providing for the relocation of the seat of government of the state and its political subdivisions.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 126, by Senators Gissberg and Woodall:

An Act relating to costs of litigation in an action brought on an insurance policy.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 127, by Senator Gissberg:

An Act relating to insurance; including income derived from deposited or invested premiums as a rate factor; and amending section .19.03, chapter 79, Laws of 1947 and RCW 48.19.030.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 128, by Senators Gissberg, Dore, Woodall and Cowen:

An Act providing for the continuity of the government of the state and of the governments of its political subdivisions in the event of an attack upon the United States.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

On motion of Senator Woodall, there being no objection, the rules were suspended, and the additional name of Senator Cowen was permitted as a sponsor to Senate Bill No. 128.

Senate Bill No. 129, by Senators Dore, Knoblauch and Chytil:

An Act relating to civil defense; prescribing limitations on when compensation shall be furnished for injuries to civil defense volunteers; and amending section 10, chapter 223, Laws of 1953 and RCW 38.52.260.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 130, by Senators Dore, Morgan and Petrich (by Executive request):

An Act relating to the state ferry system; and amending section 19, chapter 7, Laws of 1961 first extraordinary session and RCW 47.60.360.

Referred to Committee on Highways.

Senate Bill No. 131, by Senators Stender and Dore:

An Act relating to sabbath labor regulation; defining crimes; and imposing penalties and civil damages.

Referred to Committee on Labor and Social Security.

On motion of Senator Stender, there being no objection, the name of Senator Dore was permitted as an additional sponsor to Senate Bill No. 131.

Senate Bill No. 132, by Senators Dore and Foley:

An Act relating to state government; providing subsistence payments for members of the legislature and the President of the Senate; making an appropriation; and declaring an emergency.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 132 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No.

132 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 132, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—46.

Those absent or not voting were: Senators DeGarmo, McCormack, Washington—3.

Senate Bill No. 132, having received the constitutional majority, was declared passed.

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

Senate Joint Memorial No. 5, by Senators Stender, Freise, England, Foster, Rickdall, Moriarty, Jr., Woodall, Thompson, Jr., Guess, Williams, Atwood, Chytil, Ryder and Neill:

Memorializing federal government to allow tax deductions for college expenses.

On motion of Senator Woodall, there being no objection, the rules were suspended, and the additional names of Senators England, Foster, Rickdall, Moriarty, Jr., Thompson, Jr., Guess, Williams, Atwood, Chytil, Ryder and Neill were permitted as sponsors to Senate Joint Memorial No. 5.

On motion of Senator Woodall, the rules were suspended, Senate Joint Memorial No. 5 was advanced to second reading and read the second time in full.

On motion of Senator Woodall, the rules were suspended, Senate Joint Memorial No. 5 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

POINT OF INQUIRY

Senator Lennart:

"Mr. President:

"Will the Senator yield to a question?"

The President:

"Will Senator Woodall yield to a question?"

Senator Woodall:

"Yes."

Senator Lennart:

"Senator, is this exemption in addition to the \$600.00 now on the federal statute which we already have as an exemption for college students?"

Senator Woodall:

"Yes, this would be an additional exemption."

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 5 and the memorial passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senator Gissberg—1.

Those absent or not voting were: Senators McCormack, Raugust—2.

Senate Joint Memorial No. 5, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 6, by Senators Morgan, DeGarmo and Dore:

Retaining the USS Missouri.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 6 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 6 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 6, and the memorial passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senator Knoblauch—1.

Those absent or not voting were: Senators Gissberg, McCormack—2.

Senate Joint Memorial No. 6, having received the constitutional majority, was declared passed.

Senate Joint Resolution No. 5, by Senator Riley:

Repealing certain constitutional provisions dealing with alien land law.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

At 12:55 p. m., on motion of Senator Greive, the Senate adjourned until noon, Thursday, January 24, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

ELEVENTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, January 24, 1963

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo and Hallauer.

On motion of Senator Hanna, Senator Hallauer was excused.

On motion of Senator Bailey, Senator DeGarmo was excused.

The Color Guard, consisting of Pages Kim Peery, Color Bearer, and JoAnn Poulsen, presented the Colors.

Reverend Dermot C. Foyle, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"O Almighty God, source of all justice, all law and good order, grant us we beseech Thee Thy continued help to know what is equitable and just, and the grace to pursue what is right, and always to follow Thy lead in every matter discussed here.

"Guide all our efforts so that what we enact this session may be entirely in accord with Thy law and Thy justice.

"Through Jesus Christ, Our Lord. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President:

"Members of the Senate, Ladies and Gentlemen:

"This morning the Senate is favored with the presence of a very distinguished and honored visitor. The President at this time should like to request of Senators Riley, Washington, Ryder and Woodall that they act as a committee of honor to escort our visitor to the rostrum."

The committee of honor consisting of Senators Riley, Washington, Ryder and Woodall escorted Specialist Fourth Class Ronald C. Richards to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"Napoleon once said that soldiers win battles and generals get the credit, but this morning we have the opposite situation. Present today in the Senate chamber is a gentleman born in Stockton, California, who has just been honored as 'Soldier of the Month' at Fort Lewis. It is the pleasure of the President at this time to present to the members of the Senate, Specialist Ronald C. Richards, who was selected from over 22,000 soldiers for this highly respected honor.

"The President is sure that the members of the Senate would appreciate hearing from you, Mr. Richards. Would you please favor us with a few remarks?"

Specialist Richards:

"Gentlemen:

"It is indeed an honor to be here today and it is really great to be able to win the honor of 'Soldier of the Month' out at Fort Lewis. I surely didn't expect to be so lucky as to be entertained in such a fabulous manner.

"It is my honor to be in this state although I am only going to be here a short

while. I am sorry that I am going to miss the summer, but I only live a short way away in California. It is about 750 miles to my home and there is always the chance that I will be able to come back to this area and visit again, perhaps on vacation or something of that nature.

"I thank you for this honor."

The President:

"There is one additional remark that I would like to make. Mr. Richards reminded the President that the wonderful school in his home town of Stockton, College of the Pacific, knocked off Washington State University last fall 13-12."

Senator Neill:

"Mr. President:

"Did you have to mention that?"

The President:

"Would the members of the honor committee please come forward and escort our visitor from the chamber?"

The committee of honor escorted Specialist Richards from the rostrum.

The Secretary read:

RESOLUTION NO. 19435

MEMORIAL TO THE LEGISLATURE OF THE STATE OF WASHINGTON

To the Senate and to the House of Representatives of the State of Washington in Legislative Session Assembled:

WE, Your Memorialists, the City Council of the City of Seattle, respectfully represent and petition as follows:

WHEREAS, The limited housing available to minority groups because of discrimination on account of their race, color, creed or national origin, tends to confine such groups to restricted areas and thereby deprives them of freedom normally available to others, in the choice of housing within their financial capabilities and is injurious to the local community and the state as a whole; and

WHEREAS, Such limitation on housing is not peculiar to any particular area or municipality in the state, and enactment of uniform, state-wide housing legislation which would help to alleviate such inequities should be given highest priority;

Now, Therefore, Be It Resolved By the City Council of the City of Seattle, the Mayor Concurring:

That your Memorialists, the City Council of the City of Seattle, State of Washington, respectfully petition the Senate and House of Representatives of the State of Washington in legislative session assembled to enact the necessary amendments to the present state law against discrimination which would establish uniform state-wide application of the law with regard to housing accommodations.

Be It Further Resolved, That copies of this memorial be transmitted to the Governor of the State of Washington, the President of the Senate and to the Speaker of the House of Representatives of the State of Washington.

ADOPTED by the City Council and signed by me in open session in authentication of its adoption this 21st day of January, 1963.

(signed)

Floyd C. Miller
President of the City Council.

Filed by me this 21st day of January 1963.

(ATTEST)

C. G. Erlandson
City Comptroller and City Clerk.

I CONCUR:

(signed) Gordon S. Clinton, Mayor.

On motion of Senator Greive, the memorial was referred to the Judiciary Committee.

The Secretary read:

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

Senate Chamber,
Olympia, Wash., January 23, 1963.

We, your Committee on Enrolled, Engrossed Bills and Claims Auditing, herewith

report the following number of miles of travel, and the amount due each member as mileage coming to and going from this session of the Thirty-eighth Legislature, and recommend that these amounts be allowed:

<i>Senators</i>	<i>From City</i>	<i>Miles Round Trip</i>	<i>Amount</i>
Atwood, R. Frank	Bellingham	296	\$29.60
Bailey, Robert C.	South Bend	134	13.40
Charette, Robert L.	Aberdeen	96	9.60
Chytil, Joe	Chehalis	60	6.00
Connor, Frank	Seattle	122	12.20
Cooney, John L.	Spokane	678	67.80
Cowen, Dr. David C.	Spokane	678	67.80
Donohue, Dewey C.	Dayton	762	76.20
Dore, Fred H.	Seattle	122	12.20
Durkan, Martin J.	Seattle	138	13.80
England, Jack W.	Seattle	122	12.20
Foley, Frank W.	Vancouver	212	21.20
Foster, F. Stuart	Yakima	412	41.20
Freise, Herbert H.	Walla Walla	618	61.80
Gallagher, Michael J.	Seattle	122	12.20
Gissberg, William A.	Lake Stevens	188	18.80
Greive, R. R.	Seattle	122	12.20
Guess, Sam C.	Spokane	678	67.80
Hallauer, Wilbur G.	Oroville	676	67.60
Hanna, H. B.	Wenatchee	422	42.20
Henry, Al	White Salmon	342	34.20
Herrmann, Karl V.	Spokane	678	67.80
Hess, Andy	Seattle	122	12.20
Keefe, James Edward	Spokane	678	67.80
Knoblauch, Reuben A.	Sumner	76	7.60
Kupka, George W.	Tacoma	58	5.80
Lennart, Ernest W.	Everson	332	33.20
McCormack, Claude G.	Richland	700	70.00
McCutcheon, John T.	Steilacoom	46	4.60
McMillan, David E.	Colville	794	79.40
Mardesich, August P.	Everett	176	17.60
Morgan, Frances Haddon	Bremerton	134	13.40
Moriarty, Jr., C. P.	Seattle	128	12.80
Neill, Marshall A.	Pullman	732	73.20
Peterson, Ted G.	Seattle	122	12.20
Petrich, John A.	Tacoma	58	5.80
Rasmussen, Albert L.	Tacoma	60	6.00
Raugust, W. C.	Odessa	536	53.60
Rickdall, Ralph L.	Burlington	252	25.20
Riley, Edward F.	Seattle	122	12.20
Ryder, John N.	Seattle	122	12.20
Sandison, Gordon	Port Angeles	252	25.20
Stender, John H.	Auburn	84	8.40
Talley, Don L.	Kelso	132	13.20
Thompson, Albert C. Jr.	Bellevue	138	13.80
Washington, Nat	Ephrata	432	43.20
Williams, Walter B.	Seattle	122	12.20
Woodall, Perry B.	Toppenish	452	45.20
	Totals	14,538	\$1,453.80

FRANK W. FOLEY, *Chairman.*

We concur in this report: Fred H. Dore, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill, John A. Petrich, Perry B. Woodall.

On motion of Senator Greive, the committee report was adopted.

Senate Chamber,
Olympia, Wash., January 24, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 132 have inspected same, and find it correctly enrolled and certified.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill.

Senate Bill No. 13:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Enabling cities and towns having certain paid L.I.D. bonds to cancel them under certain conditions (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 18:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Removing restriction on certain L.I.D. assessments in cities of third class (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules.

Senate Bill No. 24:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Providing false arrest insurance for employees of second and third class cities (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 25:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Making the amount of dog license fees and regulation of dogs discretionary with the legislative bodies in cities of third and fourth classes (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 36:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Removing prohibition on increasing salaries of appointive town officials (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 39:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Authorizing municipalities to enter into five-year garbage disposal contracts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 45:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Removing statutory prohibitions on increasing salaries of appointive third class city officials (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, January 23, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bill, entitled:

Senate Bill No. 77:

An Act relating to the expenses and costs of the legislature; making appropriations therefor, and declaring an emergency.

Very truly yours,
BURTON R. JOHNSON,
Legal Administrative Assistant.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 24, 1963.

MR. PRESIDENT:

The House has passed: Senate Bill No. 132, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

MOTION

On motion of Senator Greive, Senators Herrmann and Cooney were excused.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 133, by Senator Freise:

An Act relating to vehicle rental agreements.

Referred to Judiciary Committee.

Senate Bill No. 134, by Senators Herrman, England and Rasmussen:

An Act relating to collective bargaining with the state and its political subdivisions and agencies.

Referred to Committee on State Government.

Senate Bill No. 135, by Senators Rasmussen, Kupka and DeGarmo:

An Act relating to licenses; and amending section 77.32.010, chapter 36, Laws of 1955 as amended by section 1, chapter 245, Laws of 1959, and RCW 77.32.010.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 136, by Senators Riley, Mardesich and Donohue:

An Act relating to elections; amending section 3, chapter 209, Laws of 1907 and RCW 29.13.070; and amending section 4, chapter 209, Laws of 1907 as last amended by section 1, chapter 250, Laws of 1959 and RCW 29.18.030.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 137, by Senators Washington, Henry and Raugust (by Highway Interim Committee request):

An Act relating to motor vehicles; amending sections 46.20.330 and 46.20-.270, chapter 12, Laws of 1961 and RCW 46.20.330 and 46.20.270; adding a new section to chapter 46.20 RCW; adding three new sections to chapter 46.56 RCW; repealing section 46.56.010, chapter 12, Laws of 1961 and RCW 46.56.010; and providing an effective date and providing penalties.

Referred to Committee on Highways.

Senate Bill No. 138, by Senators McCutcheon and Rasmussen:

An Act relating to education and community colleges; prescribing limitations on the use by school districts of state apportioned community college funds; amending section 2, chapter 198, Laws of 1961 and RCW 28.84.180; amending section 3, chapter 198, Laws of 1961 and RCW 28.84.190; amending section 4, chapter 198, Laws of 1961 and RCW 28.84.200; amending section 5, chapter 198, Laws of 1961 as amended by section 1, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.210; amending section 11, chapter 198, Laws of 1961 and RCW 28.84.260; amending section 2, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.270; and adding new sections to chapter 28.84 RCW.

Referred to Committee on Education.

Senate Bill No. 139, by Senators Riley and DeGarmo:

An Act relating to the state legislative building; authorizing the state arts commission to contract for murals; and making an appropriation.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 140, by Senators Talley, Henry, Foley and Woodall:

An Act relating to public highways; authorizing the Washington state highway commission and the joint fact-finding committee on highways, streets, and bridges to determine the feasibility of a secondary highway No. 33, from Toppenish, thence westerly to Woodland; and making an appropriation.

Referred to Committee on Highways.

On motion of Senator Talley, there being no objection, the rules were suspended and the name of Senator Woodall was permitted as an additional sponsor to Senate Bill No. 140.

Senate Bill No. 141, by Senators Washington, Foster and Donohue (by Highway Interim Committee request):

An Act relating to motor vehicle equipment; adopting a compact between this and other states; providing for the repeal of provisions of chapter 46.37 RCW; providing penalties; and providing an effective date.

Referred to Committee on Highways.

Senate Bill No. 142, by Senators Kupka, McCutcheon and Chytil (by Legislative Council request):

An Act relating to the payment by the state for the care and custody of mentally retarded children in nonsectarian children's institutions.

Referred to Committee on Public Institutions.

Senate Bill No. 143, by Senators Neill and Bailey:

An Act relating to elections; and amending section 16, chapter 130, Laws of 1961 and RCW 29.18.110.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 144, by Senators Kupka, Rickdall and Keefe:

An Act relating to the transfer of mentally or physically deficient persons from state residential schools to state hospitals for the mentally ill in accordance with the provisions and procedures contained in RCW 72.01.390 and RCW 72.01.400.

Referred to Committee on Public Institutions.

Senate Bill No. 145, by Senators Kupka, Rickdall and Keefe:

An Act relating to the hospitalization of mentally ill persons at state hospitals; and amending sections 71.02.410 and 71.02.420, chapter 25, Laws of 1959 and RCW 71.02.410 and 71.02.420.

Referred to Committee on Public Institutions.

Senate Bill No. 146, by Senators Kupka, Knoblauch and Morgan:

An Act relating to probation officers and services; amending section 11, chapter 331, Laws of 1959 as amended by section 2, chapter 145, Laws of 1961 (uncodified); repealing section 3, chapter 331, Laws of 1959 (uncodified); and making an appropriation.

Referred to Committee on Public Institutions.

Senate Bill No. 147, by Senators Kupka, Rickdall and Keefe:

An Act relating to overpayments made to certain counties from funds appropriated pursuant to the provisions of section 10, chapter 331, Laws of 1959.

Referred to Committee on Public Institutions.

Senate Bill No. 148, by Senators Morgan, Kupka and Knoblauch:

An Act relating to the department of institutions and state residential

schools for mentally deficient persons; providing procedures for commitment of alleged mentally deficient persons over eighteen years of age; parental responsibility for medical and dental care; and amending section 72.33.210, chapter 28, Laws of 1959 and RCW 72.33.210 and amending chapter 28, Laws of 1959 and chapter 72.33 RCW by adding new sections thereto.

Referred to Committee on Public Institutions.

Senate Bill No. 149, by Senators McMillan, Riley and Williams (by Departmental request):

An Act relating to the control and prevention of air pollution; amending sections 11 and 16, chapter 232, Laws of 1957 and RCW 70.94.110 and 70.94.160; and adding a new section to chapter 232, Laws of 1957 and chapter 70.94 RCW.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 150, by Senators Ryder and Henry (by Interim Committee on Education request):

An Act relating to extended secondary schools; amending section 2, chapter 115, Laws of 1945 and RCW 28.84.120; and amending section 3, chapter 115, Laws of 1945 and RCW 28.84.130 and 28.84.140.

Referred to Committee on Education.

Senate Bill No. 151, by Senators Kupka, McCutcheon and Rasmussen:

An Act relating to group hospitalization and medical aid for public employees and their dependents.

Referred to Committee on State Government.

Senate Bill No. 152, by Senators Gallagher, Thompson, Jr. and Peterson (by Departmental request):

An Act relating to the use of waterways for purposes other than navigation; authorizing the department of natural resources to issue use permits under certain conditions when approved by specified governmental bodies, agencies, or individuals; and adding a new section to chapter 79.01 RCW.

Referred to Committee on Natural Resources.

Senate Bill No. 153, by Senators McCormack, Thompson, Jr. and Charette (by Departmental request):

An Act relating to the sale of shorelands of the second class; amending section 121, chapter 255, Laws of 1927 and RCW 79.01.484.

Referred to Committee on Natural Resources.

Senate Bill No. 154, by Senators Sandison and McCormack (by Departmental request):

An Act relating to the exchange of standing timber owned by the state of Washington in Olympic National Park for lands of the United States without the boundaries of said park.

Referred to Committee on Natural Resources.

Senate Bill No. 155, by Senators Chytil, Talley and Bailey (by Departmental request):

An Act relating to the acquisition, maintenance, control and disposal of access rights to state timber and other valuable materials by the department of natural resources; and amending sections 1, 2, 3 and 4, chapter 239, Laws of 1945 and RCW 76.16.010, 76.16.020, 76.16.030 and 76.16.040.

Referred to Committee on Natural Resources.

Senate Bill No. 156, by Senators Foley, Ryder and Dore (by Departmental request):

An Act relating to equipment, machinery, and supplies of the department of natural resources; creating a natural resources equipment fund; limiting its uses; and providing for its reimbursement.

Referred to Committee on Natural Resources.

Senate Bill No. 157, by Senators Gissberg and Mardesich:

An Act relating to judges; and amending section 6, chapter 125, Laws of 1951 as last amended by section 2, chapter 67, Laws of 1961, and RCW 2.08.064.

Referred to Judiciary Committee.

Senate Joint Memorial No. 9, by Senators Charette, Bailey and DeGarmo: Memorializing Congress to appropriate funds for Grays Harbor jetty.

On motion of Senator Bailey, the rules were suspended, Senate Joint Memorial No. 9 was advanced to second reading and read the second time in full.

On motion of Senator Bailey, the rules were suspended, Senate Joint Memorial No. 9 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 9, and the memorial passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cowen, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Cooney, DeGarmo, Dore, Hal-lauer, Herrmann—5.

Senate Joint Memorial No. 9, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 7, by Senators Peterson, Stender and Charette: Memorializing United States government to aid forest industry.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 7 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, Senate Joint Memorial No. 7 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 7, and the memorial passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cowen, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill,

Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Cooney, DeGarmo, Foley, Hallauer, Herrmann—5.

Senate Joint Memorial No. 7, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 8. by Senators McMillan and Cooney:

Memorializing Congress to formulate a sound national minerals policy.

On motion of Senator McMillan, the rules were suspended, Senate Joint Memorial No. 8 was advanced to second reading and read the second time in full.

On motion of Senator McMillan, the rules were suspended, Senate Joint Memorial No. 8 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 8, and the memorial passed the Senate by the following vote: Yeas, 36; nays, 5; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cowen, Donohue, England, Foster, Freise, Gallagher, Greive, Guess, Hanna, Henry, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Marde-sich, Morgan, Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—36.

Those voting nay were: Senators Gissberg, Hess, Moriarty, Jr., Petrich, Williams—5.

Those absent or not voting were: Senators Cooney, DeGarmo, Dore, Durkan, Foley, Hallauer, Herrmann, McCormack—8.

Senate Joint Memorial No. 8, having received the constitutional majority, was declared passed.

Senate Concurrent Resolution No. 1, by Senator Thompson, Jr.:

Providing for an investigation of the Washington state liquor control board.

MOTION

Senator Greive moved that Senate Concurrent Resolution No. 1 hold its place on the first reading calendar for Monday, January 28, 1963.

The motion was carried.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 132.

MOTION

At 1:00 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Friday, January 25, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWELFTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Friday, January 25, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cooney, Durkan, Foster, Gissberg, Guess, Hallauer, Herrmann, Mardesich and Woodall.

On motion of Senator Greive, Senators Cooney, Durkan, Foster, Gissberg, Guess, Hallauer, Herrmann, Mardesich and Woodall were excused.

The Color Guard, consisting of Pages Kim Peery, Color Bearer, and JoAnn Poulsen, presented the Colors.

Reverend Dermot C. Foyle, pastor of St. Michael's Church of Olympia, offered prayer as follows:

"O Almighty God, source of all justice, all law and good order, grant us we beseech Thee Thy continued help to know what is equitable and just, and the grace to pursue what is right, and always to follow Thy lead in every matter discussed here.

"Guide all our efforts so that what we enact this session may be entirely in accord with Thy law and Thy justice.

"Give us the grace to appreciate our freedom of thought and discussion and to use it well by being as objective as is humanly possible in our committee talks.

"Through Jesus Christ, Our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION 1963 -7-

By Senators Dore, Greive, Petrich, Connor and Riley:

WHEREAS, Today, Seattle University gave each member of the Senate a free Honorary Guest pass to all 1963 home basketball games; and

WHEREAS, Seattle University now has an enrollment of nearly four thousand students, and is among the outstanding institutions of higher learning in America, and the largest nontax-supported University in the state of Washington; and

WHEREAS, Seattle University is blessed with a superb basketball team, which always turns in an exciting game, and has helped to spread the fame of the state of Washington throughout the nation; and

WHEREAS, The members of the Senate are deeply appreciative of the high standing that Seattle University has achieved in both the academic and athletic fields;

Now, Therefore, Be It Resolved, That the Senate hereby expresses its appreciation and commendation to Seattle University, its faculty, student body and its justly famous basketball team; and

Be It Further Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the Very Reverend A. A. Lemieux, S. J., President of Seattle University, Eddie O'Brien, Athletic Director and Roman Miller, Assistant Athletic Director.

On motion of Senator Dore, the resolution was adopted.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 25, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 132, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 158, by Senators Chytil, Charette and Hanna:

An Act relating to local improvement guaranty funds of cities and towns; authorizing the transfer of moneys therein to the city or town general fund in certain instances; and adding a new section to chapter 35.54 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 159, by Senators Talley, Henry and Thompson, Jr.:

An Act relating to law enforcement officers of municipal corporations of the second and fourth classes; amending section 172, page 213, Laws of 1890, and RCW 35.27.240; and adding a new section to chapter 241, Laws of 1907, and to chapter 35.23 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 160, by Senators Sandison, Riley and Greive (by Legislative Council request):

An Act relating to revenue and taxation; providing for the assessment and taxation of reforestation lands; amending sections 84.28.005, 84.28.010, and 84.28.020, chapter 15, Laws of 1961 and RCW 84.28.005, 84.28.010 and 84.28.020; amending section 84.28.050, chapter 15, Laws of 1961 and RCW 84.28.050; amending sections 84.28.060, 84.28.080, 84.28.090, 84.28.100, 84.28.110, 84.28.140, and 84.28.160, chapter 15, Laws of 1961, and RCW 84.28.060, 84.28.080, 84.28.090, 84.28.100, 84.28.110, 84.28.140, and 84.28.160; adding new sections to chapter 15, Laws of 1961 and to chapter 84.28 RCW; and repealing section 84.28.130, chapter 15, Laws of 1961 and RCW 84.28.130.

Referred to Committee on Natural Resources.

Senate Bill No. 161, by Senators McCutcheon and Knoblauch:

An Act relating to municipal corporations; and amending section 15, page 141, Laws of 1890 and RCW 35.21.010.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 162, by Senators Mardesich and Gissberg:

An Act relating to intergovernmental disposition of property; and amending section 1, chapter 133, Laws of 1953.

Referred to Committee on State Government.

Senate Bill No. 163, by Senators Petrich and McCutcheon:

An Act relating to flood control; and amending section 4, chapter 240, Laws of 1951 as amended by section 2, chapter 84, Laws of 1961 and RCW 86.26.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 164, by Senators Mardesich, Williams and Riley:

An Act relating to the sale of intoxicating liquor on or near the University of Washington grounds; repealing section 1, chapter 75, Laws of 1895 as last amended by section 1, chapter 120, Laws of 1951, and RCW 66.44.190; and repealing section 2, chapter 75, Laws of 1895 and RCW 66.44.191.

Referred to Committee on Liquor Control.

Senate Bill No. 165, by Senators Bailey, Petrich and Gissberg:

An Act relating to legal publication fees; and amending section 4, chapter 99, Laws of 1921 as last amended by section 1, chapter 186, Laws of 1955, and RCW 65.16.090.

Referred to Judiciary Committee.

Senate Bill No. 166, by Senators Bailey, Petrich and Gissberg:

An act relating to county printing; and amending section 36.72.050, chapter 36, (Senate Bill No. 47), Laws of 1963, and RCW 36.72.050.

Referred to Judiciary Committee.

Senate Bill No. 167, by Senators Foley and Neill:

An Act relating to state institutions of higher learning; amending section 2, chapter 229, Laws of 1961, and RCW 28.76.180; amending section 3, chapter 229, Laws of 1961, and RCW 28.76.190 and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 168, by Senators Neill and Foley:

An Act relating to public lands; and authorizing the sale or lease of certain properties by the board of regents of Washington State University.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 169, by Senators Woodall, Stender and Greive:

An Act relating to group life insurance on dependents of employees or labor union members; amending section 24.03, chapter 79, Laws of 1947 as amended by section 10, chapter 197, Laws of 1953 and RCW 48.24.030; and declaring an emergency.

Referred to Committee on Labor and Social Security.

Senate Bill No. 170, by Senators Petrich, Woodall, Dore and Morgan:

An Act establishing a children's center for research and training in mental retardation at the University of Washington; and declaring an emergency.

Referred to Committee on Public Institutions.

On motion of Senator Petrich, there being no objection, the rules were suspended, and the name of Senator Morgan was permitted as an additional sponsor to Senate Bill No. 170.

Senate Bill No. 171, by Senators Gissberg and Thompson, Jr. (by Joint Committee on Governmental Cooperation request):

An Act relating to professional standards of conduct; amending section 3, chapter 202, Laws of 1955 and RCW 18.72.030; and amending section 11, chapter 4, Laws of 1919 and RCW 18.57.170.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 172, by Senators Gissberg, Thompson, Jr. and Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to drugs and medicine; regulating the sale and dispensing

thereof; adding a new section to chapter 43.69 RCW; and providing penalties.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 173, by Senators Gissberg, Thompson, Jr. and Greive (by Joint Committee on Governmental Cooperation request):

An Act relating to the procurement and use of dangerous drugs; adding new sections to chapter 69.50 RCW; amending section 2, chapter 6, Laws of 1939 and RCW 69.40.070; amending section 2072, Code of 1881 as amended by section 418, chapter 249, Laws of 1909 and RCW 9.91.030; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 174, by Senators Gissberg, Thompson, Jr. and Grieve (by Joint Committee on Governmental Cooperation request):

An Act relating to narcotic drugs; amending section 69.33.410, chapter 27, Laws of 1959 and RCW 69.33.410; and repealing section RCW 69.33.420, chapter 27, Laws of 1959 and 69.33.420.

Referred to Judiciary Committee.

Senate Joint Resolution No. 6, by Senators Bailey, Neill and Sandison:

Amending the Constitution to increase the number of representatives and to provide at least one representative for each county.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

At 12:01 p. m., on motion of Senator Greive, the Senate adjourned until noon, Monday, January 28, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTEENTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, January 28, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Hanna, Petrich, Raugust and Washington.

On motion of Senator Bailey, Senators Dore, Hanna and Washington were excused.

On motion of Senator Greive, Senator Petrich was excused.

On motion of Senator Ryder, Senator Raugust was excused.

The Color Guard, consisting of Pages Jim Stender, Color Bearer, and Kate Keiser, presented the Colors.

Reverend Charles A. Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Almighty and Eternal God, Who hast given unto man the task of ordering the affairs of society, we thank Thee for our democratic institutions and for the men and women who have accepted the responsibilities and endured the political brickbats of public office.

"Bless our legislators in their work, deliver them from those constituents who would have their cake and eat it too, and grant that all that is done this day may truly express the sovereign will of the people and contribute to the future as well as to the present well-being of our state. Amen."

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

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The President wishes to call the attention of the members of the Senate to the presence of a very distinguished and dignified group of visitors, the Clericus of the Episcopal Clergy of the Diocese of Olympia holding their quarterly meeting in our city. The President should like to ask this particular group to please stand so that the members of the Senate may properly recognize them."

(Applause.)

MOTION

On motion of Senator Riley, there being no objection, the rules were suspended and the name of Senator Peterson was permitted as an additional sponsor to Senate Bill No. 139.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 26:

Senate Chamber,
Olympia, Wash., January 28, 1963.

Clarifying notice requirements for public meetings (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Jack England, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

PERSONAL PRIVILEGE

Senator Riley:

"Mr. President, members of the Senate:

"As has been the custom for many years in the past, through the courtesy of our senior member, the gracious Senator Cowen, we would like to have the Pages of the Senate enter and take a place before the bar of the Senate so that a presentation may be made to them."

The Senate Pages were escorted to the bar of the Senate by the Sergeant at Arms.

Senator Riley:

"Mr. President, members of the Senate, and Pages of the Senate:

"Some of you have perhaps served the Senate previously and, if you have, I am certain you were delighted with the experiences and the pleasantries that joined you in your association throughout the legislative session. May I at this time assure all the Pages present that to serve in the Senate is a distinct privilege. You are selected young men and women. You have been selected because you have been sponsored by someone who has said you will make a tremendous contribution to the members of the Senate by your presence and services.

"As I mentioned a moment ago, Senator Cowen, who has sat in these legislative halls longer than any senator or representative in the history of the state, is now making it possible for each and every one of you, as an early expression of appreciation, to have a gift of a wrist watch.

"Senator Cowen is always gracious about doing pleasant things and is always a little shy on making these gestures known to you, but the watches with which you are now being presented are his gift. I wonder, Senator Cowen, if you would just stand all the way up and let everyone know, who does not know already, who our well known Senator from Spokane county is.

"Now, Pages of the Senate, if you will proceed this way, we will present you with your wrist watch."

(Applause.)

Senator Kupka:

"Mr. President and members of the Senate:

"I would like to remind Senator Riley that he could dwell a little bit further. I am a somewhat junior member, at least to Senator Cowen, but I think it was he who created the idea of the beautiful jackets that the Pages are wearing, am I not correct?"

The President:

"Members of the Senate, Ladies and Gentlemen:

"The President feels, at a time like this, that certainly we should all hear from the biggest little guy in the state of Washington, a person who has done so much good for his constituents and for all the people in the state of Washington.

"The President should like to request of Senators Riley, Knoblauch, Woodall and Ryder that they escort the illustrious and honored senator from Spokane, Senator Dr. David C. Cowen, to the rostrum."

The committee of honor consisting of Senators Riley, Knoblauch, Woodall and Ryder escorted Senator Cowen to the rostrum.

The President:

"Davey, everyone in the Senate chamber, and I am sure in the state of Washington, would like to hear from you at this moment."

Senator Cowen:

"Mr. President, members of the Senate:

"I feel highly honored today to receive the wonderful expression from my fellow members here in the state Senate.

"I have given watches to the Pages for many, many years.

"I remember once when I was a young boy I had somewhat of a difficult time going through school. I still remember a very wealthy man in the city of Portland, Oregon, who helped me a great deal to get through high school and college. I have always thought that if there was a gracious man in this world who would do that for me, then someday, if I was financially able, I, too, would reciprocate in some little manner and in some form such as I have been doing during the past twenty-eight years that I have served in the legislature.

"I want to thank you very much once again for the wonderful honor you have shown to me, and, Mr. President, I want to express my gratitude to you for your many kindnesses since you have been Lieutenant Governor.

"I want to thank the members of the Senate for the many honors that you have bestowed upon me and I shall never forget your kindness. Thank you.

"Members of the Senate, within the bar of the Senate chamber today we have a former member whom I served with many years ago, and he is to my way of thinking one of the most outstanding and forthright members we have ever had. He is sitting in the north gallery with his lovely wife. I would like to ask that former Senator Ross W. Earlywine stand, together with his lovely wife, and let the members of the Senate see him.

"Thank you very kindly."

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, January 25, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bill, entitled:

Senate Bill No. 132:

"An Act relating to state government; providing subsistence payments for members of the legislature and the president of the senate making an appropriation; and declaring an emergency.

Sincerely,

BURTON R. JOHNSON,
Legal Administrative Assistant.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 25, 1963.

MR. PRESIDENT:

The House has passed House Bill No. 17, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

The President declared the Senate to be at ease.

The President called the Senate to order at 12:35 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Petrich, Raugust and Washington, who were previously excused.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 175, by Senators Hess, Rasmussen, Raugust and Petrich:
An Act relating to activities on Sunday; adding four new sections to chap-

ter 249, Laws of 1909 and to chapter 9.76 RCW; providing penalties; and repealing section 242, chapter 249, Laws of 1909 and RCW 9.76.010.

Referred to Committee on Commerce, Manufacturing and Licenses.

On motion of Senator Hess, there being no objection, the rules were suspended and the name of Senator Petrich was permitted as an additional sponsor to Senate Bill No. 175.

PERSONAL PRIVILEGE

Senator Durkan:

"Mr. President:

"I would like to rise on a point of personal privilege."

The President:

"The Senator will please state his point of personal privilege."

Senator Durkan:

"Mr. President:

"I had formerly intended to be one of the sponsors on this measure; however, matters have arisen which have caused me to change my mind, so it was erroneously reported in the papers that I would be a sponsor. Now, without casting any aspersions toward the sponsors of this bill, I would like to make it clear that I am not a sponsor of this bill and that I have requested the President to remove my name from it.

"Thank you, Mr. President."

The President:

"If there are no objections, it will be so ordered."

Senate Bill No. 176, by Senators Durkan and Hanna:

An Act relating to motor vehicles; and amending section 46.16.080, chapter 12, Laws of 1961 and RCW 46.16.080.

Referred to Committee on Highways.

Senate Bill No. 177, by Senators Raugust, Henry and Williams:

An Act relating to state memorials; providing for the erection of a statue of Elisha P. Ferry in Statuary Hall in Washington, D. C.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 178, by Senators Rickdall, Lennart and Donohue:

An Act relating to diking and drainage districts; providing procedures for the sale of surplus real and personal property; repealing sections 1, 2, 3, 4, 5, and 6, chapter 342, Laws of 1955 and RCW 85.05.430, 85.05.440, 85.05.450, 85.05.460 and 85.05.470, and adding new sections to chapter 85.07 RCW.

Referred to Committee on Natural Resources.

Senate Bill No. 179, by Senators Greive, Keefe and Rickdall:

An Act relating to the welfare of dependent and delinquent children; adding a new section to chapter 160, Laws of 1913 and to chapter 13.04 RCW; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 180, by Senators Dore, England and Petrich:

An Act relating to coroners; and amending section 3, chapter 90, Laws of 1917 as amended by section 1, chapter 188, Laws of 1953 and RCW 68.08.010; amending section 237, chapter 249, Laws of 1909 as amended by section 2, chapter 188, Laws of 1953 and RCW 68.08.100; amending section 7, chapter 188, Laws of 1953 and RCW 68.08.104; and adding a new section to chapter 36.24 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 181, by Senators Riley, Thompson, Jr. and Mardesich:

An Act relating to construction and reconstruction work of the state and its political subdivisions.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 182, by Senators Riley, England and Mardesich:

An Act relating to contracts for public works; and amending section 1, chapter 166, Laws of 1921, as amended by section 1, chapter 236, Laws of 1955, and RCW 60.28.010.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 183, by Senators Thompson, Jr. and Rasmussen (by Legislative Council request):

An Act relating to the state employees' retirement system; declaring the membership therein of agency vendors appointed by the liquor control board to be ultra vires; terminating the payment of benefits claimed and restoring contributions; excepting said vendors from membership in futuro, adding new sections to chapter 274, Laws of 1947 and to chapter 41.40 RCW; amending section 13, chapter 274, Laws of 1947 as last amended by section 2, chapter 231, Laws of 1957, and RCW 41.40.120; and declaring an emergency.

Referred to Committee on Labor and Social Security.

Senate Bill No. 184, by Senators Rasmussen, Kupka and Chytil (by Legislative Council request):

An Act relating to the state employees' retirement system; and amending section 19, chapter 274, Laws of 1947, as last amended by section 4, chapter 277, Laws of 1955, and RCW 41.40.180.

Referred to Committee on Labor and Social Security.

Senate Bill No. 185, by Senators Kupka, Keefe and McCutcheon:

An Act relating to procedures for the release of sexual psychopaths from state hospitals for the mentally ill; and amending section 71.06.090, chapter 25, Laws of 1959 and RCW 71.06.090.

Referred to Committee on Public Institutions.

Senate Bill No. 186, by Senators DeGarmo and Rasmussen:

An Act relating to the sale of beer and wine.

Referred to Committee on Liquor Control.

Senate Bill No. 187, by Senators DeGarmo and Rasmussen:

An Act relating to alcoholic beverage control; and amending section 93, chapter 62, Laws of 1933 extraordinary session as last amended by section 16, chapter 174, Laws of 1935 and RCW 66.44.180.

Referred to Judiciary Committee.

Senate Bill No. 188, by Senators DeGarmo and Keefe:

An Act relating to tourist promotion in the state of Washington; and providing an effective date.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 189, by Senators Riley, Thompson, Jr. and England:

An Act relating to municipal water and sewer facilities; and amending section 2, chapter 261, Laws of 1959, and RCW 35.91.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 190, by Senators Sandison and Bailey:

An Act relating to highways; authorizing the use of the Hood Canal bridge for sport fishing purposes; disclaiming state liability in relation thereto; and adding a new section to chapter 13, Laws of 1961 and to chapter 47.56 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 191, by Senators Greive, Keefe, Petrich, Dore, Rickdall and Chytil:

An Act creating a publication review board; and making an appropriation. Referred to Judiciary Committee.

On motion of Senator Greive, there being no objection, the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 191.

Senate Concurrent Resolution No. 1, by Senator Thompson, Jr.:

Providing for an investigation of the Washington state liquor control board.

Senator Woodall moved that Senate Concurrent Resolution No. 1 be referred to the Committee on State Government with instructions to hold hearings and report back within one week.

Debate ensued.

Senator Gallagher demanded the previous question and the demand was sustained.

Senator Woodall demanded a roll call and the demand was sustained by Senators Ryder, Connor, Freise, Bailey, Thompson, Jr., Greive, Foster, McCutcheon, Stender and McMillan.

The President stated the question before the Senate is: It has been moved that Senate Concurrent Resolution No. 1 be referred to the Committee on State Government with instructions to hold hearings and report to the Senate within one week.

ROLL CALL

The Secretary called the roll on the motion by Senator Woodall and the motion was lost by the following vote: Yeas, 17; nays, 30; absent or not voting, 2.

Those voting yea were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Lennart, Morgan, Moriarty, Jr., Neill, Peterson, Rickdall, Ryder, Stender, Thompson, Jr., Williams, Woodall—17.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Petrich, Rasmussen, Riley, Sandison, Talley—30.

Those absent or not voting were: Senators Raugust, Washington—2.

Senate Concurrent Resolution No. 1 was referred to the Committee on Liquor Control.

PERSONAL PRIVILEGE

Senator Thompson, Jr.:

"Mr. President:

"I rise on a point of personal privilege. Senator Greive mentioned the opportunity for responsibility we had in the Senate confirmation of appointees to the liquor board. I have only been serving since 1959 and I have had the opportunity to vote on only

one appointee, the present Emperor-Chairman Abel, and the Journal of the 1959 Session will show that Senator Thompson voted against the appointment of this man."

PERSONAL PRIVILEGE

Senator Woodall:

"Further point of personal privilege, Mr. President:

"As I was over in the House of Representatives when the elder member of the board's name came up, I was not accorded a vote on the matter. I have only voted to confirm or had one opportunity to vote on the confirmation of one member, and the Journal will likewise show that Woodall voted 'nay' and I have been reliably informed that there are several members of the minority party who, if you got them all alone at night, quietly wish they had voted with Woodall the day he voted 'no' on that appointment."

PERSONAL PRIVILEGE

Senator Kupka:

"Mr. President:

"I, too, rise to a point of personal privilege. I would like to ask the gentlemen on my right, the minority group, how they voted to abolish the nine year term and to reduce these nine year terms to at least seven, regardless of who the Governor might be. I pose that question to both Senators Thompson and Woodall."

Senator Thompson:

"Were you addressing me, Senator Kupka? If you were, I co-sponsored the bill and I voted for it."

FIRST READING OF HOUSE BILL IN THE SENATE

The following was read first time by title and acted upon as indicated:

House Bill No. 17, by Representatives Mundy and Flanagan:

An Act relating to irrigation and reclamation districts; amending section 4, chapter 275, Laws of 1943, as amended by section 2, chapter 165, Laws of 1957 and RCW 89.12.040; amending section 5, chapter 275, Laws of 1943, as last amended by section 3, chapter 165, Laws of 1957 and RCW 89.12.050; amending section 6, chapter 275, Laws of 1943, as amended by section 1, chapter 148, Laws of 1953 and RCW 89.12.060; repealing section 7, chapter 275, Laws of 1943, as amended by section 2, chapter 200, Laws of 1951 and RCW 89.12.070; repealing section 15, chapter 275, Laws of 1943, as amended by section 4, chapter 200, Laws of 1951 and RCW 89.12.130; adding a new section to chapter 89.12 RCW; and declaring an emergency.

Referred to Committee on Natural Resources.

MOTION

At 1:10 p. m., on motion of Senator Greive, the Senate adjourned until noon, Tuesday, January 29, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

SIXTEENTH DAY

NOON SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, January 29, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Mardesich.

On motion of Senator Bailey, Senator Mardesich was excused.

The Color Guard, consisting of Pages James E. Stender, Color Bearer, and Kate Keiser, presented the Colors.

Reverend Charles A. Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Eternal God and Father Who dost use human agencies to bring to pass Thy will on earth, bless the Senators in their work this day. Give to them a sense of serving a higher Power that they may successfully avoid the danger of being enslaved by a lesser one. Deliver them from the fear of political reprisal.

"Grant that they may not be unduly influenced by those pressure groups who, not waiting for the world to beat a path to their door, range through hall and corridor, and declaim to one and all that they have not only a better but the only mouse-trap.

"Bless our legislators with a pride of office and a sense of mission that will disdain political pettifogging, that will ignore the clamor of selfish interests, and that will give this day a good account of their stewardship over the natural and social resources of our state. Amen."

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

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The members of the Chong Wah Benevolence Society and the President believe it is timely to wish you a Kung Hee Fat Choi, a happy Lunar Year 4661. This is the 'Year of the Hare' which, tradition has it, will be a year of smartness, of intelligence, and multiplicity."

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 103:

Senate Chamber,
Olympia, Wash., January 29, 1963.

Authorizing change in certain harbor lines (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass.

MIKE McCORMACK, *Chairman.*

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Edward F. Riley, John Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 64:

Senate Chamber,
Olympia, Wash., January 29, 1963.

Relating to and validating certain sales by port districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Dewey C. Donohue, Sam C. Guess, Al Henry, George W. Kupka, John A. Petrich, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 11:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Authorizing third class cities to use city-owned ambulances beyond the city limits in certain cases (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

GUBERNATORIAL APPOINTMENTS

The following appointments by the Governor were acted upon as indicated:

DIRECTOR, CENTRAL BUDGET AGENCY

Warren Bishop, appointed June 23, 1959, for the term ending at the pleasure of the Governor.

Referred to the Committee on Ways and Means.

DIRECTOR, DEPARTMENT OF HEALTH

Dr. Bernard Bucove, appointed October 3, 1955, for the term ending at the pleasure of the Governor, succeeding himself.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

DIRECTOR, DEPARTMENT OF CIVIL DEFENSE

Ensley Llewellyn, appointed April 2, 1962, for the term ending at the pleasure of the Governor, succeeding Charles C. Ralls.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

DIRECTOR, DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

Robert Rose, appointed November 29, 1961, effective December 1, 1961, for the term ending at the pleasure of the Governor, succeeding H. DeWayne Kreager.

Referred to Committee on Commerce, Manufacturing and Licenses.

STATE PERSONNEL BOARD

Max Nicolai, appointed January 17, 1963, for the term ending January 4, 1969, succeeding Paul Coughlin.

Referred to Committee on State Government.

DIRECTOR, DEPARTMENT OF PUBLIC ASSISTANCE

Leonard Hegland, appointed September 9, 1961, for the term ending at the pleasure of the Governor, succeeding George C. Starlund.

Referred to Committee on Labor and Social Security.

DIRECTOR, DEPARTMENT OF FISHERIES

George Starlund, appointed June 20, 1961, for the term ending at the pleasure of the Governor, succeeding Milo Moore.

Referred to Committee on Fisheries, Game and Game Fish.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, January 28, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the Position of Director, Department of General Administration, subject to your confirmation.

Fred Martin, appointed February 1, 1962, for the term ending at the pleasure of the Governor succeeding Charles W. Hodde.

Sincerely,
ALBERT D. ROSELLINI
Governor.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Woodall that the rules be suspended and the appointment of Fred Martin as Director of the Department of General Administration be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Greive:

"I would like to very heartily second the motion made by Senator Woodall."

Senator Riley:

"Mr. President:

"I would like to ask Senator Woodall a question if he will submit. Senator, is it your intention to suspend the rules and consider the confirmations of all the others or just Senator Martin?"

Senator Woodall:

"I do this solely out of respect for the fact that he is a former member of this body. I have no intention of making a motion as to any other person."

The motion carried.

APPOINTMENT OF FRED MARTIN

On motion of Senator Dore, the Senate concurred in the appointment of Fred Martin as Director of the Department of General Administration.

The Secretary called the roll and the appointment of Fred Martin to Director, Department of General Administration, was confirmed by the Senate by the following vote: Yeas, 49; nays, 0; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry,

Herrman, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—49.

Having received the unanimous approval of the Senate, the appointment of Fred Martin as Director, Department of General Administration, was confirmed.

PERSONAL PRIVILEGE

Senator Mardesich:

"Mr. President:

"I should like to call your attention to the presence within the bar of the Senate of a former Senator, Howard Bargreen, from Everett."

APPOINTMENT OF SPECIAL COMMITTEE

The President:

"Thank you very much, Senator Mardesich. The President should like to appoint you, Senator Mardesich, Senators Gissberg, Woodall and Neill to act as a committee of honor to escort our esteemed visitor to a place of honor upon the rostrum."

Senator Bailey:

"Mr. President:

"I would like to also call your attention to the presence of Senator Elway."

The President:

"Thank you very much, Senator Bailey. The President should like to have this committee also escort Senator Elway to a place of honor on the rostrum and request that Senators Bailey and Charette also join the committee, and to make this even, also Senators Peterson and Freise."

The committee of honor consisting of Senators Mardesich, Gissberg, Woodall, Neill, Bailey, Charette, Peterson and Freise escorted former Senator Howard Bargreen and Senator Harry Elway, Jr. to the rostrum.

The President:

"The President has just been advised that this is the first double-barrelled presentation. Thank you, Sergeant at Arms Johnson. The President does not believe there is any particular significance in the fact that Senator Bargreen turned to the right to approach the rostrum and Senator Elway turned to the left.

"Gentlemen, the members of the Senate and the President would be very grateful if you were to address the group at this time."

Senator Bargreen:

"Governor Cherberg, good friends in the Senate, and my friend here, the other part of the double barrel that was mentioned here by our Governor:

"It is certainly nice to have the opportunity to come here and suspend Rule 40. It is always a pleasure, especially on a beautiful morning, to come and see all my friends.

"Somebody asked if I missed the Senate. I certainly do. I miss all of my good friends in the Senate, but I don't miss all the work. I noticed this morning as I was coming upon the Senate elevator, there were three of your very attractive Senate secretaries with their arms loaded with letters from the people at home. Well, I can see it is going to be a hectic session if it is starting that fast already. I don't think the people at home really realize the amount of work that members of the legislature accomplish each session, not only looking at each letter, reading it, but answering too, which is a task all in itself for sixty days.

"I noticed they have repaired the carpet which had become worn very thin from members running over to the telephones and talking to the people at home who tell you what to do. Also, there is the problem when you have guests from your district, who say to you when you get home after the session, 'You know, I was down to see you, Senator, and you weren't there.'

"I know you are going to have a very fine session and do outstanding work for the many people in our fast-growing state. I personally want to wish you a wonderful session and, again, as a citizen of the state of Washington, to thank every one of you Senators for the fine job you do, not just during the session, but the entire year as well."

The President:

"Thank you very much, Senator Bargreen.
"Senator Elway."

Senator Elway:

"Governor Cherberg, members of the Senate, Senator Bargreen, friends:

"I have often wondered just how I would feel after having served in this humble body to have the privilege of being introduced here. Now, here I am, unprepared. I tried to convince myself during the first few weeks of this year that I wasn't going to miss my service here, and I was fooling myself. When I get back and see my friends here and the responsibilities you have, it does tug a little.

"My message will be brief. I want you to take good care of our new Senator from Grays Harbor County, Senator Charette. Also, I have a little devotion to a lot of work we have done in the interim Joint Committee on Governmental Cooperation. A lot of very good legislation has come out from their efforts and I hope you take a good look at that and see that some of it gets on the Governor's desk.

"In closing, I would just like to pass on this thought, I know you will take care of the unselfish majority and let the selfish minority haggle for themselves.

"It is my real privilege to have the opportunity to have just a minute with my friends. It's a real pleasure.

"Thank you very much."

The President:

"Thank you very much, Senator Elway."

PERSONAL PRIVILEGE

Senator Woodall:

"Just a point of clarification, Mr. President. When Senator Elway speaks of the selfish minority, he was not speaking about us."

Senator Greive:

"I think that we of the majority would say that when a man leaves this body and leaves that minority, he finally recognizes it for what it is."

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 192, by Senators Bailey and Connor:

An Act relating to delivery of the tax rolls and duties relating thereto; and amending sections 84.52.080 and 84.56.010, chapter 15, Laws of 1961 and RCW 84.52.080 and 84.56.010.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 193, by Senators Durkan and Gissberg:

An Act relating to waters and watersheds; amending section 290, chapter 249, Laws of 1909 and RCW 70.54.010; repealing section 1, chapter 70, Laws of 1899, as amended by section 1, chapter 227, Laws of 1907, and RCW 35.88.010 and 35.88.020; and providing penalties.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 194, by Senators Woodall, Stender and Greive:

An Act relating to excise taxes and providing exemptions; and amending

section 82.12.030, chapter 15, Laws of 1961 as amended by section 10, chapter 293, Laws of 1961, and RCW 82.12.030.

Referred to Committee on Ways and Means.

Senate Bill No. 195, by Senators Herrmann, Freise and Cooney:

An Act relating to employee welfare trust funds; amending section 2, chapter 8, Laws of 1955 extraordinary session as last amended by section 1, chapter 174, Laws of 1961 and RCW 48.52.020; section 3, chapter 8, Laws of 1955 extraordinary session as last amended by section 2, chapter 174, Laws of 1961 and RCW 48.52.030; section 7, chapter 8, Laws of 1955 extraordinary session and RCW 48.52.070; and adding one new section to chapter 8, Laws of 1955 extraordinary session and to chapter 48.52 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 196, by Senators Herrmann, Neill and Ryder:

An Act relating to banks and banking; amending section 30.04.090, chapter 33, Laws of 1955, as last amended by section 2, chapter 106, Laws of 1959, and RCW 30.04.090; and adding a new section to chapter 30.52 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 197, by Senators Hanna and Rasmussen:

An Act relating to industrial insurance; amending section 51.08.070, chapter 23, Laws of 1961 and RCW 51.08.070; and amending section 51.08.180, chapter 23, Laws of 1961 and RCW 51.08.180.

Referred to Committee on Labor and Social Security.

Senate Bill No. 198, by Senators Sandison, Rickdall and Greive (by Legislative Council request):

An Act relating to revenue and taxation; amending sections 84.40.320, 84.48.010, 84.56.290, 84.08.130, chapter 15, Laws of 1961 and RCW 84.40.320, 84.48.010, 84.56.290, 84.08.130; and adding a new section to chapter 15, Laws of 1961 and to chapter 84.40 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 199, by Senators Herrmann, Cooney and Lennart:

An Act relating to highways; and amending section 46.44.092, chapter 12, Laws of 1961 and RCW 46.44.092.

Referred to Committee on Highways.

Senate Bill No. 200, by Senators Moriarty, Jr., Sandison and Riley:

An Act relating to ferries; and adding a new section to chapter 13, Laws of 1961, and to chapter 47.56 RCW.

Referred to Committee on Highways.

Senate Bill No. 201, by Senators Mardesich, Ryder and Herrmann:

An Act relating to banks and trust companies; providing for authorized but unissued stock for particular purposes and for stock option plans; amending section 30.08.090, chapter 33, Laws of 1955 and RCW 30.08.090; and amending section 30.12.080, chapter 33, Laws of 1955, as amended by section 3, chapter 106, Laws of 1959, and RCW 30.12.080.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 202, by Senators Freise, Herrmann, Ryder and Cooney:

An Act relating to insurance; amending section .03.07, chapter 79, Laws of

1947 as last amended by section 2, chapter 190, Laws of 1949 and RCW 48.03.070; section .04.01, chapter 79, Laws of 1947 and RCW 48.04.010; section .09.10, chapter 79, Laws of 1947 and RCW 48.09.100; section .09.27, chapter 79, Laws of 1947 and RCW 48.09.270; section .10.07, chapter 79, Laws of 1947 and RCW 48.10.070; section .12.01, chapter 79, Laws of 1947 and RCW 48.12.010; section .12.02, chapter 79, Laws of 1947 and RCW 48.12.020; section .12.15, chapter 79, Laws of 1947 as last amended by section 3, chapter 194, Laws of 1961 and RCW 48.12.150; section .15.15, chapter 79, Laws of 1947 as last amended by section 8, chapter 303, Laws of 1955 and RCW 48.15.150; section .17.11, chapter 79, Laws of 1947 as last amended by section 10, chapter 303, Laws of 1955 and RCW 48.17.110; section .23.35, chapter 79, Laws of 1947 as last amended by section 7, chapter 194, Laws of 1961 and RCW 48.23.350; section .24.06, chapter 79, Laws of 1947 as last amended by section 20, chapter 303, Laws of 1955 and RCW 48.24.060; section .32.17, chapter 79, Laws of 1947 and RCW 48.36.170; section .32.41, chapter 79, Laws of 1947 as amended by section 32, chapter 190, Laws of 1949 and RCW 48.36.410; adding four new sections to chapter 79, Laws of 1947 and to chapter 48.05 RCW; five new sections to chapter 79, Laws of 1947 and to chapter 48.07 RCW; two new sections to chapter 79, Laws of 1947 and to chapter 48.14 RCW; a new section to chapter 79, Laws of 1947 and to chapter 48.20 RCW; a new section to chapter 79, Laws of 1947 and to chapter 48.36 RCW; and repealing section .11.01, chapter 79, Laws of 1947 and RCW 48.11.010; section .11.11, chapter 79, Laws of 1947 as amended by section 6, chapter 193, Laws of 1957 and RCW 48.11.110; section .11.12, chapter 79, Laws of 1947 and RCW 48.11.120; section .11.17, chapter 79, Laws of 1947 and RCW 48.11.170; section .11.18, chapter 79, Laws of 1947 and RCW 48.11.180; and section .17.57, chapter 79, Laws of 1947 and RCW 48.17.570.

Referred to Committee on Banks, Financial Institutions and Insurance.

On motion of Senator Greive, there being no objection the rules were suspended and more than three sponsors were permitted on Senate Bill No. 202.

Senate Bill No. 203, by Senators Riley, Moriarty, Jr. and Sandison:
An Act relating to ferries.

Referred to Committee on Highways.

Senate Bill No. 204, by Senators Bailey, Henry and Moriarty, Jr.:

An Act relating to public access to the meetings and records of public bodies; and amending sections 1 and 2, chapter 216, Laws of 1953 and RCW 42.32.010 and 42.32.020.

Referred to Committee on State Government.

Senate Bill No. 205, by Senators Durkan, Foley and Moriarty, Jr.:

An Act relating to claims against the state and claims against the state arising out of tortious conduct; creating a tort claims account in the general fund; providing for expenditures therefrom and reimbursement thereof; amending section 1, chapter 95, Laws of 1895, as amended by section 1, chapter 216, Laws of 1927, and RCW 4.92.010; amending section 1, chapter 136, Laws of 1961, and RCW 4.92.090; amending section 4, chapter 95, Laws of 1895, and RCW 4.92.040; and adding nine new sections to chapter 4.92 RCW.

Referred to Judiciary Committee.

Senate Bill No. 206, by Senators Lennart, Cooney and Foley:

An Act relating to revenue and taxation; amending section 84.52.050, chapter 15, Laws of 1961 as amended by section 1, chapter 143, Laws of 1961 and RCW 84.52.050; and repealing section 74.04.150, chapter 26, Laws of 1959 and RCW 74.04.150.

Referred to Committee on Ways and Means.

Senate Bill No. 207, by Senators Cooney and Neill:

An Act approving, ratifying and enacting into law the Columbia interstate compact relating to the division, apportionment and use of the waters of the Columbia river and its tributaries and the determination of rights in connection therewith and incidental thereto; making the state of Washington a party thereto; creating the Columbia compact commission; providing for the members of such commission from the state of Washington; providing for the carrying out of said compact; making an appropriation; and declaring an emergency.

Referred to Committee on State Government.

Senate Bill No. 208, by Senators Lennart, McCormack and Cooney:

An Act relating to education; amending section 3, chapter 13, Laws of 1961 first extraordinary session and RCW 28.81.080.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 209, by Senator Hallauer:

An Act relating to public assistance; adding new sections to chapter 26, Laws of 1959 and to chapter 74.04 RCW; and repealing section 74.08.122, chapter 26, Laws of 1959 and RCW 74.08.112.

Referred to Committee on Labor and Social Security.

Senate Bill No. 210, by Senators Durkan and Gissberg:

An Act relating to commerce and economic development; and authorizing the department of commerce and economic development to engage in the business of operating and maintaining existing elevated surface transportation facilities.

Referred to Committee on Public Utilities.

Senate Bill No. 211, by Senators Moriarty, Jr. and Durkan:

An Act relating to the business and occupation tax; and amending section 82.04.280, chapter 15, Laws of 1961 and RCW 82.04.280.

Referred to Committee on Ways and Means.

Senate Bill No. 212, by Senators Williams, Talley and Atwood (by Joint Committee on Urban Area Government request):

An Act relating to taxation and amending section 82.12.030, chapter 15, Laws of 1961, as last amended by section 10, chapter 293, Laws of 1961 and RCW 82.12.030.

Referred to Committee on Ways and Means.

Senate Bill No. 213, by Senators Thompson, Jr., Dore, Ryder and Atwood (by Joint Committee on Urban Area Government request):

An Act relating to the disincorporation of certain special districts.

Referred to Committee on Cities, Towns and Counties.

On motion of Senator Greive, there being no objection the rules were

suspended, and additional names were permitted as sponsors to Senate Bill No. 213.

Senate Bill No. 214, by Senators Dore, Williams and Atwood (by Joint Committee on Urban Area Government request):

An Act relating to annexation of certain areas by cities and towns.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 215, by Senators Dore, Talley and Williams (by Joint Committee on Urban Area Government request):

An Act relating to state government, creating a continuing joint committee on urban area government of the legislature, and prescribing its functions.

Referred to Committee on State Government.

Senate Bill No. 216, by Senators Williams, Connor and Riley (by Joint Committee on Urban Area Government request):

An Act relating to metropolitan governments; and amending section 10, chapter 213, Laws of 1957 and RCW 35.58.100.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 217, by Senators Williams, Talley and Ryder (by Joint Committee on Urban Area Government request):

An Act relating to taxation and amending section 84.08.040, chapter 15, Laws of 1961 and RCW 84.08.040.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 218, by Senators Thompson, Jr., Talley, Ryder and Hess (by Joint Committee on Urban Area Government request):

An Act relating to consolidation of certain special districts.

Referred to Committee on Cities, Towns and Counties.

On motion of Senator Greive, there being no objection the rules were suspended and additional names were permitted as sponsors to Senate Bill No. 218.

Senate Bill No. 219, by Senators Ryder, Talley and Atwood (by Joint Committee on Urban Area Government request):

An Act relating to cities and towns, and amending sections 60, 67 and 71, chapter 98, Laws of 1911 and RCW 35.43.030, and section 12, chapter 144, Laws of 1957 and RCW 35.43.180, and adding a new section to chapter 35.43 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 220, by Senators Williams, Connor and Ryder (by Joint Committee on Urban Area Government request):

An Act relating to incorporation of certain cities; amending section 1, chapter 7, Laws of 1890 and RCW 35.02.010; amending section 7, chapter 173, Laws of 1957 and RCW 35.02.070; amending section 2, chapter 345, Laws of 1955 and RCW 35.04.020; and amending section 6, chapter 345, Laws of 1955 and RCW 35.04.060.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 221, by Senators Thompson, Jr., Connor and Dore (by Joint Committee on Urban Area Government request):

An Act relating to consolidation and annexation of cities and towns;

amending sections 1 through 4, chapter 64, Laws of 1929 and RCW 35.10.010, 35.10.020, 35.10.030, 35.10.040, 35.10.050, 35.10.060, 35.11.010, 35.11.020, and adding four new sections to chapter 64, Laws of 1929 and chapter 35.10 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 222, by Senators Dore, Ryder, Connor and Hess (by Joint Committee on Urban Area Government request):

An Act relating to use of public highways and rights of way for mass transportation purposes.

Referred to Committee on Highways.

On motion of Senator Greive, there being no objection the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 222.

Senate Bill No. 223, by Senators Williams, Hallauer, Ryder and Durkan (by Joint Committee on Urban Area Government request):

An Act relating to taxation.

Referred to Committee on Ways and Means.

On motion of Senator Ryder, there being no objection the rules were suspended, and the name of Senator Durkan was permitted as an additional sponsor to Senate Bill No. 223.

Senate Bill No. 224, by Senators Dore and Williams (by Joint Committee on Urban Area Government request):

An Act relating to the distribution of the liquor revolving fund and the motor vehicle fund to cities, towns and counties, amending sections 46.68.110 and 46.68.120, chapter 12, Laws of 1961 and RCW 46.68.110 and RCW 46.68.120, and sections 7 and 8, chapter 175, Laws of 1957 and RCW 66.08.200 and RCW 66.08.210.

Referred to Committee on Ways and Means.

Senate Bill No. 225, by Senators Gissberg, Cowen and Ryder:

An Act relating to public assistance and to the operation of vending stands by blind persons on property owned by the state, county, city or political subdivision; and adding a new section to chapter 26, Laws of 1959 and to chapter 74.16 RCW.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 226, by Senator Gissberg:

An Act relating to property tax; and amending section 3, chapter 168, Laws of 1961, and RCW 84.36.171.

Referred to Committee on Ways and Means.

Senate Bill No. 227, by Senator Gissberg:

An Act relating to uncollected road district taxes in annexed road district territories; transferring funds to annexing cities and towns under certain conditions; and repealing section 15, Chapter 175, Laws of 1957 and RCW 35.13.270.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 228, by Senators Gissberg and Mardesich:

An Act relating to public utility district water systems; authorizing the sale and conveyance of water system properties without voters' approval to cities and towns whenever such cities and towns have water systems of

their own; and amending section 19, chapter 390, Laws of 1955 as amended by section 1, chapter 275, Laws of 1959, and RCW 54.16.180.

Referred to Committee on Public Utilities.

Senate Concurrent Resolution No. 2, by Senators Peterson, Kupka and Thompson, Jr.:

Resolving to establish a study of drop out students.

Referred to Committee on Education.

SECOND READING OF BILLS

Senate Bill No. 24, by Senators Neill and Talley:

Providing false arrest insurance for employees of second and third class cities.

The bill was read the second time by sections.

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

Add a new section to be known as Sec. 2 to read as follows:

NEW SECTION. Sec. 2. Any county may contract with an insurance company authorized to do business in this state to provide group false arrest insurance for its law enforcement personnel and pursuant thereto may use such portion of its revenues to pay the premiums therefor as the county may determine.

In line 1 of the title after "Relating to" and before the semicolon strike "cities and towns" and insert "insurance for certain governmental employees"

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 24 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 24, and the bill passed the Senate by the following vote: Yeas, 48; nays, 1; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those voting nay were: Senator Lennart—1.

Engrossed Senate Bill No. 24, having received the constitutional majority, was declared passed.

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

Senate Bill No. 25, by Senators Neill and Talley:

Making the amount of dog license fees and regulation of dogs discretionary with the legislative bodies in cities of third and fourth classes.

The bill was read the second time by sections.

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

On page 1, section 1, subsection (3), line 25, after "limits" strike the remainder of the subsection and insert "[*Provided*, That in all local improvement districts abutting property shall not be liable for any greater amount than the estimate of the city engineer **plus ten percent for any purpose**];"

Senator Moriarty, Jr. moved the adoption of the following amendment:

On page 6, section 2, line 9, after "harbored" in lines 8 and 9 insert "by a resident thereof"

Debate ensued.

On motion of Senator Gissberg, the amendment was laid on the table.

On motion of Senator Greive, Senate Bill No. 25 was ordered to hold its place on the second reading calendar for the following day.

Senate Bill No. 18, by Senators Talley, Hanna and Neill:

Removing restriction on certain L.I.D. assessments in cities of third class.

On motion of Senator Neill, Senate Bill No. 18 was ordered to hold its place on the second reading calendar for the following day.

Senate Bill No. 13, by Senators Sandison and Talley:

Enabling cities and towns having certain paid L.I.D. bonds to cancel them under certain conditions.

REPORT OF STANDING COMMITTEE

Senate Bill No. 13:

Senate Chamber,
Olympia, Wash., January 23, 1963.

Enabling cities and towns having certain paid L.I.D. bonds to cancel them under certain conditions (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

In section 2, page 2, line 7, strike the period following "cords" and insert "including any unguaranteed bonds or warrants outstanding against districts in which there remains no money in the given local improvement fund."

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, James Keefe, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Riley, the committee amendment was adopted.

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

On page 2, section 2, line 5, after "all" strike "future warrants and"

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 13 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Ryder:

"Would Senator Neill yield to a question?"

"Senator Neill, is there any provision for the protection of bondholders who, through no fault of their own, may not have been able to make a claim; or where some old assessment or piece of property that is being held by the city was sold and the funds would ordinarily go into one of these L.I.D. groups? Is there any protection there for the bondholders to get their prorated share after they have been cancelled?"

Senator Neill:

"Well, Senator, I will answer this to the best of my ability. I don't pretend to be an expert on this subject. However, should a city hold a piece of property as a trustee, having foreclosed the local L.I.D. assessment, and then, if the city in some future

years sells this piece of property, this money would have to go into the local properties group because it is a trust fund. By operation of this bill, they could give notice and within one year the bondholder could get his pro rata part of the money. Should he not come in within the one year and the fund was transferred to the current expense fund, it seems to me—and I will just give a personal opinion, Senator,—under line 8, the amendment which took out of the bill the prohibition against writing future warrants, it only says it would 'terminate accounting,' in this particular fund, so I feel the bondholder would not lose his rights. It would make it a little more difficult for him to get the money. He would have to go to the city council to get his money drawn out of the current expense fund and put back in the local improvement district fund."

Senator Rasmussen:

"Would Senator Neill yield to a further question?"

"Senator Neill, as I read this bill, it says they shall advertise. They shall by publication notify the bondholders and warrant holders. Is it the intent of the bill that upon the publication of this, that the charges for advertising shall be assessed against the warrant holders and bondholders in order to recover?"

Senator Neill:

"Senator, I don't believe so. It is customary in all local improvement district assessments notices that this cost of publication, after you form the district, must be paid out of current expenses. There is no way to pay it out of the general improvement district fund. All we are trying to do here is provide some means of notifying the bondholders and warrant holders.

"Practically all of these old bonds were bearer bonds. At this time the cities don't know who owns them or where they are. Their only means of notice is to give public notice and attempt to locate the holders of these old bonds."

Further debate ensued.

The President stated the question before the Senate is: It has been moved that the rules be suspended and Engrossed Senate Bill No. 13 be placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 13, and the bill passed the Senate by the following vote: Yeas, 43; nays, 4; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMullan, Morgan, Neill, Peterson, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators Moriarty, Jr., Petrich, Rasmussen, Ryder—4.

Those absent or not voting were: Senators McCutcheon, Mardesich—2.

Engrossed Senate Bill No. 13, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Peterson, five hundred additional copies of Senate Bill No. 102 were ordered printed.

At 1:15 p. m., on motion of Senator Greive, the Senate adjourned until noon, Wednesday, January 30, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

SEVENTEENTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, January 30, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Talley.

On motion of Senator Bailey, Senator Talley was excused.

The Color Guard, consisting of Pages James E. Stender, Color Bearer, and Kate Keiser, presented the Colors.

Reverend Charles A. Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"God of all grace and mercy, Who hast ordained that we should live out our days in a world of growing complexity where no simple answers will do nor easy short cuts be found; bless the members of this chamber with wisdom, perseverance, and a saving sense of humor. Help them in weighing the welter of actions proposed to distinguish between the good and the better, between those that treat the symptoms and those that treat the disease. Return to favor those homespun nostrums of other years: integrity, hard work and a woodshed well supplied with lathes. Give the legislators the grace to humor us poor souls who want to be both the patient and the doctor.

"And, O God, watch over the precious freedoms of our land during this biennium lest they be endangered by those friends who would fence them in. Help us to discover and maintain a happy balance between personal freedom and social responsibility. Amen."

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

PERSONAL PRIVILEGE

Senator Cowen:

"Mr. President, members of the Senate, Reverend Loyer:

"I wish to take this opportunity to thank you for your wonderful prayers each morning. I have served fifteen regular sessions in the legislature and they are the most outstanding I have ever heard in the history of my career. I just wish to thank you personally and on behalf of all of the members of the Senate."

PERSONAL PRIVILEGE

Senator Bailey:

"Mr. President:

I want to call your attention to the fact that former Senator Martin is within the bar of the Senate and I think, in view of what happened yesterday, he should be escorted to the rostrum."

APPOINTMENT OF SPECIAL COMMITTEE

The President:

"Thank you very much, Senator Bailey.

"Would Senators Bailey, Rickdall, Chytil and Kupka please act as a committee of honor to escort our noted visitor to a place of honor upon the rostrum?"

A committee of honor consisting of Senators Bailey, Rickdall, Chytil and Kupka escorted former Senator Fred Martin to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"The President is sure that every one joins in a warm and cordial greeting to our esteemed and respected former member, Senator Fred Martin. In view of the action taken yesterday by the members of the Senate, the President is of the belief that our distinguished visitor should have the opportunity this morning to defend himself. Senator Martin, would you please address the group?"

Senator Martin:

"Thank you, Mr. President, members of the Senate:

"At long last I have reached a position in this Senate where I don't think any of you can call a point of order on me! I wish to offer my most sincere thanks for the somewhat unprecedented action which you took yesterday in confirming my appointment. It came as a complete surprise to me and to everyone else.

"Someone, and I think it was Senator Hanna, said that you took this hasty action for two reasons: number one, you were so happy to get me out of the Senate; and number two, things have been so slow around here this session so far that you haven't received your quota of cigars.

"Well, actually this confirmation came so suddenly that it caught me with my cigar supply down, however, I have been around here long enough to know I should lay in a supply beforehand. I think that Sergeant at Arms Charlie Johnson probably can be prevailed upon to help out with this problem.

"As you know, Governor Rosellini appointed me director of the Department of General Administration on February 1 of last year. I replaced Charles Hodde, who was appointed chairman of the Tax Commission. Charlie Hodde did a splendid job of reorganizing our department and improving its operation. When I took over, the department was in excellent condition and I shall do my best to keep it that way. With the action that you took yesterday, I can be assured of drawing my salary for the remainder of this biennium. After that, it depends on what you do with the budget, and at this point I should like to assure you that my budget has been carved right to the bone and when that budget reaches the Senate and I have an opportunity to tell my story, I am sure you are going to revise it upward. Mr. President, I'm not so sure I like the grins I see on the faces out there!

"I was a member of the Senate for three sessions and I was a member of the House of Representatives for twelve years. That service was a wonderful experience for me and also quite a liberal education. I came to the House for the first time in 1935. Senator Cowen came at the same time. Our first session was twenty-eight years ago. It is impossible for me to realize it has been that long.

"Down through the years I have acquired some wonderful friends in the legislature and among those associated with the legislature. My fondest memories will always be of my experiences here, and I predict that every one of you, when you finally leave the legislature, will feel the same way.

"Now, Mr. President, I hope you will accord me the privilege of moving to suspend Rule 40, and I so move, Mr. President. I again want to thank you all so very much for your vote of confidence yesterday and assure you I will do my best to deserve it."

The President:

"Thank you very much, Senator Martin."

POINT OF ORDER

Senator Gissberg:

"Mr. President, Senator Martin:

"I rise to a point of order. You indicated that there wasn't much possibility of raising that point on you, but I find that there is a rule that covers just about everything, and I am sure your recollection about these rules will be refreshed when I refer you to that portion of Rule 45 which allows the Sergeant at Arms and the doorkeeper to admit former Senators to the Senate body, provided, however—and this admission is conditional, Senator—when you start talking about your budget having been pared to the bone, that comes under the head of lobbying. The rule says that these courtesies shall be rescinded if the privilege is used for the purpose of lobbying when the Senate is in session."

RULING OF THE PRESIDENT

The President:

"The President will rule upon the point of order raised by Senator Gissberg. The President rules that the point of order is well taken. Therefore, that portion of Rule 45 shall be administered in Senator Martin's case. The sentence will be suspended for the remainder of this particular session."

The committee of honor escorted Senator Martin from the rostrum.

MOTION

Senator Petrich moved that the Senate chamber be made available to the Senate Judiciary Committee for the purpose of holding a public hearing on the evening of Wednesday, February 6, at the hour of 8:00 p. m., to discuss Senate Bill No. 55.

The motion was unanimously carried.

The Secretary read:

REPORTS OF STANDING COMMITTEES**Senate Bill No. 33:**

Senate Chamber,
Olympia, Wash., January 28, 1963.

Providing for insurance coverage for passengers and crew of department of natural resources aircraft (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 47:

Senate Chamber,
Olympia, Wash., January 29, 1963.

Enacting Title 36 of the Revised Code of Washington relating to counties (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 48:

Senate Chamber,
Olympia, Wash., January 29, 1963.

Reenacting RCW 28.58.100 relating to powers of school directors to give effect to the three separate 1961 acts which amended said section (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 49:

Senate Chamber,
Olympia, Wash., January 29, 1963.

Correcting clerical error in 1961 reenactment of RCW 51.52.095 relating to industrial insurance appeals (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 50:

Senate Chamber,
Olympia, Wash., January 29, 1963.

Reenacting RCW 82.04.050 relating to definition of terms in the excise tax law to give effect to the two separate 1961 acts which amended said section (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 51:

Senate Chamber,
Olympia, Wash., January 29, 1963.

Correcting clerical error in 1961 reenactment of RCW 84.64.080 relating to property tax foreclosure proceedings (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 59:

Senate Chamber,
Olympia, Wash., January 28, 1963.

Authorizing legislative review of administrative rules and regulations (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman.*

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 92:

Senate Chamber,
Olympia, Wash., January 28, 1963.

Extending daylight saving time (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman.*

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan.

Senate Bill No. 92:

Extending daylight saving time (reported by Committee on State Government):
MINORITY recommends that it do not pass.

....., *Chairman.*

I concur in this report: David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 99:

Senate Chamber,
Olympia, Wash., January 28, 1963.

Including liquor board in administrative act (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman.*

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, George W. Kupka, Mike McCormack, Perry B. Woodall.

Senate Bill No. 99:

Including liquor board in administrative act (reported by Committee on State Government):

MINORITY recommends that it do not pass.

....., *Chairman.*

I concur in this report: David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 162:

Senate Chamber,
Olympia, Wash., January 28, 1963.

Broadening powers of intergovernmental disposition of property (reported by Committee on State Government):

Recommend that it do pass.

AL HENRY, *Chairman.*

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

**MESSAGE FROM THE GOVERNOR
GUBERNATORIAL APPOINTMENT**

State of Washington, Executive Department,
Olympia, January 29, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the Position of Member, Western Interstate Commission for Higher Education, subject to your confirmation:

Gordon Sandison, appointed June 15, 1961, for the term ending June 9, 1965, succeeding himself.

Sincerely,

ALBERT D. ROSELLINI,

Governor.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Woodall that the rules be suspended and the appointment of Gordon Sandison as a member of the Western Interstate Commission for Higher Education, be now confirmed by the Senate.

The motion was carried.

Senator Greive moved that the Senate do confirm the appointment of Gordon Sandison as a member of the Western Interstate Commission for Higher Education.

APPOINTMENT OF GORDON SANDISON

The Secretary called the roll, and the appointment of Gordon Sandison as a member of the Western Interstate Commission for Higher Education was confirmed by the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Sandison, Talley—2.

Having received the unanimous approval of the Senate, the appointment of Gordon Sandison, as a member of the Western Interstate Commission for Higher Education, was confirmed.

The following appointments by the Governor were acted upon as indicated:

PUBLIC ASSISTANCE ADVISORY COMMITTEE

Winfield A. McLean, appointed June 11, 1962, for the term ending June 10, 1968, succeeding himself.

John A. Mowery, appointed June 15, 1962, for the term ending June 10, 1968, succeeding himself.

Elsie Wedekind, appointed April 21, 1961, for the term ending June 10, 1963, succeeding Robert H. Christiansen.

Charles R. Olmstead, appointed October 24, 1961, for the term ending June 10, 1967, succeeding Burton A. Brown.

George M. Witter, appointed October 24, 1961, for the term ending June 10, 1967, succeeding John M. Cowan.

Referred to Committee on Labor and Social Security.

TRUSTEES OF WASHINGTON STATE COLLEGE

Mary Ellen Davis, Board of Trustees, Central Washington State College, appointed September 26, 1962, for the term ending June 26, 1968, succeeding herself.

Zelma Reeves Morrison, Board of Trustees, Eastern Washington State College, appointed August 17, 1962, for the term ending July 29, 1968, succeeding herself.

Marshall Forrest, Board of Trustees, Western Washington State College, appointed June 15, 1961, for the term ending June 12, 1967, succeeding himself.

Referred to Committee on Higher Education.

STATE AERONAUTICS COMMISSION

Arthur K. Avey, appointed January 31, 1962, for the term ending December 31, 1966, succeeding himself.

Robert E. Klatt, appointed September 21, 1962, for the term ending December 31, 1965, succeeding Robert L. Greenhalgh.

Referred to Committee on State Government.

PERSONAL PRIVILEGE

Senator Hess:

"Mr. President:

"I see Senator Sandison has returned and I suggest that it might be appropriate that the President ask an honor guard to escort him to the rostrum so that he can receive the warm regards of his colleagues and explain his work on this great commission to which he has been appointed."

APPOINTMENT OF SPECIAL COMMITTEE

The President:

"Thank you very much, Senator Hess. Would you act as chairman of that committee along with Senators Knoblauch, Ryder and Freise to escort our honored and esteemed member to a place of honor upon the rostrum?"

A committee of honor consisting of Senators Hess, Knoblauch, Ryder and Freise escorted Senator Sandison to the rostrum.

Senator Sandison:

"Thank you very much. I was hoping you would ask me for a little word of explanation about the Western Interstate Commission for Higher Education.

"The commission was created about ten years ago to set up a regional board to handle primarily the requests of schools receiving large grants, such as the Commonwealth Foundation, the Carnegie Fund and the Kellogg Fund and many others who wanted to make grants for study and manpower needs in the west. The grantors did not want to make a grant to one school, therefore, they wanted a compact drawn up so that all could share and share alike.

"There were other compacts drawn up in other states. As a matter of fact, in the New England regional education system they have had a compact such as this since before World War I.

"At the same time it was discovered that the manpower needs of the various states were pretty much the same and there probably was no need of duplicating medical schools, mining schools, veterinary schools and so on, in various states, as a result of the compact with the money from these large foundations and funds. Besides entering into research, it also pays the out-of-state tuition of students. As a matter of fact, Washington state is the only state of the thirteen states involved that pays no money out for this, it is all on the plus side as far as we are concerned because the out-of-state students come in and the foundations pay into our various schools.

"At the present time the compact is now doing a study on a regional juvenile delinquency program. They are doing research of mental health, which is assigned to the several schools and some of the money, for instance, is being spent right now with our own Department of Institutions.

"The job actually entails very little work, very little travel, in case you are interested, and a great deal of correspondence.

"Thank you."

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 29, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Concurrent Resolution No. 4, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 229, by Senators Hallauer, Thompson, Jr., Atwood and Washington:

An Act relating to state institutions of higher learning; and adding a new section to chapter 28.81 RCW.

Referred to Committee on Higher Education and Libraries.

On motion of Senator Hallauer, there being no objection, the rules were suspended and the name of Senator Washington was permitted as an additional sponsor to Senate Bill No. 229.

Senate Bill No. 230, by Senators Herrmann, Cooney and England:

An Act relating to certain state owned lands; providing for use thereof for recreational, game and fisheries purposes, and withholding it from sale; adding a new section to chapter 255, Laws of 1949 and to chapter 79.01 RCW; and declaring an emergency.

Referred to Committee on Natural Resources.

Senate Bill No. 231, by Senators England, Herrmann and Durkan:

An Act relating to collection agencies; and amending section 2, chapter 90, Laws of 1929, and RCW 19.16.020.

Referred to Judiciary Committee.

Senate Bill No. 232, by Senators Thompson, Jr. and Bailey:

An Act relating to the motor vehicle fuel tax; and authorizing the transfer of the rights to certain refunds to the state parks and recreation commission for use in parks and parkway purposes.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 233, by Senators Durkan and McCutcheon:

An Act relating to labor relations of public utility districts and employees thereof; and adding new sections to chapter 54.04 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 234, by Senators Durkan, Ryder and Herrmann:

An Act relating to civil defense; and providing for the relocation of the seat of government of the state and its political subdivisions.

Referred to Committee on State Government.

Senate Bill No. 235, by Senators Hanna, Hallauer, Foster and Washington:

An Act relating to apples, agriculture and marketing; amending section 15.24.010, chapter 11, Laws of 1961 and RCW 15.24.010; amending section 15.24.020, chapter 11, Laws of 1961 and RCW 15.24.020; amending section 15.24.030, chapter 11, Laws of 1961 and RCW 15.24.030; amending section 15.24.040, chapter 11, Laws of 1961 and RCW 15.24.040; amending section 15.24.070, chapter 11, Laws of 1961 and RCW 15.24.070; amending section 15.24.090, chapter 11, Laws of 1961 and RCW 15.24.090; and amending section 15.24.100, chapter 11, Laws of 1961 and RCW 15.24.100.

Referred to Committee on Agriculture and Horticulture.

On motion of Senator Hanna, there being no objection, the rules were suspended and the name of Senator Washington was permitted as an additional sponsor to Senate Bill No. 235.

Senate Bill No. 236, by Senator Gissberg:

An Act relating to highways; and amending section 47.16.010, chapter 13, Laws of 1961 as amended by section 1, chapter 21, Laws of 1961 extraordinary session and RCW 47.16.010.

Referred to Committee on Highways.

Senate Bill No. 237, by Senators Kupka, Gissberg and Peterson:

An Act relating to barbering; regulating the licensing, business and study of barbering; creating a barber board; defining crimes; imposing penalties; amending section 2, chapter 75, Laws of 1923 as last amended by section 1, chapter 16, Laws of 1951 and RCW 18.15.020; amending section 3, chapter 75, Laws of 1923 as last amended by section 1, chapter 101, Laws of 1957 and RCW 18.15.040; amending section 6, chapter 75, Laws of 1923 as last amended by section 4, chapter 84, Laws of 1959 and RCW 18.15.050; amending section 7, chapter 101, Laws of 1957 and RCW 18.15.051; amending section 10, chapter 101, Laws of 1957 and RCW 18.15.054; amending section 11, chapter 101, Laws of 1957 and RCW 18.15.055; amending section 12, chapter 101, Laws of 1957 and RCW 18.15.056; amending section 7, chapter 75, Laws of 1923 as last amended by section 14, chapter 101, Laws of 1957 and RCW 18.15.060; amending section 3, chapter 84, Laws of 1959 and RCW 18.15.065; amending section 12, chapter 75, Laws of 1923 as amended by section 9, chapter 211, Laws of 1927 and RCW 18.15.070; amending section 14, chapter 75, Laws of 1923 as last amended by section 1, chapter 102, Laws of 1947 and RCW

18.15.090; amending section 2, chapter 84, Laws of 1959 and RCW 18.15.095; amending section 8, chapter 172, Laws of 1901 as last amended by section 5, chapter 84, Laws of 1959 and RCW 18.15.100; amending section 7, chapter 209, Laws of 1929 as last amended by section 6, chapter 84, Laws of 1959 and RCW 18.15.110; amending section 15, chapter 75, Laws of 1923 and RCW 18.15.120; amending section 13, chapter 101, Laws of 1957 as amended by section 7, chapter 84, Laws of 1959 and RCW 18.15.125; amending section 4, chapter 101, Laws of 1957 and RCW 18.15.130; amending section 5, chapter 101, Laws of 1957 and RCW 18.15.140; amending section 6, chapter 101, Laws of 1957 and RCW 18.15.150; amending section 17, chapter 75, Laws of 1923 as last amended by section 8, chapter 209, Laws of 1929 and RCW 18.15.160; amending section 15, chapter 101, Laws of 1957 and RCW 18.15.170; and adding a new section to chapter 18.15 RCW.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 238, by Senators McCormack, Cooney, Durkan and Thompson, Jr.:

An Act relating to education; establishing a state professional practice commission and prescribing powers and duties thereof; and amending section 3, chapter 241, Laws of 1961, and RCW 28.58.460.

Referred to Committee on Education.

On motion of Senator McCormack, there being no objection, the rules were suspended and the name of Senator Thompson, Jr. was permitted as an additional sponsor to Senate Bill No. 238.

Senate Bill No. 239, by Senators Riley, DeGarmo and Ryder (by Departmental request):

An Act relating to state government; authorizing the sale, lease or exchange of the Seattle armory and the acquisition of a new armory or armories.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 240, by Senators Durkan, Neill and Foley (by Legislative Budget Committee request):

An Act relating to the state department of personnel; and amending section 28, chapter 1, Laws of 1961 and RCW 41.06.280.

Referred to Committee on State Government.

Senate Bill No. 241, by Senators Gissberg, Moriarty, Jr. and Dore (by Joint Committee on Governmental Cooperation request):

An Act relating to state government; establishing a state teletypewriter communications network; authorizing department and agencies of state government and the political subdivisions thereof to participate therein; and creating a state communications advisory board.

Referred to Committee on State Government.

Senate Bill No. 242, by Senators Hallauer and Petrich:

An Act relating to the disqualification of judges of the superior courts; amending section 1, chapter 121, Laws of 1911 as last amended by section 1, chapter 303, Laws of 1961 and RCW 4.12.040; and amending section 2, chapter 121, Laws of 1911 as last amended by section 1, chapter 148, Laws of 1941 and RCW 4.12.050.

Referred to Judiciary Committee.

Senate Bill No. 243, by Senators McCormack, Washington, Raugust, Foster and Durkan:

An Act relating to a toll bridge across the Columbia river in the vicinity of Vernita and a highway approach thereto from the vicinity of Richland; amending section 47.20.410, chapter 13, Laws of 1961 as last amended by section 14, chapter 21, Laws of 1961 extraordinary session and RCW 47.20.410; amending section 47.20.415, chapter 13, Laws of 1961 and RCW 47.20.415; and making appropriations.

Referred to Committee on Highways.

On motion of Senator McCormack, there being no objection, the rules were suspended and the names of Senators Foster and Durkan were permitted as additional sponsors to Senate Bill No. 243.

Senate Bill No. 244, by Senators Washington, Henry and Foster (by Highway Interim Committee request):

An Act relating to financial responsibility of motor vehicle operators and owners; repealing sections 46.24.010 through 46.24.910, chapter 12, Laws of 1961 and RCW 46.24.010 through 46.24.910; and repealing sections 46.28.010 through 46.28.200, chapter 12, Laws of 1961 and RCW 46.28.010 through 46.28.200; and providing penalties.

Senator Woodall moved that Senate Bill No. 244 be referred to the Judiciary Committee.

Debate ensued.

The motion was lost on a rising vote.

Senate Bill No. 244 was referred to the Committee on Highways.

Senate Bill No. 245, by Senators Henry, Guess and McCutcheon:

An Act relating to public utility districts and sewerage; and adding a new section to chapter 390, Laws of 1955 and to chapter 54.16 RCW.

Referred to Committee on Cities, Towns and Counties.

FIRST READING OF HOUSE RESOLUTION IN THE SENATE

The following was read the first time by title and acted upon as indicated:

House Concurrent Resolution No. 4, by Representatives Schaefer, O'Brien and Copeland (by Legislative Council request):

Requiring that bills have fiscal notes prior to public hearing or committee action.

Referred to Committee on Constitution, Elections and Legislative Processes.

SECOND READING OF BILLS

Senate Bill No. 25, by Senators Neill and Talley:

Making the amount of dog license fees and regulation of dogs discretionary with the legislative bodies in cities of third and fourth classes.

The bill was read the second time by sections.

On motion of Senator Moriarty, Jr., the following amendments were adopted:

On page 2, section 1, subsection (6), line 14, strike "owned or harbored" and insert "[owned or harbored]"

On page 6, section 2, subsection (7), lines 8 and 9, strike "owned or harbored" and insert "[owned or harbored]"

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 25 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 25, and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senators Herrmann, McMillan—2.

Those absent or not voting were: Senator Talley—1.

Engrossed Senate Bill No. 25, having received the constitutional majority, was declared passed.

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

Senate Bill No. 18, by Senators Talley, Hanna and Neill:

Removing restriction on certain L.I.D. assessments in cities of third class.

On motion of Senator Neill Senate Bill No. 18 was referred to Committee on Rules and Joint Rules.

MOTION

At 1:05 p. m., on motion of Senator Greive, the Senate adjourned until noon, Thursday, January 31, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

EIGHTEENTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, January 31, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Rickdall.

On motion of Senator Neill, Senator Rickdall was excused.

The Color Guard, consisting of Pages James E. Stender, Color Bearer, and Kate Keiser, presented the Colors.

Reverend Charles A. Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"Almighty God, Who dost so often reward with success a happy blending of the old and the new, bless the fledgling Senators who are making their initial appearance here on the hill. Give them confidence that refuses to be intimidated by the magnitude and diversity of their tasks or by the strangeness of their surroundings. Temper their idealism with just enough compromise to make it workable. And whatever telling blows they may give—or take—keep alive in them their pride of office, their enthusiasm for causes, and their expectation of results.

"Bless too the seasoned veterans of this chamber. Protect them from the occupational disease of cynicism. Grant them that humility which is the mark of greatness and that openness of mind which welcomes ideas old and new. Help them this day in finding ways and means of pooling together their wisdom and experience to constructive ends. Amen."

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

The Secretary read:

SENATE RESOLUTION
1963 -8-

By Senators Keefe and Cowen:

WHEREAS, Maury Wills a resident of Spokane, Washington has brought wide fame to this state by his athletic achievements as an outstanding baseball player for the Los Angeles Dodgers; and

WHEREAS, Honors from throughout the United States have been given to Mr. Wills for his outstanding performance during the year 1962 as a professional baseball player; and

WHEREAS, Maury Wills set an all time major league baseball record by stealing 104 bases during the 1962 season; and

WHEREAS, Maury Wills has been selected as the National League Most Valuable Player and as the Associated Press Athlete of the Year; and was named by Sporting News and Look Magazine as Player of the Year and has been presented the Hickock Award as the No. 1 Professional Athlete, the California Athlete of the State Award, the Sid Mercer Award, and the Van Heusen Award; and

WHEREAS, Mr. Wills has been accorded many other honors; and

WHEREAS, The sportsmanship of this outstanding athlete is also recognized in that the Los Angeles Dodgers have selected him as their most popular player; and

WHEREAS, The members of the Senate of the State of Washington are proud that Maury Wills has chosen to live in our great State, and desire to pay tribute to him

and express gratification on behalf of this State for the honor and recognition which he has brought to it,

Now, Therefore, Be It Resolved, By the Senate of the State of Washington that this body hereby acclaim and honor this young man who is a sterling example of sportsmanship and who has displayed magnificent athletic ability, and thus brought distinction not only to himself but also to the State of Washington; and

Be It Further Resolved, That Maury Wills for his excellent achievements during the past year be awarded the Distinguished Citizen Award and the Secretary of State of the State of Washington is hereby instructed to prepare a certificate evidencing this award; and

Be It Further Resolved, That the Secretary of the Senate shall suitably inscribe copies of this Resolution and forward them to Mr. Wills to be read at the presentation of the Distinguished Citizen Award.

Senator Keefe moved the adoption of the resolution.

Debate ensued.

The motion was carried and the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., January 29, 1963.

MR. PRESIDENT:
Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 13 and Senate Bill No. 24, have compared same with the original bills and find them correctly engrossed. FRANK W. FOLEY, *Chairman*.

We concur in this report: Fred H. Dore, Martin J. Durkan, Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., January 30, 1963.

MR. PRESIDENT:
Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 25, have compared same with the original bill and find it correctly engrossed. FRANK W. FOLEY, *Chairman*.

We concur in this report: Fred H. Dore, Martin J. Durkan, Marshall A. Neill, Perry B. Woodall.

Senate Bill No. 8:

Senate Chamber,
Olympia, Wash., January 30, 1963.

Requiring consideration be given to the physical appearance of limited access highways through cities (reported by Committee on Highways):
MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., John A. Petrich, A. L. Rasmussen, W. C. Raugust, Edward F. Riley, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 62:

Senate Chamber,
Olympia, Wash., January 30, 1963.

Encumbering real property at the time of filing of a complaint regarding title and lifting encumbrance when no process served within sixty days (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher,

William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 71:

Senate Chamber,
Olympia, Wash., January 30, 1963.

Requiring one probate notice to be posted at the courthouse in specific cases, in lieu of three notices posted in a specific area (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 143:

Senate Chamber,
Olympia, Wash., January 30, 1963.

Amending election procedures relating to nominations and declarations of candidacy (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, Fred H. Dore, Michael J. Gallagher, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust, John N. Ryder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 152:

Senate Chamber,
Olympia, Wash., January 31, 1963.

Regulating use of waterways for purposes other than navigation (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass. MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 5:

Senate Chamber,
Olympia, Wash., January 30, 1963.

Repealing certain constitutional provisions dealing with alien land law (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, Fred H. Dore, Michael J. Gallagher, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, James Keefe, John T. McCutcheon, W. C. Raugust, John N. Ryder, John H. Stender.

Senate Joint Resolution No. 5:

Repealing certain constitutional provisions dealing with alien land law (reported by Committee on Constitution, Elections and Legislative Processes):

MINORITY recommends that it do pass. _____, *Chairman*.

I concur in this report: David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 17:

Senate Chamber,
Olympia, Wash., January 31, 1963.

Conforming state law to federal law in relation to irrigation and reclamation districts (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass. MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

**LETTER OF INTEREST
SEATTLE UNIVERSITY**

Office of the Executive Vice-President,
Seattle 22, Washington,
January 29, 1963.

To the Members of the Senate through
Mr. Ward Bowden,
Secretary of the Senate,
Washington State Senate,
Olympia, Washington.

GENTLEMEN:

Our President, Father Lemieux, has asked me to express to members of the Senate the deep appreciation of the administration and faculty for Senate Resolution 1963-6.

The copy of this Resolution which was sent will be retained in our files and some day may be valued as an historical item.

Sincerely yours,
Rev. John J. Kelley, S.J.,
Executive Vice-President.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., January 30, 1963.

MR. PRESIDENT:

The House has adopted: House Concurrent Resolution No. 5, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 246, by Senators Hanna, McCutcheon and Woodall:

An Act relating to municipal courts in municipalities of the first, second, third and fourth classes; amending section 6, chapter 337, Laws of 1955 and RCW 35.18.060; amending section 2, chapter 85, Laws of 1899, as amended by section 1, chapter 85, Laws of 1941, and RCW 35.22.420; amending section 3, chapter 85, Laws of 1899, as last amended by section 2, chapter 182, Laws of 1923, and section 1, chapter 79, Laws of 1937, and RCW 35.22.460 and 35.22.530; amending section 9, chapter 85, Laws of 1899 and RCW 35.22.480; amending section 62, chapter 241, Laws of 1907, and RCW 35.23.210; amending section 2, chapter 103, Laws of 1913 and RCW 35.23.600; amending section 8, chapter 103, Laws of 1913 and RCW 35.23.660; amending sections 5, chapter 55, Laws of 1955, and section 2, chapter 365, Laws of 1955, as last amended by section 1, chapter 81, Laws of 1961, and RCW 35.24.020; amending section 29, chapter 184, Laws of 1915, as amended by section 2, chapter 113, Laws of 1919 and RCW 35.24.450, 35.24.460 and 35.24.470; amending section 3, chapter 89, Laws of 1961 and RCW 35.27.070; amending section 4, chapter 89, Laws of 1961, and RCW 35.27.090; amending section 5, chapter 89, Laws of 1961, and RCW 35.27.130; amending section 174, page 214, Laws of 1890, as last amended by section 1, chapter 70, Laws of 1921 and RCW 35.27.520, 35.27.530 and 35.27.540; and adding a new section to chapter 35.27 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 247, by Senators Herrmann, Cooney and Lennart:

An Act relating to motor vehicles; providing in lieu fees for certain fixed load vehicles; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.16 RCW.

Referred to Committee on Highways.

Senate Bill No. 248, by Senators Hallauer and Lennart:

An Act relating to business practices; and prescribing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 249, by Senator Hallauer:

An Act relating to elections; amending section 1, chapter 151, Laws of 1955 and RCW 29.13.010 amending section 4, chapter 130, Laws of 1961 and RCW 29.42.030; amending section 5, chapter 130, Laws of 1961 and RCW 29.42.040; and amending section 6, chapter 130, Laws of 1961 and RCW 29.42.050.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 250, by Senators Petrich and Gallagher:

An Act relating to city-owned public utilities and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 251, by Senators Hallauer, Foley and Neill:

An Act relating to the taxation of property of soil and water conservation districts; and adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 252, by Senators Rasmussen, Kupka, Knoblauch, McCutcheon and Petrich:

An Act relating to secondary state highway No. 5G; and making an appropriation.

Referred to Committee on Highways.

On motion of Senator Rasmussen, there being no objection the rules were suspended and additional names were permitted as sponsors to Senate Bill No. 252.

Senate Bill No. 253, by Senators Durkan, Ryder and Sandison:

An Act relating to an insurance program for the employees of the state institutions of higher education.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 254, by Senators Rasmussen, Thompson, Jr. and Morgan:

An Act relating to mentally ill persons; adding new sections to chapter 25, Laws of 1959 and to chapter 71.02 RCW; amending section 71.02.160, chapter 25, Laws of 1959 and RCW 71.02.160; amending section 71.02.170, chapter 25, Laws of 1959 and RCW 71.02.170; and providing penalties.

Referred to Committee on Public Institutions.

Senate Bill No. 255, by Senators Stender, Connor and Keefe:

An Act relating to industrial insurance; amending section 51.12.010, chapter 23, Laws of 1961 and RCW 51.12.010; and amending section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020.

Referred to Committee on Labor and Social Security.

Senate Bill No. 256, by Senators McCormack, Woodall, Keefe, Lennart and Connor:

An Act relating to unfair trade practices; adding a new section to chapter 221, Laws of 1939 and to chapter 19.90 RCW; and declaring an emergency. Referred to Committee on Commerce, Manufacturing and Licenses.

On motion of Senator Greive, there being no objection, the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 256.

Senate Bill No. 257, by Senators Herrmann, Cooney and Freise:

An Act relating to the criminally insane; and amending section 6, chapter 30, Laws of 1907 as amended by section 2, chapter 48, Laws of 1957 and RCW 10.76.070.

Referred to Committee on Public Institutions.

Senate Bill No. 258, by Senators Woodall, Foster, Raugust and Williams:

An Act relating to intoxicating liquor; and amending section 3, chapter 5, Laws of 1949, and RCW 66.24.420.

Referred to Committee on Liquor Control.

On motion of Senator Greive, there being no objection, the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 258.

Senate Bill No. 259, by Senators McCormack, Hanna and Freise:

An Act relating to constitutional amendments; and amending section 1, chapter 176, Laws of 1961 and RCW 29.27.072.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 260, by Senators Rasmussen, Ryder and Dore (by Departmental request):

An Act relating to industrial insurance; amending section 51.52.060, chapter 23, Laws of 1961 as amended by section 8, chapter 274, Laws of 1961 and RCW 51.52.060; amending section 51.52.080; chapter 23, Laws of 1961 and RCW 51.62.080, amending section 51.52.095, chapter 23, Laws of 1961 and RCW 51.52.095; amending section 51.52.100, chapter 23, Laws of 1961 and RCW 51.52.100; amending section 51.52.102, chapter 23, Laws of 1961 and RCW 51.52.102; amending section 51.52.106, chapter 23, Laws of 1961 and RCW 51.52.106; and adding a new section to chapter 51.52 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 261, by Senators Washington and Raugust:

An Act relating to irrigation districts; permitting certain districts to become irrigation and rehabilitation districts; amending sections 6 and 7, chapter 226, Laws of 1961 and RCW 87.84.050 and 87.84.060; adding new sections to chapter 226, Laws of 1961 and to chapter 87.84 RCW; and providing penalties.

Referred to Committee on Cities, Towns and Counties.

On motion of Senator Washington, the name of Senator Raugust was permitted as an additional sponsor to Senate Bill No. 261.

Senate Bill No. 262, by Senators Hanna, Mardesich and Lennart (by Executive request):

An Act relating to the Uniform Washington Food, Drug and Cosmetic Act; amending section 39, chapter 257, Laws of 1945 and RCW 69.04.210; amending section 57, chapter 257, Laws of 1945 and RCW 69.04.390; amending section 58, chapter 257, Laws of 1945 and RCW 69.04.400; and adding ten new sections to chapter 69.04 RCW; and repealing section 41, chapter 257, Laws of

1945 and RCW 69.04.230; and repealing section 94, chapter 257, Laws of 1945 and RCW 69.04.760.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 263, by Senators Hess, Hallauer, Ryder, Sandison, Woodall, Gallagher, Peterson, Foster, Connor, Durkan, Cowen, Cooney, Kupka, Freise, Knoblauch, Henry, Mardesich, Washington, Lennart, McCormack, Dore, Donohue, Rasmussen, Stender, McMillan, Riley, Atwood, Petrich, Bailey, Raugust, Guess, England, Williams, Hanna, Keefe, DeGarmo and Foley:

An Act relating to state government; providing for the allocation of certain revenues; and amending section 6, chapter 175, Laws of 1957 and RCW 66.08.190.

Referred to Committee on Liquor Control.

On motion of Senator Hess, there being no objection, the rules were suspended and the names of Senators Atwood, Bailey, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Peterson, Petrich, Rasmussen, Raugust, Riley, Sandison, Stender, Washington, Williams and Woodall were permitted as additional sponsors to Senate Bill No. 263.

Senate Joint Resolution No. 7, by Senators McCormack, Talley and Thompson, Jr.:

Changing by constitutional amendment the publication requirements for city charters.

Referred to Committee on Cities, Towns and Counties.

FIRST READING OF HOUSE RESOLUTION

The following was read the first time by title and acted upon as indicated:

House Concurrent Resolution No. 5, by Representative Hurley:

Relating to a joint session for the purpose of viewing a film by the National Geographic Society.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 5 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 5 was advanced to third reading, the second reading considered the third and the resolution was placed on final passage and adopted.

SECOND READING OF BILLS

Senate Bill No. 99, by Senators Hallauer, Riley and Woodall:

Including liquor board in administrative act.

On motion of Senator Woodall, Senate Bill No. 99 was placed at the end of today's second reading calendar.

Senate Bill No. 103, by Senators Greive, Kupka, Sandison, Rickdall, Durkan, Lennart and DeGarmo.

Authorizing change in certain harbor lines.

The bill was read the second time by sections.

On motion of Senator Thompson, Jr., the following amendment was adopted:

On page 1, section 1, line 13, after "of" and before "Renton" insert "Bellevue and"

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 1, section 1, line 13, after "the" and before "of Renton" strike "city" and insert "cities"

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

On page 1, section 2, line 20, after "prepare" and before "a re-" strike "jointly with the legislative council"

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

On pages 1 and 2, section 3, strike all of "NEW SECTION. Sec. 3."

In line 4 of the title, after "thereof" insert a period (.) and strike "; and making an appropriation."

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 103 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 103, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators McCutcheon, Rickdall—2.

Engrossed Senate Bill No. 103, having received the constitutional majority, was declared passed.

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

Senate Bill No. 45, by Senators Talley and Raugust:

Removing statutory prohibitions on increasing salaries of appointive third class city officials.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 45 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 45, and the bill passed the Senate by the following vote: Yeas, 45; nays 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—45.

Those absent or not voting were Senators Bailey, McCutcheon, Rickdall, Thompson, Jr.—4.

Senate Bill No. 45, having received the constitutional majority, was declared passed.

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

Senate Bill No. 11, by Senators Henry, Talley and Neill:

Authorizing third class cities to use city-owned ambulances beyond the city limits in certain cases.

The bill was read the second time by sections.

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

On page 1, section 1, line 10, after "and" and before "surrounding" insert "may serve for emergencies"

On page 1, section 1, line 15, after "for" and before "use" insert "emergency"

On page 1, section 1, line 20, after "of" and before "hospital" insert "emergency"

On motion of Senator Henry, the rules were suspended, Engrossed Senate Bill No. 11 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 11, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Hanna, Herrmann, McCutcheon, Rickdall, Talley—5.

Engrossed Senate Bill No. 11, having received the constitutional majority, was declared passed.

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

Senate Bill No. 47, by Senators Petrich, Moriarty, Jr. and Neill: Enacting Title 36 of the Revised Code of Washington relating to counties.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 47 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 47, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan,

Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators McCutcheon, Rickdall—2.

Senate Bill No. 47, having received the constitutional majority, was declared passed.

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

Senate Bill No. 48, by Senators Petrich, Moriarty, Jr. and Neill:

Reenacting RCW 28.58.100 relating to powers of school directors to give effect to the three separate 1961 acts which amended said section.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 48 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 48, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators McCutcheon, Rickdall—2.

Senate Bill No. 48, having received the constitutional majority, was declared passed.

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

Senate Bill No. 49, by Senators Petrich, Moriarty, Jr., and Neill:

Correcting clerical error in 1961 reenactment of RCW 51.52.095 relating to industrial insurance appeals.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 49 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Riley:

"Would Senator Petrich yield?"

"Senator, I am of course not concerned with the fact that your committee has gone over these bills quite thoroughly, but is it in effect true that there is no substantive change in any of these laws that we have discussed today?"

Senator Petrich:

"As far as I can tell, I am satisfied and the rest of the committee is satisfied, there are no substantive changes being made. We are simply attempting to correct typographical errors or re-insert amendments which were adopted. There were for instance two or three amendments to one section of the bill, and this simply restates the law as it was intended when the original laws were enacted."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 49, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Bailey, DeGarmo, McCutcheon, Rickdall—4.

Senate Bill No. 49, having received the constitutional majority, was declared passed.

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

Senate Bill No. 50, by Senators Petrich, Moriarty, Jr. and Neill:

Reenacting RCW 82.04.050 relating to definition of terms in the excise tax law to give effect to the two separate 1961 acts which amended said section.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 50 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 50, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Bailey, Hanna, McCutcheon, Rickdall—4.

Senate Bill No. 50, having received the constitutional majority, was declared passed.

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

Senate Bill No. 51, by Senators Petrich, Moriarty, Jr. and Neill:

Correcting clerical error in 1961 reenactment of RCW 84.64.080 relating to property tax foreclosure proceedings.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 51 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 51, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Bailey, Rickdall—2.

Senate Bill No. 51, having received the constitutional majority, was declared passed.

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

Senate Bill No. 99, by Senators Hallauer, Riley and Woodall:

Including liquor board in administrative act.

The bill was read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, Senate Bill No. 99 was advanced to third reading the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Lennart:

"Will Senator Hallauer yield to a question?"

"We shall suppose that a liquor license has been turned down by the department. Under this new amendment of the law, a licensee may hang on for months before we get rid of him, is that right?"

Senator Hallauer:

"I think the part of the Code that I read to you covers that situation. This is still a penalty that would apply in the case of someone who had a license and was given a penalty. What you are suggesting, I believe, is that an applicant for a license would be able to go into court and extend the proceedings. This would get him exactly nowhere because he has no license that he is benefited by at that point. It would be pointless for him to be dilatory."

Senator Lennart:

"What I am objecting to is the slowness of the machinery to correct this."

POINT OF INQUIRY

Senator Stender:

"Would Senator Hallauer yield?"

"Suppose the Liquor Board suspended the license of a vendor for possibly selling to minors. Could they go to court under this act and stay the execution of this order to close that vendor for thirty days, or whatever period was determined?"

Senator Hallauer:

"Senator, as I understand the provision that I just read, they would only have a suspension of the penalty if the reviewing court, in its action on the case, said that they could have such a stay in regard to the penalty. Otherwise, the penalty is immediately effective."

POINT OF INQUIRY

Senator McMillan:

"Would Senator Hallauer yield?"

"Senator Hallauer, if there is an applicant for a license who has been turned down by the Board, would he have the right of appeal to the courts, or would the decision of the Board as to the issuance of the license be final?"

Senator Hallauer:

"I think, Senator, I will have to defer to one of the attorneys present in regard to that question."

Senator Greive:

"Mr. President:

"It is my understanding that under the Administrative Procedures Act, the only cause for appeal would be if the action of the Board were arbitrary and capricious, and I can assure you that that is a very tough statute to reach."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 99, and the bill passed the Senate by the following vote: Yeas, 38; nays, 7; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Knoblauch, Kupka, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—38.

Those voting nay were: Senators Keefe, Lennart, McMillan, Rasmussen, Raugust, Stender, Talley—7.

Those absent or not voting were: Senators Cooney, Herrmann, McCutcheon, Rickdall—4.

Senate Bill No. 99, having received the constitutional majority, was declared passed.

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

MOTION

At 1:30 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Friday, February 1, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

NINETEENTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Friday, February 1, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Dore, Durkan, Mardesich and Rickdall.

On motion of Senator Neill, Senator Rickdall was excused.

The Color Guard, consisting of Pages James E. Stender, Color Bearer, and Kate Keiser, presented the Colors.

Reverend Charles A. Loyer, pastor of the Westminster United Presbyterian Church of Olympia, offered prayer as follows:

"O Lord our God, Who dost often stamp with approval the golden means, we thank Thee for our two-party system of government, for the hammer and the anvil, which while apparently ambitious of wearing each other out, have fashioned amid the blows, the principles and policies that have made our country great.

"Bless this day both the members of the majority and of the minority. Grant that each without apology may be true to their political philosophy, loyal to their party, and prepared to fight for that in which they believe, or challenge that which they cannot accept. And yet give to them a measure of political flexibility. Help them to sense the point at which such loyalties must yield to a higher loyalty and to wise compromise.

"Bless the give and take of this day with results that will embody the stabilizing influences of the past and the new creative thinking demanded by the future. Amen."

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

PERSONAL PRIVILEGE

Senator Cowen:

"Mr. President, Reverend Loyer:

"I am sure I am speaking on behalf of all of the members of the Senate when I say we are going to miss you. We certainly appreciate your prayers. I for one will miss you very much and I hope you will return."

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"May the President at this time direct your attention to the rear of the chamber where an event of great importance and interest will soon occur. Will the Sergeant at Arms please approach the bar of the Senate? The President wishes the members of the Senate to join in singing 'Happy Birthday' to our Sergeant at Arms, Mr. Charlie Johnson."

The Sergeant at Arms was presented with a birthday cake while the members of the Senate joined in singing "Happy Birthday."

The President called on Senator Riley to preside.

President Pro Tempore Riley presiding.

The Secretary read:

SENATE RESOLUTION
1963 -9-

By Senators Gissberg and Woodall:

WHEREAS, The Federal Power Commission, by order dated December 27, 1960, in its Docket Nos. G-16235, et al, granted a certificate to natural gas pipeline applicants for the construction of what is commonly known as the "Rock Springs Project", subject to authorization of the California Public Utilities Commission for those portions of the project under its jurisdiction; and

WHEREAS, The construction and operation of said project would be in the best interests of gas consumers and the public generally of the state of Washington; and

WHEREAS, Rehearings before the Federal Power Commission were occasioned by the authorization granted by the California Public Utilities Commission imposing certain conditions, all of which conditions have been fully met; and

WHEREAS, Upon rehearing intervention by protesting pipeline companies has given rise to the injection of controversies between contending corporate interests with the resultant danger that over-all public benefits might be subordinated to matters of corporate self-interest; and

WHEREAS, One of the applicants constitutes the sole supplier of natural gas to our area and the Pacific Northwest; and

WHEREAS, From intervention by the regulatory body of this state and investigation made by it, it having been made to appear that culmination of the proceedings by grant of the authority sought would result in improved utilization of the pipeline facilities upon which this area relies, to such an extent as to eliminate any justification that may otherwise exist for a further rate increase to gas distribution companies and their customers in the state of Washington; and

WHEREAS, By formal intervention in the proceedings the Pacific Northwest states of Washington, Idaho and Oregon have participated in said proceedings in support of the applications, and have filed exceptions and briefs to the proposed decision of the examiner, which decision would now deny the applications; and

WHEREAS, The applications have the support on the record of other state regulatory agencies including the Public Utilities Commission of the state of California; and

WHEREAS, The volume of the record, the number of parties to the proceeding and the technicality of various objections of protesting pipeline companies are such that consideration of the over-all public interest as advanced by the numerous foregoing public agencies might become obscured through consideration of details of competitors' self-interest to the detriment of the over-all public interest;

Now, Therefore, Be It Resolved, By the Washington State Senate in legislative session assembled: That the members of the Federal Power Commission avail themselves of the opportunity to consider fully the positions of the aforementioned public agencies as reflected in the record and summarized in their filed exceptions and briefs, to the end that the over-all public interest as therein expressed be not subordinated to the self-interest of protesting companies;

Be It Further Resolved, That the Secretary of the Senate be directed to immediately transmit copies of this resolution to the Honorable Joseph C. Swidler, chairman of the Federal Power Commission, and to each member of said commission, and to each of this state's senators and representatives in Congress.

On motion of Senator Gissberg, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., January 31, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 11 also Senate Bill No. 103, have compared same with the original bills and find them correctly engrossed. FRANK W. FOLEY, Chairman.

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill, Perry B. Woodall.

Senate Bill No. 115:

Senate Chamber,
Olympia, Wash., January 31, 1963.

Providing changes in assessments against state lands (reported by Committee on Ways and Means):

Recommends that it do pass.

FRANK W. FOLEY, *Chairman*.
FRED H. DORE, *Chairman*,
Committee on Appropriations.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 120:

Senate Chamber,
Olympia, Wash., January 31, 1963.

Regulating optometry (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass.

DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, R. R. (Bob) Greive, Frances Haddon Morgan, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 121:

Senate Chamber,
Olympia, Wash., January 31, 1963.

Extending period for applying for use tax refund (reported by Committee on Ways and Means):

Recommends that it do pass.

FRANK W. FOLEY, *Chairman*.
FRED H. DORE, *Chairman*,
Committee on Appropriations.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 122:

Senate Chamber,
Olympia, Wash., January 31, 1963.

Changing allowable period in which a tax deficiency may be offset against a tax refund (reported by Committee on Ways and Means):

Recommends that it do pass.

FRANK W. FOLEY, *Chairman*.
FRED H. DORE, *Chairman*,
Committee on Appropriations.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., January 31, 1963.

DR. BERNARD BUCOVE, to the position of Director, Department of Health, appointed October 3, 1955, for the term ending at the pleasure of the Governor, succeeding himself (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution): MAJORITY recommends that said appointment be confirmed.

DAVID E. McMILLAN, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Don L. Talley, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., January 30, 1963.

GEORGE STARLUND, to the position of Director, Department of Fisheries, appointed June 20, 1961, for the term ending at the pleasure of the Governor (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that said appointment be confirmed.

ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Gordon Sandison, John H. Stender, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, January 28, 1963.

To the Honorable, the Senate of the State of Washington:

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the Position of Director, Central Budget Agency, subject to your confirmation:

Warren Bishop, appointed June 23, 1959, for the term ending at the Pleasure of the Governor.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., January 31, 1963.

WARREN BISHOP, to the position of Director, Central Budget Agency, appointed June 23, 1959, for the term ending at the pleasure of the Governor (reported by Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

FRANK W. FOLEY, *Chairman.*

FRED H. DORE, *Chairman,*

Committee on Appropriations.

MARTIN J. DURKAN, *Chairman,*

Committee on Revenue and Regulatory Agencies.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Hallauer that the rules be suspended and the appointment of Warren Bishop to the position of Director of the Central Budget Agency be now confirmed by the Senate.

PERSONAL PRIVILEGES

Senator Hallauer:

"Mr. President, members of the Senate:

"I consider this a matter of considerable compliment to myself to be asked at this time to speak on behalf of Warren Bishop for his position. I have had the opportunity over the past three bienniums of being closely associated with Mr. Bishop in matters related to fiscal problems of the state of Washington. All of you have also had the same privilege. Perhaps my association has been closer as chairman of the committee that has handled many of these matters.

"To the new members of the Senate I can only refer you to any member who has been here before as to the distinction with which Mr. Bishop has served in his office. I think it is a fine compliment that all of us have honored Mr. Bishop with our approval in past sessions and I hope that everyone is of the same mind now."

Senator Neill:

"Mr. President:

"It is with a great deal of pride and personal satisfaction that I find myself able to stand on this side of the aisle and second the confirmation of Warren Bishop. Like Senator Hallauer, I have had the opportunity to do budget committee work and appropriations committee work and to work very closely with Warren Bishop. There is no greater public servant in the state of Washington than Warren Bishop.

"It is with tremendous pleasure that we on this side of the aisle join in and ask for the confirmation of this extremely valuable servant to the state of Washington."

Senator Lennart:

"Mr. President:

"I would add just one word to what has been said. A truly efficient man is Warren Bishop, a marvelous public servant loved by all other people."

The motion was carried.

APPOINTMENT OF WARREN BISHOP

The Secretary called the roll and the appointment of Warren Bishop to the position of Director of the Central Budget Agency was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—41.

Those absent or not voting were: Senators Donohue, Dore, Durkan, Foley, Hanna, Mardesich, Morgan, Rickdall—8.

Having received the approval of the Senate, the appointment of Warren Bishop to the position of Director of the Central Budget Agency was confirmed.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 1, 1963.

MR. PRESIDENT:

The Speaker has signed: House Concurrent Resolution No. 5, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 264, by Senators Mardesich and Knoblauch (by Departmental request):

An Act relating to fluid milk and fluid milk products; repealing section 15.36.010, chapter 11, Laws of 1961 and RCW 15.36.010 and constituting the same as rules of the department of agriculture; amending sections 15.36.020, 15.36.040, 15.36.080, 15.36.260 and 15.36.540, chapter 11, Laws of 1961 and RCW 15.36.020, 15.36.040, 15.36.080, 15.36.260 and 15.36.540; and adding new sections to chapter 11, Laws of 1961 and chapter 15.36 RCW.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 265, by Senators Mardesich and Knoblauch (by Departmental request):

An Act relating to dairies and dairy products; repealing sections 15.32.020, 15.32.030, 15.32.040 and 15.32.050, chapter 11, Laws of 1961 and RCW 15.32.020, 15.32.030, 15.32.040 and 15.32.050 and constituting the same as rules of the department of agriculture; amending section 15.32.100, chapter 11, Laws of 1961 and RCW 15.32.100; repealing section 15.32.290, chapter 11, Laws of 1961 and RCW 15.32.290; amending sections 15.32.390, 15.32.580, 15.32.582, 15.32.584, 15.32.590, 15.32.600, 15.32.610 and 15.32.630, chapter 11, Laws of 1961 and RCW 15.32.390, 15.32.580, 15.32.582, 15.32.584, 15.32.590, 15.32.600, 15.32.610 and 15.32.630; repealing sections 15.32.640 and 15.32.650, chapter 11, Laws of 1961 and RCW 15.32.640 and 15.32.650; and adding new sections to chapter 11, Laws of 1961 and chapter 15.32 RCW.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 266, by Senators McMillan, Donohue and Raugust:

An Act relating to lands and timber owned by the state or any political subdivision thereof; regulating the sale of publicly owned timber; and providing penalties.

Referred to Committee on Natural Resources.

Senate Bill No. 267, by Senators Henry, Freise and Durkan:

An Act relating to revenue and taxation; creating a new account in the general fund; and amending section 82.48.080, chapter 15, Laws of 1961 and RCW 82.48.080.

Referred to Committee on Ways and Means.

Senate Bill No. 268, by Senators Talley, Henry and Atwood:

An Act relating to cities and towns, and authorizing the creation of utility local improvement districts.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 269, by Senators Kupka, Peterson and Gallagher:

An Act relating to cities and towns; amending section 2, chapter 33, Laws of 1961 and RCW 35.27.560; amending section 3, chapter 33, Laws of 1961 and RCW 35.27.570; amending section 2, chapter 302, Laws of 1959 as amended by section 2, chapter 186, Laws of 1961 and RCW 35.86.020; and amending section 4, chapter 302, Laws of 1959 and RCW 35.86.040.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 270, by Senators McCormack, Greive and Lennart:

An Act relating to elections; amending section 4, chapter 251, Laws of 1957 and RCW 29.07.010.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 271, by Senators Durkan and Dore:

An Act relating to firearms; and amending section 11, chapter 172, Laws of 1935, as amended by section 8, chapter 124, Laws of 1961, and RCW 9.41.110.

Referred to Committees on Commerce, Manufacturing and Licenses.

Senate Bill No. 272, by Senators Herrmann, Keefe and Cooney:

An Act relating to state highways; and amending section 47.20.310, chapter 13, Laws of 1961, and RCW 47.20.310.

Referred to Committee on Highways.

Senate Bill No. 273, by Senators Gissberg, Dore, Durkan and Hess:

An Act relating to elections; allowing employees to vote without loss of pay or penalty at general and primary elections.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Greive, there being no objection the rules were suspended, and an additional name was permitted as sponsor to Senate Bill No. 273.

Senate Bill No. 274, by Senators Thompson, Jr. and Riley:

An Act relating to school district organization; amending section 18, chapter 266, Laws of 1947, and RCW 28.57.200.

Referred to Committee on Education.

Senate Bill No. 275, by Senators Gissberg and Dore:

An Act relating to public assistance and the support of dependent children; and amending section 2, chapter 322, Laws of 1959 and RCW 74.20.010; amending section 3, chapter 322, Laws of 1959 and RCW 74.20.020; amending section 5, chapter 322, Laws of 1959 and RCW 74.20.040; amending section 11, chapter 322, Laws of 1959 and RCW 74.20.100; amending section 17, chapter 322, Laws of 1959 and RCW 74.20.160; and adding new sections to chapter 322, Laws of 1959 and to chapter 74.20 RCW; and repealing sections 4, 6, 8, 9, 10, 14, 15, 16, 18, 19, 20, 21, and 22 of chapter 322, Laws of 1959 and RCW 74.20.030, RCW 74.20.050, RCW 74.20.070, RCW 74.20.080, RCW 74.20.090, RCW 74.20.130, RCW 74.20.140, RCW 74.20.150, RCW 74.20.170, RCW 74.20.180, RCW 74.20.190, RCW 74.20.200, and RCW 74.20.900.

Referred to Committee on Labor and Social Security.

Senate Bill No. 276, by Senators Gissberg, Woodall and Cooney:

An Act relating to crimes; prescribing penalties; and amending section 827, Code of 1881 as last amended by section 327, chapter 249, Laws of 1909 and RCW 9.19.020.

Referred to Judiciary Committee.

Senate Bill No. 277, by Senators Gissberg, Thompson, Jr. and Talley (by Joint Committee on Governmental Cooperation request):

An Act relating to civil service in cities, towns and counties; amending section 7, chapter 13, Laws of 1937 and RCW 41.12.070; and amending section 10, chapter 1, Laws of 1959 and RCW 41.14.100.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 278, by Senators Gissberg, Thompson, Jr. and Talley (by Joint Committee on Governmental Cooperation request):

An Act relating to civil service in cities, towns and counties; amending section 5, chapter 13, Laws of 1937 and RCW 41.12.040; amending section 11, chapter 13, Laws of 1937 and RCW 41.12.100; amending section 6, chapter 1, Laws of 1959 and RCW 41.14.060; and amending section 13, chapter 1, Laws of 1959 and RCW 41.14.130.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 279, by Senators Keefe, Durkan and Woodall (by Departmental request):

An Act relating to public service companies; and amending sections 81.80-.070 and 81.80.170, chapter 14, Laws of 1961, and RCW 81.80.070 and 81.80.170.

Referred to Committee on Public Utilities.

Senate Bill No. 280, by Senators Neill and Hanna:

An Act relating to guardians; amending sections 212, 214 and 215, chapter 156, Laws of 1917 and RCW 11.92.090, 11.92.110 and 11.92.120; and amending section 1, chapter 104, Laws of 1925, extraordinary session and RCW 11.92.150.

Referred to Judiciary Committee.

Senate Joint Resolution No. 8, by Senators Lennart, Bailey, Henry, Cooney, Knoblauch, Freise, Cowen, Keefe, Herrmann, Hanna, Sandison, Charette, Rasmussen, Atwood, Mardesich and Guess:

Incorporating in the Constitution the present membership and apportionment of the Senate.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Lennart, there being no objection the rules were suspended and additional names were permitted as sponsors to Senate Joint Resolution No. 8.

SECOND READING OF BILLS

Senate Bill No. 92, by Senators Riley, Mardesich and Dore:

Extending daylight saving time.

The bill was read the second time by sections.

Senator Stender moved the adoption of the following amendment:

In section 1, page 1, line 9, delete the word "October" and insert "August"

Debate ensued.

On motion of Senator Greive, the amendment by Senator Stender was laid on the table.

Passed to Committee on Rules and Joint Rules for third reading.

Senate Bill No. 62, by Senators Moriarty, Jr., Ryder and Petrich:

Encumbrancing real property at the time of filing of a complaint regarding title and lifting encumbrance when no process served within sixty days.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Senate Bill No. 62 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 62, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senator Talley—1.

Those absent or not voting were: Senators Donohue, Durkan, Foster, Hanna, Mardesich, Rickdall—6.

Senate Bill No. 62, having received the constitutional majority, was declared passed.

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

House Bill No. 17, by Representatives Mundy and Flanagan:

Conforming state law to federal law in relation to irrigation and reclamation districts.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 17 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 17, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Donohue, Durkan, Mardesich, Rickdall—4.

House Bill No. 17, having received the constitutional majority, was declared passed.

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

The President resumed the Chair.

MOTION

On motion of Senator McCormack, the Senate reverted to the first order of business for the purpose of receiving a resolution.

The Secretary read:

SENATE RESOLUTION
1963 -10-

By Senators McCormack, Washington and Raugust:

WHEREAS, A Senate Resolution was adopted on January 31, 1961, urging a complete study of Columbia Basin repayment contract matters by the Secretary of the Interior, Honorable Stewart L. Udall; and

WHEREAS, The need for such action was brought to the attention of the Honorable John F. Kennedy, President of the United States; and

WHEREAS, On January 28, 1963, at Ephrata, Washington, an amendatory repayment contract between the United States and the East Columbia Basin Irrigation District was signed, following earlier agreements by the Quincy-Columbia Basin Irrigation District and the South Columbia Basin Irrigation District; and

WHEREAS, These contracts will provide for the eventual completion of the 1,029,000 acre project, rather than its being halted at 480,000 acres, and will bring important benefits to the settlers on the project and the state of Washington; and

WHEREAS, The State Columbia Basin Commission was instrumental in having the Secretary of the Interior send a special board of consultants to the project to recommend a framework for solution of longstanding repayment contract differences;

Now, Therefore, *Be It Resolved* By the Senate of the state of Washington, That appreciation be expressed to President John F. Kennedy, Secretary of the Interior Stewart L. Udall, Undersecretary of the Interior James K. Carr, the Columbia Basin Commission and its chairman, Honorable Earl Coe, for the parts they played in obtaining an equitable settlement of the Columbia Basin Project repayment contract matter; and

Be It Further Resolved, That copies of this resolution be transmitted by the Secretary of the Senate to those above-named and to each member of Congress from the state of Washington.

On motion of Senator McCormack, the resolution was adopted.

MOTION

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

SECOND READING OF BILLS

Senate Bill No. 59, by Senators Woodall, Greive and Rickdall (by Legislative Council request):

Authorizing legislative review of administrative rules and regulations.

Senator Gissberg moved that Senate Bill No. 59 hold its place on the second reading calendar for Monday, February 4, 1963.

The motion was carried.

Senate Bill No. 71, by Senators Freise, Petrich and Woodall:

Requiring one probate notice to be posted at the courthouse in specific cases, in lieu of three notices posted in a specific area.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 71 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 71, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Foster, Freise, Gallagher,

Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senator Morgan—1.

Those absent or not voting were: Senators Donohue, Durkan, Mardesich, Rickdall—4.

Senate Bill No. 71, having received the constitutional majority, was declared passed.

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

PERSONAL PRIVILEGE

Senator Hess:

"Mr. President, point of personal privilege:

"I see that we have each received a letter from the Seattle World's Fair Commission, and I note that it is entitled, 'Final Report.'

"Now, I wonder if Senator Gallagher would yield to a question."

The President:

"Will Senator Gallagher yield to a question?"

Senator Gallagher:

"Yes."

Senator Hess:

"Senator Gallagher:

"My inquiry is that perhaps you, as a member of the Commission, could answer this question. I don't find an auditor's report in this final report and I raise the question whether it is the intention of the Commission to submit a final report without having an auditor's report included?"

Senator Gallagher:

"Mr. President, Senator Hess:

"It is not the intention of the World's Fair Commission to submit a report without an audit. There will be an audit by a private auditing firm and there will be the state auditor's report which was made by the auditor, not the Commission. I don't think that it is the prerogative of the Commission to submit the state auditor's report. That will be done by the state auditor and will be a supplemental report to this. While it does say this is a final report, there will also be a supplemental report."

Senator Hess:

"May I question further, Senator Gallagher?"

"Do I understand correctly, then, this does not constitute the final document, but we may expect that we will receive an auditor's report plus a private audit report?"

Senator Gallagher:

"That is true."

Senator Hess:

"And this will be presented to us for review before we are asked to review?"

Senator Gallagher:

"Well, of course I can't say when the state auditor's report will be placed before you, but I can assure you the private auditor's report will be before you before the conclusion of the session."

Senator Hess:

"Mr. President, if it is possible, would Senator Gallagher pass the inquiry on to the Commission so it might inform us when we might expect the auditor's report? I think some of us would be grateful for that information."

PERSONAL PRIVILEGE

Senator Freise:

"Mr. President:

"I talked to Al Rogers, our Secretary, yesterday, and he said that he talked to Mr. Donaldson, who is employed by the state auditor. They are working diligently and will attempt to get that audit to us by March 1st. It is a big job and we recognize this, and I believe that every effort is being made to obtain that report for the legislature.

"At the Commission meeting approximately a week ago this matter of an audit was brought up, and that is one of the reasons we had a cut-off date or a resolution stating that the corporation would be dissolved as of February 15, unless the legislature took other action. We did this so we would have sufficient time after February 15th to get an audit into the hands of all of the legislators, and that the legislature would have a couple of weeks at least thereafter to act, if they so desired."

Senator McCutcheon:

"Would Senator Freise yield to a question?

"I have this report before me. You are quite familiar, are you not, with Article 15 of the articles of incorporation of the Century 21 Exposition? That is the article which says at the end of the fair there shall be a final report filed with the Washington State Legislature; and, thereafter, after a reasonable time, that the corporation shall be dissolved unless otherwise directed by the legislature. Now, I understand in addition that liquidation trustees have already been appointed and that the corporation will go out of business on February 15, is that correct?"

Senator Freise:

"Mr. President, members of the Senate:

"A resolution has been adopted that as of February 15th the corporation would be dissolved. We have appointed three trustees to take over the assets as of said time and, unless the legislature in the meantime desires to change that or acts in any other manner. If Senator McCutcheon has introduced bills, we certainly will be happy to read them, discuss them and consider them."

Senator McCutcheon:

"Thank you very much, Senator Freise. I think I will address this one to my friend, Senator Gallagher.

"Senator Gallagher, do you think that between now and the 15th of February is a reasonable time in which to peruse this document? It weighs, I think, about a half a pound. My old eyes can't go through this much matter that fast."

Senator Gallagher:

"Mr. President:

"I am sure that if the Senator will open the cover of that book, he will note that it is printed in large type. We did this especially for those of us whose eyesight is beginning to fail. I think the Senator will have no trouble."

Senator McCutcheon:

"How then am I going to examine those reports which reach me before the 15th, these other reports that you talk about and the audit?"

Senator Gallagher:

"Well, I think that prior to the 15th you will have them. If not, then I think your proposal for additional legislation would be in order at that time."

Senator Dore:

"Would Senator Gallagher yield to a question?

"Senator Gallagher, don't you think it is putting the cart before the horse? You are dissolving the corporation on the 15th, yet you say the accountants will report to the legislature on March 1st of 1963. Don't you think it should be the other way around, that you should have the report here by February 15th and then give us until March 1st, after examining it, to see whether or not we want to have further inquiry into this matter?"

Senator Gallagher:

"Well, Senator Dore, I am not an expert on audits, but it would appear to me that you have to close the doors of the corporation and then audit it. I think that is the purpose of the shut-off date. Then the auditors can audit after the shut-off date."

Senator Dore:

"Will Senator Gallagher yield to another question?"

"By the language in the report saying 'unless otherwise directed,' is the Commission thinking perhaps of a Senate resolution requesting the World's Fair Commission to liquidate on February 15th, or to put it off until March 15th or the 13th, perhaps? Wouldn't that be in order? Is that what you are asking for?"

Senator Gallagher:

"Basically Senator McCutcheon probably has the answer. As you know, the Commission goes out of business as of April, I believe April 30th, unless otherwise directed by the legislature. Therefore, it is going to be necessary for some sort of continuing legislation, either continuing the World's Fair Commission or designating some other group to carry on the business of the assets of the corporation. Otherwise, it will be necessary, under our existing statutes, for the liquidating committee to liquidate the assets."

Senator Dore:

"Well, my question, Senator, is very simple. Unless directed otherwise by the legislature, would a Senate resolution by, say Senator McCutcheon and myself, requesting the World's Fair Commission to delay liquidation until after we receive the auditor's report on March 1st, maybe March 15th, be a reasonable request?"

Senator Gallagher:

"Not being a licensed attorney, if you will give me the weekend to think about it, I may have an answer for you."

Senator Dore:

"I think we need an accountant, not an attorney."

Senate Bill No. 143, by Senators Neill and Bailey:

Amending election procedures relating to nominations and declarations of candidacy.

Senator Greive moved that Senate Bill No. 143 hold its place on the second reading calendar for Monday, February 4, 1963.

The motion carried.

SIGNED BY THE PRESIDENT

The President signed: House Concurrent Resolution No. 5.

MOTION

At 12:05 p. m., on motion of Senator Greive, the Senate adjourned until noon, Monday, February 4, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-SECOND DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, February 4, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Keefe, Mardesich and Petrich.

On motion of Senator Bailey, Senator Keefe was excused.

The Color Guard, consisting of Pages Michael O'Connell, Color Bearer, and Theresa Pomeroy, presented the Colors.

Reverend Dave Carlson, pastor of the Assembly of God Church of Olympia, offered prayer as follows:

"Eternal God and Heavenly Father, we come to Thee today as the creatures of Thy hand, happy to know and to acknowledge that Thou art the God of all grace and love.

"We thank Thee for every blessing of life—for Thou art the Giver of all. We thank Thee that Thou hast honored us with the privilege of serving Thee and for the desire to serve our fellow man.

"We pray, O God, help us to appreciate and to treasure the rich heritage that is ours, living and working in this land hewn out of wilderness by devoted, freedom-loving men and women. Help us to perpetuate high and noble principles that we know are right and honorable.

"Our Father, help us to be less concerned about ourselves, and more concerned to care for those who need us, whether they be the aged, or the children. In this, we believe that Thou wilt be well pleased. Help us in love and understanding to this end.

"This, we ask Thee in the Name of Thy Son, our Lord Jesus Christ. Amen."

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

President Pro Tempore Riley presiding.

The Secretary read:

SENATE RESOLUTION 1963 -11-

By Senators Moriarty, Jr., Chytil and Sandison:

Be It Resolved by the Senate of the State of Washington, in Legislative Session assembled:

WHEREAS, Heart and blood vessel diseases are this nation's and this state's number one health enemy, accounting for more deaths than all other causes combined; and

WHEREAS, These diseases are responsible for widespread suffering and often serious economic hardship in homes and businesses in our state; and

WHEREAS, The Governor of the state of Washington has proclaimed that the month of February be observed as Heart Month in this state,

Now, Therefore, *Be It Resolved*, That the Senate of the state of Washington here-with joins with the Governor in urging that the citizens of our state observe February as Heart Month.

On motion of Senator Moriarty, Jr., the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 37:

Senate Chamber,
Olympia, Wash., February 1, 1963.

Extending civil defense measures (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

Recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 125:

Senate Chamber,
Olympia, Wash., February 1, 1963.

Relocating government in emergencies (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

Recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 129:

Senate Chamber,
Olympia, Wash., February 1, 1963.

Providing civil defense workmen's compensation (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

Recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., January 31, 1963.

ENSLEY LLEWELLYN, to the position of Director of the Department of Civil Defense, appointed April 2, 1962 for the term ending at the pleasure of the Governor (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that said appointment be confirmed.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, January 31, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

In compliance with the provisions of Article III, Section 11 of the Constitution of

the State of Washington, I have the honor to report herewith cases of executive clemency granted since the adjournment of the 1961 Extraordinary Session of the Legislature:

COMMUTATION

JOHN HERBERT BONNER—Sentenced to be executed for the Crime of Murder in the First Degree, commuted to life imprisonment on September 11, 1961. This action was recommended by the sentencing judge.

CONDITIONAL PARDON

BLANCHE PATTON—Serving term of Life Imprisonment for the Crime of Murder in the First Degree, conditional pardon granted on December 21, 1962. Her physical condition was such that she would be confined to bed for the remainder of her life.

STAY OF COMMITMENT

FRANK BELL—Sentenced to Imprisonment for the Crime of Perjury, stay of commitment granted on October 11, 1962, to investigate his petition for pardon.

EXECUTIVE PAROLE

FRANK BELL—Sentenced to imprisonment for Crime of Perjury, executive parole granted on December 24, 1962. This action was recommended by the Washington State Board of Prison Terms and Paroles because his age, 79, would make imprisonment unduly harsh.

Sincerely,

ALBERT D. ROSELLINI, *Governor*.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 4, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 17, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 281, by Senators England, Petrich and Atwood:

An Act relating to probate law and procedure; and amending section 2, chapter 206, Laws of 1941, and RCW 11.76.090.

Referred to Judiciary Committee.

Senate Bill No. 282, by Senators Hess, Gissberg and Thompson, Jr.:

An Act relating to educational institutions and school districts; authorizing the payment of annuities in lieu of salaries and wages; and amending section 1, chapter 187, Laws of 1959 and RCW 28.76.410.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 283, by Senators Herrmann, Cooney and Knoblauch:

An Act relating to fire protection districts; amending section 2, chapter 34, Laws of 1939 as amended by section 2, chapter 254, Laws of 1947, and RCW 52.04.030; amending section 8, chapter 24, Laws of 1951, second extraordinary session, and RCW 52.16.130; adding a new section to chapter 34, Laws of 1939 and to chapter 52.16 RCW; and repealing section 9, chapter 24, Laws of 1951, second extraordinary session, and RCW 52.16.140.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 284, by Senators Riley, DeGarmo and Ryder (by Departmental request):

An Act relating to armories; amending section 93, chapter 130, Laws of 1943 as last amended by section 1, chapter 125, Laws of 1949 and RCW 38.20.010; and amending section 1, chapter 135, Laws of 1961 (uncodified).

Referred to Committee on State Government.

Senate Bill No. 285, by Senators Cowen, Sandison and Ryder:

An Act relating to courses of instructions at Washington State University and the University of Washington; amending section 1, chapter 71, Laws of 1961, and RCW 28.76.060; and amending section 2, chapter 71, Laws of 1961, and RCW 28.76.080.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 286, by Senators Morgan and Rasmussen:

An Act relating to children and youth.

Referred to Committee on Public Institutions.

Senate Bill No. 287, by Senators Washington and Hanna (by Departmental request):

An Act relating to revenue and taxation; amending sections 82.44.010, 82.44.020, 82.44.050, 82.44.060 and 82.44.120, chapter 15, Laws of 1961 and RCW 82.44.010, 82.44.020, 82.44.050, 82.44.060 and 82.44.120; amending section 82.48.030, chapter 15, Laws of 1961 and RCW 82.48.030; amending sections 82.50.030, 82.50.105 and 82.50.120, chapter 15, Laws of 1961 and RCW 82.50.030, 82.50.105 and 82.50.120; adding new sections to chapter 15, Laws of 1961 and to chapter 82.50 RCW; and repealing sections 46.16.400, 46.16.410, 46.16.420, 46.16.430 and 46.16.440, chapter 12, Laws of 1961, as amended by sections 1 through 5, chapter 163, Laws of 1961, and RCW 46.16.400, 46.16.410, 46.16.420, 46.16.430 and 46.16.440.

Referred to Committee on Highways.

Senate Bill No. 288, by Senators Washington and Raugust:

An Act relating to vehicles; amending sections 46.37.010 and 46.37.400, chapter 12, Laws of 1961 and RCW 46.37.010 and 46.37.400; and adding a new section to chapter 12, Laws of 1961 and chapter 46.37 RCW; and providing penalties.

Referred to Committee on Highways.

Senate Bill No. 289, by Senators Washington and Raugust:

An Act relating to motor vehicles; amending section 46.52.030, chapter 12, Laws of 1961 and RCW 46.52.030.

Referred to Committee on Highways.

Senate Bill No. 290, by Senators Hallauer, Neill and Foley:

An Act relating to education; authorizing the board of regents of Washington State University to establish, charge and collect general tuition, incidental fees, and other fees from students of the university; providing for the disposition of such fees; amending section 1, chapter 164, Laws of 1921, as last amended by section 1, chapter 11, Laws of 1961 extraordinary session and RCW 28.80.030; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 291, by Senators Washington, Hess and Raugust (by Departmental request):

An Act relating to public highways; permitting the state highway commission to change the numbers of state highway routes or portions thereof on

signs installed along such routes and on maps of the same; amending section 47.04.020, chapter 13, Laws of 1961 and RCW 47.04.020; and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 292, by Senators Rasmussen, Guess and Bailey (by Departmental request):

An Act relating to public highways; providing for certification back to and vesting of title in counties, cities and towns of state highway routes, or portions thereof, when no longer required as part of the state highway system; amending section 36.75.090, chapter, Laws of 1963 and RCW 36.75.090; and amending section 47.24.010, chapter 13, Laws of 1961 and RCW 47.24.010.

Referred to Committee on Highways.

Senate Bill No. 293, by Senators Charette, Woodall and Herrmann:

An Act relating to motor vehicles; providing penalties; and amending section 27, chapter 21, Laws of 1961 first extraordinary session and RCW 46.52.130.

Referred to Judiciary Committee.

Senate Bill No. 294, by Senators Woodall, Riley and Friese:

An Act relating to marriage and the issuance of marriage licenses; and amending section 1, chapter 107, Laws of 1953, and RCW 26.04.180.

Referred to Judiciary Committee.

Senate Bill No. 295, by Senators Kupka, England and Gallagher:

An Act relating to cities and towns; and authorizing cities and towns to lease property with or without options to purchase under certain conditions.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 296, by Senators McMillan, Raugust and Donohue:

An Act relating to public highways; and amending section 47.24.020, chapter 13, Laws of 1961 and RCW 47.24.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 297, by Senator Washington:

An Act relating to state government; creating a new division in the department of the board of education; prescribing certain powers and duties of certain public officers; and adding a new section to chapter 43.63 RCW.

Referred to Committee on Education.

Senate Bill No. 298, by Senators McCormack, Freise and Gissberg:

An Act relating to port districts; amending section 1, chapter 92, Laws of 1911 and RCW 53.04.010; amending section 1, chapter 94, Laws of 1959 and RCW 53.04.015; and amending section 3, chapter 65, Laws of 1955 as amended by section 1, chapter 126, Laws of 1961 and RCW 53.08.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 299, by Senators Gissberg, Rasmussen and Woodall (by Executive request):

An Act relating to the civil determination of paternity of illegitimate children and adopting the uniform act on paternity.

Referred to Judiciary Committee.

Senate Bill No. 300, by Senators Stender and Morgan:

An Act relating to education; and adding new sections to chapter 28.58 RCW.

Referred to Committee on Education.

Senate Bill No. 301, by Senators Hallauer, Neill and Foley:

An Act relating to education; authorizing the board of regents of the University of Washington to establish, charge and collect general tuition fees, incidental fees and other fees from students of the university; and amending section 2, chapter 66, Laws of 1915, as last amended by section 1, chapter 10, Laws of 1961 extraordinary session and RCW 28.77.030; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 302, by Senators Rasmussen and Gallagher:

An Act relating to unemployment compensation, and adding new sections to chapter 35, Laws of 1945, as amended, and to Title 50 RCW as a new chapter; making an appropriation; and declaring an emergency and fixing the effective date.

Referred to Committee on Labor and Social Security.

Senate Bill No. 303, by Senators Charette, Greive and Cooney:

An Act relating to industrial insurance; and amending section 51.32.080, chapter 23, Laws of 1961 as amended by section 3, chapter 274, Laws of 1961 and RCW 51.32.080.

Referred to Committee on Labor and Social Security.

Senate Bill No. 304, by Senators Rasmussen and Kupka:

An Act relating to counties; amending section 36.87.040, chapter (Senate Bill No. 47), Laws of 1963 and RCW 36.87.040; amending section 36.87.060, chapter (Senate Bill No. 47), Laws of 1963 and RCW 36.87.060; amending section 36.87.070, chapter (Senate Bill No. 47), Laws of 1963 and RCW 36.87.070; and amending section 36.87.080, chapter (Senate Bill No. 47), Laws of 1963 and RCW 36.87.080.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 305, by Senators McCormack and Williams:

An Act relating to public assistance; adding new sections to chapter 26, Laws of 1959 and to chapter 74.08 RCW; repealing section 74.08.112, chapter 26, Laws of 1959 and RCW 74.08.112; providing penalties; and making an effective date.

Referred to Committee on Labor and Social Security.

Senate Bill No. 306, by Senators Hess, Morgan and Keefe:

An Act relating to unemployment compensation; and amending section 76, chapter 35, Laws of 1945 as last amended by section 1, chapter 321, Laws of 1959, and RCW 50.20.080.

Referred to Committee on Labor and Social Security.

Senate Concurrent Resolution No. 3, by Senators McCutcheon, Hallauer and Dore:

Deferring dissolution of world fair corporation.

Senator McCutcheon moved that the rules be suspended, Senate Concurrent Resolution No. 3 be advanced to second reading and read the second time in full.

Debate ensued.

The President:

"For what purpose does Senator Freise rise?"

Senator Freise:

"I would like to answer Senator McCutcheon."

RULING BY THE PRESIDENT

The President:

"May I suggest that under Rule 29, which Senator McCutcheon correctly commented on, we are only permitted a brief discussion on the question. For what purpose does Senator Dore rise?"

PERSONAL PRIVILEGE

Senator Dore:

"Under personal privilege."

The President:

"For what purpose does Senator Gallagher rise?"

Senator Gallagher:

"I have no objection to Senator Dore making a little speech at this time, which I think he intends to do. On the other hand, Senator Freise rose, I think, to direct certain questions to Senator McCutcheon. If you are going to permit Senator Dore to make a speech, I think Senator Freise should be given the same privilege."

RULING BY THE PRESIDENT

The President:

"The President will rule under Rule 29 which we have already discussed, the privilege was granted to Senator McCutcheon, the maker of the motion, to give a brief explanation. There is no further discussion permitted under the rules."

POINT OF ORDER

Senator Dore:

"Point of order, Mr. President. I thought I was already recognized under personal privilege, and then you were interrupted by Senator Gallagher."

The President:

"All right, Senator Dore will state his personal privilege."

Senator Dore:

"Mr. President, members of the Senate:

"I am a sponsor of this particular resolution. I want to make it perfectly clear that I have no criticism of the World's Fair Commission or the operation of the fair. I think they have done a tremendous job, and I am saying this because I am from Seattle and this is no criticism of any actions of the commissioners. But if this motion is not carried, of course I will have no opportunity to make a statement on this. Therefore, under personal privilege I want to make these remarks and they are these: —"

The President:

"Now, Senator Dore, will you please confine your remarks to personal privilege?"

Senator Dore:

"That's what I am trying to do, Mr. President. I might ask for what purpose Senator Greive is standing."

The President:

"He is just tired of sitting, Senator Dore.

"For what purpose does Senator Herrmann rise?"

Senator Herrmann:

"To ask Senator Dore if he will yield to a question."

RULING BY THE PRESIDENT

The President:

"Senator Dore and Senator Herrmann, I want to say to both of you gentlemen that we are operating as best we can under the rules of the Senate which are to expedite business and not delay it. You may proceed, Senator Dore, on your personal privilege, confining your remarks to those which are personal to you."

Senator Dore:

"The only reason I joined in sponsorship of this resolution is, under this letter, they are going to want the legislature to more or less forget this thing on February 15th, and at the same time the report will not be made by the auditor until March 1st of the same year. Now I think this is ridiculous. It should be the other way round. I think the legislature should have a chance to see what the auditors say and perhaps we will have more questions concerning what they do say, and I think by that way we will be able to resolve many of the so-called—and I think groundless and foundless charges that have been made against the World's Fair.

"I think it behooves us as the deliberative body to go into these matters and we should study the accounts before we give a more or less confirmation of this report; and, that is what I rose to say under personal privilege, to explain my sponsorship of this bill and to say that it is not a criticism or is it meant to cast any inferences against any of the good work of the fair. I think the World's Fair Commission did a tremendous job for the community and the state. This is merely the business-like way of doing things, to examine the auditors' reports first, before we say they did a fine job. I think it should be the other way around and I think the World's Fair Commissioners would like this because we will have the complete picture."

MOTIONS

Senator Greive moved that the rules be suspended to permit full discussion of the motion by Senator McCutcheon.

The motion carried.

Debate ensued.

Senator England moved that Senate Concurrent Resolution No. 3 be made a special order of business for 12:30 p. m., February 5, 1963.

On motion of Senator Greive, the motion by Senator England was laid upon the table.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Would Senator McCutcheon yield to questions?"

"Senator McCutcheon, I was very interested in your comment about pending lawsuits. Do you happen to know the approximate total demands that are asked for under the seventeen lawsuits?"

Senator McCutcheon:

"I have the lawsuits listed here and I think you have it in your book there, too. They range from \$2,000.00 to \$300,000.00. That's not counting the Seattle litigation. I haven't totaled that."

Senator Woodall:

"Further question:

"If the corporation is dissolved, what entity would pursue the defense of these claims? Would that be the liquidating trustees?"

Senator McCutcheon:

"I presume so."

Senator Woodall:

"And would those be proper items to submit to our claims sub-committee here at the legislature if those were allowed? Would that be the way they would be paid?"

Senator McCutcheon:

"I feel that is true. If the corporation runs out of cash, why there is nobody else to pay it and the state ends up paying it."

The President stated the question before the Senate is: It has been moved that the rules be suspended and Senate Concurrent Resolution No. 3 be advanced to second reading and read the second time in full.

The motion was carried.

On motion of Senator McCutcheon, the following amendment was adopted: On page 2, line 14, after "Legislative" strike "budget committee" and insert "Council"

POINT OF INQUIRY

Senator Ryder:

"Would Senator McCutcheon yield to a question?"

"Senator, about two-thirds of the way down you have a 'WHEREAS' which reads as follows:

'WHEREAS, The remaining assets of Century 21 Exposition, Inc. are insufficient to meet the claim of the state for reimbursement for certain lands that were acquired at state expense and disposed of without actual consideration; and'

"Would you mind explaining just what land you have in mind there and what that refers to?"

Senator McCutcheon:

"I believe that refers to the state lands where the Federal Government Science Building is located and which were transferred to the federal government."

Senator Ryder:

"Senator McCutcheon, without the final report, of which you speak, could we know that that was actually true, that these lands were transferred?"

Senator McCutcheon:

"No, we don't and I would be happy to join you in an amendment to strike that."

Senator Ryder moved the adoption of the following amendment:

On page 2, lines 4, 5, 6 and 7, strike the following: "WHEREAS, The remaining assets of Century 21 Exposition, Inc. are insufficient to meet the claim of the state for reimbursement for certain lands that were acquired at state expense and disposed of without actual consideration; and"

Debate ensued.

On motion of Senator Greive, the amendment by Senator Ryder was laid on the table.

MOTIONS

Senator Ryder moved that Senate Concurrent Resolution No. 3 be placed at the top of the second reading calendar for Tuesday, February 5, 1963.

On motion of Senator Greive the motion by Senator Ryder was amended to include Senate Bill No. 59 and Senate Bill No. 143.

The motion by Senator Ryder, as amended by Senator Greive, was carried. Senate Concurrent Resolution No. 3 and Senate Bills No. 59 and 143 were ordered placed at the top of the second reading calendar for Tuesday, February 5, 1963.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 17.

MOTION

At 1:30 p. m., on motion of Senator Greive, the Senate adjourned until noon, Tuesday, February 5, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-THIRD DAY

NOON SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, February 5, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Michael C. O'Connell, Color Bearer, and Theresa Pomeroy, presented the Colors.

Reverend Dave Carlson, pastor of the Assembly of God Church of Olympia, offered prayer as follows:

"O Thou God of all beginnings, Creator of all things, Sustainer of all things, Thou God of all Grace; we humbly come to Thee today in prayer.

"For every blessing upon us and our land in the past we give Thee thanks, for we are unworthy of the least of Thy favors. Thou art the God of all mankind, and we pray that the needs of all shall be met by Thy great love.

"To fulfill the responsibilities that are incumbent upon us, gracious God, we pray Thy Divine aid. Grant unto us wisdom, understanding and ability to resolve the equations of life in a way pleasing to Thee. We cannot carry all the burdens of responsibility well, and knowing this, we ask for the wisdom 'that is from above.'

"Knowing Thy love and care for us, we pray that these needs shall be met for us today through Jesus Christ, our Lord. Amen."

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

MOTIONS

On motion of Senator Herrmann, the Committee on Banks, Financial Institutions and Insurance was relieved of further consideration of Senate Bill No. 88.

On motion of Senator Herrmann, Senate Bill No. 88 was referred to the Committee on Ways and Means.

PERSONAL PRIVILEGE

Senator Cowen:

"Mr. President, members of the Senate:

"There are about fifteen exchange students from all over the world attending Washington State University in the north Gallery. Mr. Misbah-Ud-Din Shami is their leader, and he is president of the International Student Club at Washington State University. I would like to have you, Mr. President, present him before the bar of the Senate for just a few moments to say a few words."

APPOINTMENT OF SPECIAL COMMITTEE

The President:

"Thank you very much, Senator Cowen. Senator Cowen and Senator Neill will please act as a committee of honor to escort Mr. Shami to the rostrum."

A committee of honor consisting of Senators Cowen and Neill escorted Mr. Misbah-Ud-Din Shami to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"It is with true pleasure and appreciation that the President greets Mr. Shami and his friends. This outstanding group of people are under the direction of Mr. Cameron, the Deputy Campus Coordinator, Washington State University. Senator Marshall A. Neill, Mr. Patterson and Mr. Cameron are responsible for the visit of these people. They represent students from The Philippines, India, Pakistan, Yugoslavia, Syria, Germany, Austria, Nigeria, Viet Nam and Japan.

"Mr. Shami, the members of the Senate and the President would appreciate it if you would on this occasion address the group."

Mr. Shami:

"Mr. President and honorable members of the Senate:

"It is my greatest privilege and pleasure to speak to you on my own behalf and on behalf of the other international students who are here. We are all students, mostly graduate students doing their Master Degree or Doctorate work in various fields at the Washington State University. Most of them are in the exchange program. There are about 162 foreign students on the campus from about forty-five countries, and we are all grateful to the United States, who provided this opportunity for us to obtain higher training in our different fields.

"We are on a tour. We traveled from Pullman to Seattle to visit the Boeing Plant and today we attended a session in the House of Representatives, and now we are in the Senate. From here we go to Yakima and the Hanford Atomic Energy Plant, and then we will be back for more of our studies again.

"We all thank you very much for the opportunity and particularly all of those who have arranged for our visit and made it a pleasant and successful one.

"Thank you very much once again."

The President:

"Thank you very much, Mr. Shami.

"The President at this time should like to request that Mr. Patterson, Mr. Cameron and our honored and distinguished guests please stand along with Senator Marshall Neill and Senator Cowen in order that the members of the Senate may properly recognize and welcome you."

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, Senators:

"There is a crisis in the affairs of man in the world today, and as one of America's adopted sons, I am much impressed when I see groups like this who come over to observe our way of life and how we govern ourselves, for the ability of man to govern himself is a great ability. Only people highly advanced in intelligence are capable of self-government, and of those who have been so highly favored, only a few are capable of endurance. I think it is grand of these people to come up here to see how we behave because it is not by man's wealth that he advances, it is only by moral standards from within. I am very happy to see these people here."

The President:

"Thank you, Senator Lennart."

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 144:

Senate Chamber,

Olympia, Wash., February 5, 1963.

Permits transfer of deficient residential school personnel to hospitals for mentally ill (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 145:

Senate Chamber,

Olympia, Wash., February 5, 1963.

Implementing law relating to hospitalization charges of mentally ill at state hospitals (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 154:

Senate Chamber,

Olympia, Wash., February 5, 1963.

Authorizing exchange of standing timber on United States park lands for timber without such park lands (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass. MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, John T. McCutcheon, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 155:

Senate Chamber,

Olympia, Wash., February 5, 1963.

Providing department of natural resources may acquire, maintain and dispose of access rights to state timber and other material (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass as amended. MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 156:

Senate Chamber,

Olympia, Wash., February 5, 1963.

Creating a natural resources equipment fund (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass as amended. MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, John T. McCutcheon, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 157:

Senate Chamber,

Olympia, Wash., February 5, 1963.

Granting an additional superior court judge to Snohomish county (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 247:

Senate Chamber,

Olympia, Wash., February 4, 1963.

Providing in lieu fees for certain fixed load motor vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman*.
....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna,

Reuben A. Knoblauch, Ernest W. Lennart, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 307, by Senators Washington, Guess and Riley (by Departmental request):

An Act relating to eminent domain by the state; providing for service of notice of condemnation upon the insurance commissioner as attorney for authorized foreign and alien insurers; and amending section 2, chapter 74, Laws of 1891 and RCW 8.04.020.

Referred to Judiciary Committee.

Senate Bill No. 308, by Senators Dore, Riley, Neill, Hallauer and DeGarmo:

An Act relating to the solicitation and collection of contributions for charitable purposes; defining terms; providing for the registration of persons and organizations soliciting or collecting funds for charitable purposes, with certain exceptions, and regulating their agreements and conduct; requiring certain information from registrants and requiring distribution of certain information; requiring certain reports to be made and records and contracts to be kept; providing for registration and reporting fees and surety bonds; providing for reciprocal agreements with other states; providing for service of process and papers on the secretary of state as agent for such persons and organizations; providing for the receipt, handling and disbursement of funds by the attorney general; defining powers and duties of the attorney general and prosecuting attorneys; providing remedies and penalties; and declaring an emergency.

Referred to Committee on Commerce, Manufacturing and Licenses.

On motion of Senator Dore, there being no objection the rules were suspended and the names of Senators DeGarmo and Hallauer were permitted as additional sponsors to Senate Bill No. 308.

Senate Bill No. 309, by Senators Bailey, Moriarty, Jr. and Greive (by Departmental request):

An Act relating to the state employees' retirement system; amending section 1, chapter 274, Laws of 1947, as last amended by section 1, chapter 291, Laws of 1961, and RCW 41.40.010; amending section 3, chapter 274, Laws of 1947, as amended by section 2, chapter 291, Laws of 1961, and RCW 41.40.030; amending section 4, chapter 274, Laws of 1947, as amended by section 3, chapter 291, Laws of 1961, and RCW 41.40.040; amending section 6, chapter 274, Laws of 1947, as amended by section 3, chapter 240, Laws of 1949, and RCW 41.40.060; amending section 8, chapter 274, Laws of 1947, as last amended by section 9, chapter 281, Laws of 1961, and RCW 41.40.070; amending section 9, chapter 274, Laws of 1947, as last amended by section 2, chapter 220, Laws of 1955, and RCW 41.40.080; amending section 11, chapter 274, Laws of 1947, as last amended by section 4, chapter 200, Laws of 1953, and RCW 41.40.100; amending section 16, chapter 274, Laws of 1947, as last amended by section 3, chapter 277, Laws of 1955, and RCW 41.40.150; amending section 17, chapter 274, Laws of 1947, as last amended by section 8, chapter 200,

Laws of 1953, and RCW 41.40.160; amending section 18, chapter 274, Laws of 1947, as last amended by section 9, chapter 200, Laws of 1953, and RCW 41.40.170; amending section 19, chapter 274, Laws of 1947, as last amended by section 4, chapter 277, Laws of 1955, and RCW 41.40.180; amending section 27, chapter 274, Laws of 1947, as amended by section 18, chapter 240, Laws of 1949, and RCW 41.40.260; amending section 28, chapter 274, Laws of 1947, as last amended by section 9, chapter 291, Laws of 1961 and RCW 41.40.270; amending section 32, chapter 274, Laws of 1947, as last amended by section 7, chapter 277, Laws of 1955, and RCW 41.40.310; amending section 4, chapter 231, Laws of 1957, as amended by section 11, chapter 291, Laws of 1961, and RCW 41.40.361; amending section 43, chapter 274, Laws of 1947, as last amended by section 13, chapter 291, Laws of 1961, and RCW 41.40.410; amending section 22, chapter 200, Laws of 1953, and RCW 41.40.412; amending section 14, chapter 50, Laws of 1951, as amended by section 20, chapter 200, Laws of 1953, and RCW 41.40.420; repealing section 1, chapter 223, Laws of 1961, and RCW 41.40.128; and declaring an emergency.

Referred to Committee on Social Security.

Senate Bill No. 310, by Senators Talley, Bailey and Charette:

An Act relating to game hunting; and amending section 77.12.150, chapter 36, Laws of 1955 and RCW 77.12.150.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 311, by Senators Kupka, Morgan and Dore:

An Act relating to the development of community mental health services; making appropriations; and declaring an emergency.

Referred to Committee on State Government.

Senate Bill No. 312, by Senator Talley:

An Act relating to highways; and amending section 47.16.120, chapter 13, Laws of 1961 and RCW 47.16.120.

Referred to Committee on Highways.

Senate Bill No. 313, by Senators Kupka, Rickdall and Keefe (by Legislative Council request):

An Act relating to the state department of commerce and economic development; amending chapter 215, Laws of 1957 and chapter 43.31 RCW by adding four new sections thereto; and repealing sections 1 and 2, chapter 157, Laws of 1957, and RCW 43.21.181 and 43.21.183.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 314, by Senators Guess, Stender and Rasmussen:

An Act relating to the department of labor and industries; and amending section 51.04.020, chapter 23, Laws of 1961 and RCW 51.04.020.

Referred to Committee on Labor and Social Security.

Senate Bill No. 315, by Senators Morgan, Rasmussen and Ryder:

An Act relating to the humane slaughter of animals; providing penalties; declaring an emergency; and repealing chapter 101, Laws of 1959 and RCW 16.50.010, 16.50.020, 16.50.030, 16.50.040, 16.50.050, 16.50.060 and 16.50.070.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 316, by Senators Dore, Riley and Neill:

An Act to implement the state supervision and enforcement of certain

charitable trusts and similar relationships, and to make uniform the law relating thereto; and declaring an emergency.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 317, by Senators Henry, Bailey and Lennart:

An Act relating to public schools; and amending section 27, chapter 266, Laws of 1947 and RCW 28.57.250.

Referred to Committee on Education.

Senate Bill No. 318, by Senators Henry, Connor, Woodall and McCormack:

An Act relating to the state employees' retirement system; and amending section 18, chapter 274, Laws of 1947 as last amended by section 9, chapter 200, Laws of 1953 and RCW 41.40.170.

Referred to Committee on Labor and Social Security.

On motion of Senator Henry, there being no objection the rules were suspended and the name of Senator McCormack was permitted as an additional sponsor to Senate Bill No. 318.

Senate Bill No. 319, by Senators Petrich and Dore:

An Act relating to divorce, annulment and separate maintenance; and adding new sections to chapter 215, Laws of 1949 and chapter 26.08 RCW.

Referred to Judiciary Committee.

Senate Bill No. 320, by Senator Petrich:

An Act relating to judicial conferences and study committees; and amending section 6, chapter 259, Laws of 1957 and RCW 2.56.060.

Referred to Judiciary Committee.

Senate Bill No. 321, by Senators Petrich and Dore (by Judicial Council request):

An Act relating to probate law and procedure; providing for the appraisal of decedents' estates for probate and inheritance tax purposes; amending section 95, chapter 156, Laws of 1917 as last amended by section 8, chapter 202, Laws of 1939, and RCW 11.44.010; amending section 83.16.040, chapter 15, Laws of 1961 and RCW 83.16.040; and declaring an effective date.

Referred to Judiciary Committee.

Senate Bill No. 322, by Senators Durkan, Mardesich and Chytil:

An Act relating to the business of carriers of passenger charter parties; adding a new chapter to Title 81 RCW; levying certain fees; providing penalties; and making an effective date.

Referred to Committee on Public Utilities.

Senate Bill No. 323, by Senators Sandison, Ryder and Hallauer:

An Act relating to the University of Washington; providing for the welfare, safety and industrial and occupational health of workmen and for testing, research, training, teaching, consulting and service in connection therewith; making appropriations from the accident fund for the construction and operation of a facility therefor at the University of Washington; adding a new section to chapter 28.77 and 51.16 RCW; declaring an emergency; and making an effective date.

Referred to Committee on Higher Education and Libraries.

SECOND READING OF BILLS

Senate Bill No. 59, by Senators Woodall, Greive and Rickdall (by Legislative Council request):

Authorizing legislative review of administrative rules and regulations.

MOTION

On motion of Senator Greive, Senate Bill No. 59 was ordered to retain its place on the second reading calendar for Wednesday, February 6, 1963.

Senate Joint Resolution No. 5, by Senator Riley:

Repealing certain constitutional provisions dealing with alien land law.

On motion of Senator Greive, Senate Joint Resolution No. 5 was ordered to retain its place on the second reading calendar for Wednesday, February 6, 1963.

Senate Concurrent Resolution No. 3, by Senators McCutcheon, Hallauer and Dore:

Deferring dissolution of world fair corporation.

The bill was read the second time by sections.

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

On page 2, line 17, after "The" and before "shall", strike "committee" and insert "Legislative Council"

Senator Woodall moved the adoption of the following amendment:

On page 2, line 4 after "WHEREAS," and before "The" insert "it is alleged"

The motion was lost and the amendment was not adopted.

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

On page 2, strike lines 1, 2 and 3, and insert "WHEREAS, The state of Washington expended public funds in the amount of \$867,300 to acquire lands which were transferred to the federal government to assure federal participation in the World Fair and such expenditure of money and disposition of property should entitle the state to a prior lien and superior claim to the remaining assets of the Century 21 Exposition, Inc. which appear insufficient to meet all outstanding claims; and"

Senator England moved the adoption of the following amendment:

On page 1, line 26, after "thus" and before "with" strike "attempting to comply" and insert "complying as interpreted by said office"

The motion was lost on a rising vote and the amendment was not adopted.

Senator Williams moved the adoption of the following amendment:

On page 2, line 21, strike the last paragraph, being lines 21 through 24 and insert:

"Be It Further Resolved, That the commencement of dissolution proceedings of the Century 21 Exposition, Inc. be deferred until April 30, 1963 unless otherwise directed prior to that date by the legislature, and after that date the liquidating trustees of the corporation shall report fully to the legislative council at least once every three months thereafter until the dissolution is completed."

Debate ensued.

On motion of Senator McCutcheon, the amendment was laid on the table.

On motion of Senator McCutcheon, the rules were suspended, Engrossed Senate Concurrent Resolution No. 3 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Mr. President, I wonder if Senator Gallagher would yield to a question.

"Senator, I was wondering if somewhere along the way there is going to be a

dissolution of the corporation, the Century 21 Exposition Corporation. I don't know whether it will be now or later, but in the passing of this resolution, does this actually change the fact that the trustees will actually have to make settlement of these seventeen lawsuits?"

Senator Gallagher:

"It is my understanding that dissolving the corporation does not relieve the corporate officers of their responsibility if they acted in violation of the law. Now, as I understand it, unless something is done—and this does not do it—as of April 30th the World's Fair Commission goes out of business and from that time on you don't have a commission and this resolution in itself does not continue that corporation."

Senator Stender:

"In other words, the resolution would not, you might say, dissolve the responsibility of any of the Fair corporation people if there is wrongdoing found later?"

Senator Gallagher:

"That is my understanding."

Debate ensued.

Senators Keefe, Cooney and Connor demanded the previous question and tained.

PARLIAMENTARY INQUIRY

Senator Dore:

"Mr. President:

"As a sponsor of the measure, could I close debate?"

MOTION

Senator Greive moved that the rules be suspended and that Senator Dore be permitted to close debate.

The motion was carried on a rising vote.

Debate ensued.

MOTION

Senator Riley moved that the rules be suspended and that Senator Gallagher be permitted to rebut.

The motion was carried.

Debate ensued.

The President stated the question before the Senate is: The final adoption of Senate Concurrent Resolution No. 3.

Senator Greive demanded a roll call and the demand was sustained by Senators Washington, Connor, Bailey, McCutcheon, Talley, DeGarmo, Dore and Stender.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 3, and the resolution was adopted by the Senate by the following vote: Yeas, 33; nays, 15; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Dore, Foley, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Talley, Washington, Woodall—33.

Those voting nay were: Senators Atwood, Cooney, Cowen, Durkan, Eng-

land, Freise, Gallagher, Guess, Keefe, Moriarty, Jr., Peterson, Riley, Stender, Thompson, Jr., Williams—15.

Those absent or not voting: Senator Foster—1.

Engossed Senate Concurrent Resolution No. 3, having received the constitutional majority, was declared adopted.

EXPLANATION OF VOTE

The undersigned have voted against Senate Concurrent Resolution No. 3, not because of opposition to an investigation of all phases of the operation of the World's Fair, but because this particular resolution is poorly drawn and needlessly requires the continuance of the entire World's Fair Commission, and C-21 Exposition, Inc., for at least two years more. The continuance of these bodies will do nothing to further the investigation of events that have heretofore taken place, and will only complicate the legal problems involved in the windup of the Fair, and will cause additional unnecessary expense.

Charles P. Moriarty, Jr., Walter B. Williams, R. Frank Atwood, Sam C. Guess, John H. Stender, Jack England, Ted G. Peterson, Albert C. Thompson, Jr., Herbert H. Freise.

MOTION

At 1:35 p. m., on motion of Senator Greive, the Senate recessed until 2:30 p. m.

AFTERNOON SESSION

The President called the Senate to order at 2:30 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

MOTIONS

On motion of Senator McCormack, the Committee on Natural Resources was relieved of further consideration of Senate Bill No. 160.

On motion of Senator McCormack, Senate Bill No. 160 was referred to Committee on Ways and Means.

On motion of Senator Henry, the Committee on State Government was relieved of further consideration of Senate Bill No. 284.

On motion of Senator Henry, Senate Bill No. 284 was referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs, and Civil Defense.

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

SECOND READING OF BILLS

Senate Bill No. 143, by Senators Neill and Bailey:

Amending election procedures relating to nominations and declarations of candidacy.

On motion of Senator Hallauer, Senate Bill No. 143 was placed at the bottom of the second reading calendar for the day.

Senate Bill No. 152, by Senators Gallagher, Thompson, Jr. and Peterson (by Departmental request):

Regulating use of waterways for purposes other than navigation.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 152 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 152, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Petrich—1.

Senate Bill No. 152, having received the constitutional majority, was declared passed.

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

Senate Bill No. 39, by Senators Talley, Donohue and Raugust:

Authorizing municipalities to enter into five-year garbage disposal contracts.

The bill was read the second time by sections.

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

In section 1, line 16, after the period following "bidder." add "Nothing in this section is intended to repeal, amend or change chapter 282, section 1, Session Laws 1957 (RCW 35.13.280)."

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 39 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 39, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Hallauer—1.

Engrossed Senate Bill No. 39, having received the constitutional majority, was declared passed.

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

Senate Bill No. 64, by Senators Talley, Rasmussen and Ryder:
 Relating to and validating certain sales by port districts.

The bill was read the second time by sections.

Senator Gallagher moved the adoption of the following amendment:

On page 2, section 3, line 5, strike section 3.

Debate ensued.

POINT OF INQUIRY

Senator Riley:

"Would Senator Rasmussen yield to a question?"

"Senator Rasmussen, line 5 starts out this way: 'All sales made prior to the effective date—'

"Can you tell me about how many sales were made?"

Senator Rasmussen:

"I think there were about twenty-five sales."

Senator Riley:

"Do you have any idea of the volume?"

Senator Rasmussen:

"Small parcels of the port district."

Senator Riley:

"In money, I mean. About how much in money did the twenty-five sales total?"

Senator Rasmussen:

"I'm not aware of that, Senator Riley."

The motion was lost on a rising vote and the amendment was not adopted.

On motion of Senator Rasmussen, the rules were suspended, Senate Bill No. 64 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Moriarty, Jr.:

"Would someone who is familiar with the bill answer what I consider to be a serious question?"

"Down at the bottom of page 1 and the top of page 2 we are doing something I have never seen done in legislation before. We are requiring some conditions which are not specified in this act be set forth in the deed conveying this property by the port officials to be covenants with the land. Now the portion I am concerned about says this: 'The conditions upon which said properties are conveyed shall be set forth in the instrument conveying title thereof with the further condition that all of the provisions herein set forth shall be covenants running with the land.'

"Now my question is, what are the provisions herein set forth and; two, this covenant running with the land, would that mean that the grantee of the property from the port could never vary from the plans and specifications approved by the port commission; and, third, if it means that, why set it forth in the legislation? Can it not be done by private arrangements between the grantor and grantee? I just direct those questions to somebody who is closer to this thing than I am."

Senator Petrich:

"Senator, this question that you raise is one which I raised when I first looked at the bill. However, the underlined provision on page 1 and page 2 is carrying over into this portion of the bill portions which were repealed by new section 2. In other words, we are not injecting anything new into these deeds of port industrial property. These are exactly the same provisions which have been in the law in reference to covenants running with the land as far as grants from the port commission to various grantees."

Senator Moriarty, Jr.:

"Well, Senator Petrich, can you tell me what the provisions herein set forth refer to? What are these provisions?"

Senator Petrich:

"The provisions herein set forth refer to a section referring, if I'm not mistaken, Senator, to substantial improvements on property conveyed within a period of some twelve months' time after the grant. Now if there is any particular reservation, perhaps this bill should be held on second reading until you are satisfied yourself; but actually there is nothing new in this underlined material. That is the picking up of a section which we repealed and putting it in the same place with reference to notices, and we combined exactly the same wording."

MOTION

On motion of Senator Gallagher, Senate Bill No. 64 was ordered to hold its place on the third reading calendar for Wednesday, February 6, 1963.

MOTIONS

On motion of Senator Greive, the remaining bills on second and third reading were ordered to hold their places on the second and third reading calendar for Wednesday, February 6, 1963.

At 3:30 p. m., on motion of Senator Greive, the Senate recessed until 7:55 p. m.

EVENING SESSION

The Senate was called to order at 7:55 p. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

At 8:00 p. m., the Senate retired to the House chamber to meet in Joint Session for the purpose of viewing the film entitled, "Washington State, Land of Contrasts."

JOINT SESSION

The Sergeant at Arms of the House announced the arrival of the Senate at the bar of the House.

The Speaker invited the Senators to seats within the House and instructed the Sergeants at Arms of the Senate and the House to escort the President of the Senate to a seat on the rostrum.

President of the Senate John A. Cherberg called the joint session to order.

The Secretary of the Senate called the roll of the Senate and all members were present.

The Clerk of the House called the roll of the House and all members were present.

President Cherberg:

"Mr. Speaker, President Pro Tempore Riley, members of the Washington State Legislature, Ladies and Gentlemen:

"The purpose of this joint session of the legislature is to view a film entitled 'Washington State, Land of Contrasts'. I am sure many members of the legislature join with the President in expressing the thought that this is the understatement of the thirty-eighth legislative session.

"Here to narrate this particular film is Mr. Mark Evans of Washington, D. C. Mr. Evans is a renowned television and radio executive who is currently doing an hour program on television in the East entitled 'Opinion in the Capitol'. In addition, Mr. Evans is vice-president of Metromedia Association, Inc., a television and radio company. Mr. Evans on occasion has given the narration on this film to audiences exceeding seven thousand people, one in particular in Constitution Hall in Washington, D. C. This film is soon to be shown on television throughout the states of New York, Washington, Kansas and in the California area.

"It is with great pride that the President at this time presents Mr. Mark Evans."

(Applause.)

Mr. Evans:

"Mr. President, Mr. Speaker, distinguished members of this august body, I bring you greetings from the District of Columbia. I have a trade that I have been asked to offer to you, your reorganization problems for the problems of filibustering in the Senate of the United States. (Laughter.)

"I am not unmindful of the honor which is mine here tonight to show you a film of which I am very proud. The flight I made from Washington, D. C. for this specific purpose was and is a small effort indeed compared to the thrill of showing you this film which I had the pleasure of making this last summer and to show it in this, I think, the most beautiful capitol building in all the world, and I have seen most of them.

(Applause.)

"I profusely apologize not for what is in the film but for what of necessity was left out of the film. I am sure you can appreciate the monumental task of trying to depict a state such as yours on celluloid. It is almost impossible, because you don't have one state; you have about seven different geographical states. I have previously made films of the Soviet Union and many other unusual places, but I have never enjoyed making one more than I did this one. This was the first of its type of any of the states of the Union.

"We came out here at the request of the Geographic Society because of the great World's Fair which you had and we thoroughly enjoyed it. I am a television commentator and executive and this lecturing business is an avocation, and I am very happy to be doing it. One of my purposes is to show on behalf of my company that we believe in the beauties of your state and are desirous of perpetuating those beauties. If there is anything wrong with your state in my estimation, it is the lack of zeal on the part of your people in selling your state to the federal Union.

"There are many things about which I am sure you are going to disagree in your meeting of the legislature of the state of Washington and I thought it might be well for you to find something on which you are completely unified. I think that is your love of one of the great and I think most beautiful states in the Union. I have a running love affair with the Evergreen state. I hope you will re-evaluate what you have as you see the film. I have yet to show it to an audience when I haven't been besieged with people who make the declaration of their avowed purpose hereafter to see for themselves the majesty of the Evergreen State.

"Thank you very much."

(Applause.)

The film "Washington State, Land of Contrasts" was then shown with narration by Mr. Evans.

President Cherberg:

"Thanks very much, Mr. Evans. The resounding reception of your film and your narration certainly is indication of the opinion of the members of the legislature of you and your film."

MOTION

On motion of Representative Copeland, the joint session was dissolved. The Speaker directed the Sergeants at Arms of the Senate and the House to escort the Senators and the President of the Senate back to the Senate chamber.

SECOND EVENING SESSION

At 9:55 p. m., the President called the Senate to order.

MOTION

At 9:55 p. m., on motion of Senator Greive, the Senate adjourned until noon, Wednesday, February 6, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-FOURTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, February 6, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo and Foster.

On motion of Senator Greive, Senator DeGarmo was excused.

On motion of Senator Neill, Senator Foster was excused.

The Color Guard, consisting of Pages Michael C. O'Connell, Color Bearer, and Theresa Pomeroy, presented the Colors.

Reverend Dave Carlson, pastor of the Assembly of God Church of Olympia, offered prayer as follows:

"God our Father, God of all creation and Father of all mankind, we humbly approach Thy throne of grace in prayer.

"We thank Thee that we can come in prayer for Thou in Thy love hast made the way possible by the cross of Christ; and we thank Thee that we desire to come, for in so doing we recognize our insufficiency and need.

"This day is Thy gift to us and we pray that Thy will shall be done both in us, and through us. Be pleased, O God, to use us as instruments of righteousness to fulfill our obligations to those who trust us. Fashion our lives upon the anvil of Thy divine will and temper us with strength and resiliency equal to the tasks of the day. Grant us, O God, that at the end of day we shall be content that good has been done to the benefit of all, and of honor to Thee.

"This we ask in the name of Christ Jesus, our Lord. Amen."

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

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"With your permission, the President should like to announce the presence of a renowned and celebrated young American. The President at this time should like to request of the Senators of the Inland Empire that they act as a committee of honor to escort our celebrated guest to the rostrum."

APPOINTMENT OF SPECIAL COMMITTEE

A committee of honor consisting of Senators Keefe, Cowen, Herrmann, Cooney, Guess and Neill escorted Mr. Maury Wills to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"The President is sure that you recognize our very prominent and princely figure, Mr. Maury Wills. This fine gentleman exercised and made a remarkable judgment in that after playing for the Seattle Rainiers and Spokane Indians, decided that the Evergreen State was the one place in the world where he would like to reside with his very lovely wife and exceptionally fine five young children.

"Mr. Wills is certainly looking forward to February 23rd because that is the date on which he reports for spring training. But what is even more important than that, he will be able to obtain a little rest at that time. Since the close of the last baseball season, Maury has traveled over 55,000 miles around the world, you might say twice, to greet and meet all of the many fans that he has developed so magnificently. This total mileage is approximately one-third the distance Maury traveled around the bases for the Los Angeles Dodgers last season.

"It was either Bugs Baer or Ring Lardner who said, in describing a rather slow, heavy footed fellow named Ping Bodie who once tried to steal second base: 'Ping had larceny in his heart and lead in his feet.'

"Just the opposite is true of Maury Wills. He has larceny in his heart, it's true, but he has mercury in his feet and for that reason was able to successfully negotiate the theft of 104 bases last season.

"In addition to the many 'Whereas's' that you heard last week when you so generously adopted the Senate Resolution, what was not included in this particular resolution was the fact that Maury was also made an honorary member of Folsom Prison and San Quentin for his fine achievement.

"Maury, as we all know, has brought credit upon the state of Washington, and it is certainly fitting and proper that this resolution was adopted.

"Senator Davey Cowen and Senator James Keefe, through the kind offices of the Secretary of State, the Honorable Victor A. Meyers, have designated our guest as a distinguished citizen of the state of Washington.

"To All to Whom These Presents Shall Come, Greetings. Know ye Maury Wills is hereby appointed Distinguished Citizen of the State of Washington.' And this is signed by Senator Doctor David C. Cowen, Senator James Keefe, and your own President, along with Victor A. Meyers

"Now, Maury, it is with extreme pleasure that Senator Keefe, Senator Cowen, and the other members of the Senate and I present this to you and we do this only with the thought in mind that you have to do something for us; namely, that you will favor us with some well chosen words.

"Congratulations."

Mr. Maury Wills:

"Mr. President, members of the Senate, Ladies and Gentlemen:

"Again I want to say that you have added another glorious moment to my career and also to my life. It is indeed an honor and pleasure to come to Seattle and here at the Capitol to visit with you and get a chance to know you and give you a chance to know me a little better as an individual, rather than just a ball player that you read about in the papers.

"I received many awards this year. I have traveled all over the country, but I must say I cherish this award today more than anything I have received because this is at home, and these are things you really appreciate. It's just like the frosting on the cake and as I have said before, to me without frosting a cake just isn't a cake.

"I came to the state of Washington with my family in 1957 when I played in Seattle for the Rainiers. Ever since we started playing baseball back in 1951, my wife and I have continuously looked for some place where we could settle down and raise our children, some place to call home, some place that would be beneficial to us and a place that we could be beneficial to; and not until we came here to the state of Washington, over in God's country in Spokane, did we find a place where we wanted to stay.

"We are so proud to be citizens of the state of Washington and to be Spokanites. A lot of players down in Los Angeles can't understand why I wanted to come up here to 'live in the woods', as they say. I often tell them that the good fresh air up here would kill them anyhow after being in all of the smog down there. They really don't know what living is until they come up to the Northwest.

"I would like to tell you a little bit about my baseball career. Back in 1959, right after playing in the World Series, I came home and about five years prior to that I started getting aches in my knees. Every night after a ballgame, my knees would just ache. Finally I was introduced to Dr. David C. Cowen, our senator. He x-rayed my teeth and found two abscessed teeth which he fixed for me. Believe me, my legs haven't hurt since. My back hurts now!

"Often I have said this: that I was fortunate that I was blessed in being able to steal 104 bases that I couldn't have stolen those bases without people like Jim Gilliam hitting behind me or without the management giving me the 'go' sign, the 'green light' as we call it. I was on my own all the time. I didn't have to wait for a steal sign. Whenever I got ready to run, I could run; but only because of players like Elston Howard to hit home runs and keep the score close, or pitchers like Don Drysdale and Sandy Koufax to hold down the opposition so the score would be close and you might have a steal situation. This is the first time I have had a chance to mention what Senator Cowen did for me. I know without his help I wouldn't have been able to steal those bases. Behind every successful story there is always somebody behind the scenes that does a lot and he is the one behind the scenes in this case.

"I don't know what else I can talk about but again I want to say that we are so proud to be here in the state of Washington and even though they have tried to lure us to Los Angeles on many occasions, they can't pry us from Spokane with a crowbar! My family and my kids are just so happy there. The bus comes and picks them up in the morning and takes them to school right in front of the house and brings them right back. They have a lot of wonderful friends in the school. All the coaches like them and they play sports.

"A cute little story is that my oldest boy is a pretty good baseball player. He made a couple of errors one time and the coach couldn't understand it. He said 'Barry—his name is Barry—Your daddy is a shortstop for the Los Angeles Dodgers. Why do you make those errors?'

"After about three times of this, my boy said 'With all due respects, my name is Barry, not Maury.'

"Thank you again very much and if you ever get over to Spokane, I certainly would like to show you all the hospitality and brotherly love and good Christian fellowship that you have shown me here today.

"Thank you very much."

Senator Riley:

"Mr. President:

"Just off the record I might say to Maury in reference to your back ailment, there is another Spokaneite by the name of Day who, I understand, is a chiropractor. He is also located in the Capitol and you might wish to pay him a visit."

The President:

"Maury, members of the Senate, Ladies and Gentlemen:

"The President certainly appreciates the sincere and honest remarks you have just given us. It isn't often that we have a person of your stature visiting our Senate chamber. It's good to realize that you are so aware of the good fortune that you have received and the assistance and cooperation of your teammates, your coaches and managers.

"As you are so well aware, Maury, the political arena in the state of Washington is something of a haven for broken down coaches and athletes. For this reason the President and members of the Senate join in wishing you long and continued success on the baseball diamond.

"Senator Cowen has received a great deal of credit for his part in the success of

Maury Wills. What Maury did not say was that he is still paying Senator Cowen every month, just like alimony.

"Maury, with your permission, we will go ahead with the official business but we would love to have you stay on the rostrum."

MOTIONS

On motion of Senator Henry, the Committee on State Government was relieved of further consideration of Senate Bill No. 311.

On motion of Senator Henry, Senate Bill No. 311 was referred to the Committee on Ways and Means.

On motion of Senator Dore, the Senate chamber was made available to the Appropriations Committee for the purpose of holding a public hearing at 8:00 p. m., Thursday, February 14, 1963.

The Secretary read:

SENATE RESOLUTION
1963 -12-

By Senator Donohue:

WHEREAS, Population statistics reported in the 1960 federal census are no longer completely accurate and reliable because of the changing conditions inevitably occurring with the passage of time; and

WHEREAS, Since the 1960 federal census many new voting precincts have been formed; and

WHEREAS, The registration of voters under Washington law is not sufficiently current to reflect recent losses in populations in some areas; e.g., losses of population resulting from the freeway developments presently under way in Seattle and metropolitan King county as well as other areas in the state; and

WHEREAS, Delineation of legislative district boundaries by city streets rather than precinct lines requires the compilation and translation of information heretofore unprepared; and

WHEREAS, The legislature requires current information concerning factors other than population which the federal courts have expressly pointed out to be proper considerations to the preparation of legislative districting and apportionment;

Now, Therefore, Be It Resolved, By the Senate of the state of Washington, that the Chairman of the Senate's Standing Committee on Constitution, Elections and Legislative Processes appoint and chair a special committee of members from the membership of the Committee on Constitution, Elections and Legislative Processes to conduct a fact-finding survey to provide current and accurate information necessary and proper for the fair and equitable reapportionment and redistricting of the state legislature; and

Be It Further Resolved, That the committee seek the advice and assistance of the personnel of those governmental agencies (including legislators) who are in a position to provide such information and service.

On motion of Senator Donohue, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 39; also Senate Concurrent Resolution No. 3, have compared same with the original bills and find them correctly engrossed.

....., Chairman.

We concur in this report: Fred H. Dore, Martin J. Durkan, Michael J. Gallagher, John A. Petrich, Perry B. Woodall.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., January 30, 1963.

LEONARD HEGLAND, to the position of Director, Department of Public Assistance, appointed September 9, 1961, for the term ending at the pleasure of the Governor (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, John N. Ryder, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., January 30, 1963.

CHARLES R. OLMSTEAD, to the position of member of the Public Assistance Advisory Committee, appointed October 24, 1961, for the term ending June 10, 1967 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., January 30, 1963.

JOHN A. MOWERY, to the position of member of the Public Assistance Advisory Committee, appointed June 15, 1962, for the term ending June 10, 1968 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., January 30, 1963.

WINFIELD A. McLEAN, to the position of member of the Public Assistance Advisory Committee, appointed June 11, 1962, for the term ending June 10, 1968 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Washington, January 30, 1963.

GEORGE M. WITTER, to the position of member of the Public Assistance Advisory Committee, appointed October 24, 1961, for the term ending June 10, 1967 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Don L. Talley.

Passed to Committee on Rules and Joint Rules.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, January 29, 1963.

To the Honorable, the Senate of the State of Washington:

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the position of Member, Public Assistance Advisory Committee, subject to your confirmation:

Elsie Wedekind, appointed April 21, 1961, for the term ending June 10, 1963, succeeding Robert M. Christiansen.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

Senate Chamber,
Olympia, Wash., January 30, 1963.

ELSIE WEDEKIND, to the position of member of the Public Assistance Advisory Committee, appointed April 21, 1961, for the term ending June 10, 1963 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Don L. Talley.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Greive that the rules be suspended and the appointment of Elsie Wedekind to the position of member of the Public Assistance Advisory Committee be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President, members of the Senate:

"Max Wedekind was my seatmate for sixteen years. His wife, of course, has been a good friend of mine during all of that period of time. I feel confident she is going to be approved anyway and I would like to prevail upon the Senate to grant her that courtesy which we grant to former members of the Senate and consider her appointment today. I think it is little enough honor for a fellow legislator who served us for many years."

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President:

"I don't want to raise an objection to this. We have made exceptions in the case of former Senators. The theory on which we make that exception is that having served with the individual, we know the particular party and there is no point in referring their name to any committee because we have worked with them and know them. Now I am perfectly willing to go along with this matter today, but it would be my hope in the future that on names other than former members of the body with whom we have served, that they be referred to committee. On this one we are willing to go ahead."

Senator Greive:

"May I explain for Senator Woodall's information, we just thought we would accord her a little honor in view of her husband's service and consider her immediately."

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, members of the Senate:

"Many of you know Elsie Wedekind and know of her long years of interest in legislative work. She will do excellent work on this committee and I urge you to support the appointment of the Governor.

"Thank you."

The motion was carried.

APPOINTMENT OF ELSIE WEDEKIND

The Secretary called the roll on the appointment of Elsie Wedekind to the position of member of the Public Assistance Advisory Committee and her appointment was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Cowen, DeGarmo, Foster, Raugust—4.

Having received the approval of the Senate, the appointment of Elsie Wedekind to the position of member of the Public Assistance Advisory Committee was confirmed.

REPORTS OF STANDING COMMITTEES

Senate Bill No. 43:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Authorizing state-wide subpoena (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert F. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 53:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Providing personal exemptions from attachment (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 54:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Increasing the exemption of wages in garnishment proceedings.

MAJORITY recommends that it do pass as amended.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 56:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Assumptions by state of certain specified jurisdiction over Indians (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Senate Bill No. 56:

Assumption by state of certain specified jurisdiction over Indians (reported by Judiciary Committee):

MINORITY recommends that it no not pass., *Chairman*.

We concur in this report: John L. Cooney, Martin J. Durkan, Michael J. Gallagher, William A. Gissberg, Karl V. Herrmann, August P. Mardesich.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 60:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Permitting counsel for defense to review the presentence report (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 60:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Clarifying application of the fire district tax levy to property lying within forest patrol assessment areas (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Michael J. Gallagher, Sam C. Guess, George W. Kupka, Ted G. Peterson, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 128:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Providing for the continuity of the government of the state (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

Recommends that it do pass as amended. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 141:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Adopting the vehicle equipment safety compact (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice-Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, W. C. Raugust, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 250:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Authorizing city to aid in support of areas receiving its electricity services (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 291:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Permitting change in sign designation of state highway routes (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice-Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 7:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Changing by constitutional amendment the publication requirements for city charters (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, George W. Kupka, Ted G. Peterson, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The noted Senator from Pierce county, Senator George W. Kupka, has just called the attention of the President to the presence of an illustrious and renowned former member of the Washington State Senate."

APPOINTMENT OF SPECIAL COMMITTEE

"Would the outstanding group of Senators from Pierce county please act as a committee of honor to escort our distinguished visitor to the rostrum? The President is sure that you will recognize your former President Pro Tempore, the Honorable Gerald G. Dixon."

A committee of honor consisting of Senators Kupka, Knoblauch, McCutcheon, Petrich and Rasmussen, escorted former Senator Gerald G. Dixon to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"It is with great pride and pleasure the President at this time presents the remarkably fine Senator and gentleman from Pierce county, President Pro Tempore Gerald Dixon."

Senator Dixon:

"Mr. President, Fellow Senators and Mrs. Morgan:

"I want to thank you very, very much for the little demonstration you gave me when I came in.

"You know, of course, that formerly I was down here in the legislature for a total of twenty-four years. That's quite a while and finally I decided to retire, and I have been sorry I did ever since because I can't forget my legislative days.

"The highest honor that any person can receive is to be elected a representative of the people, and I come from a good county, Pierce County. The whole state knows of Senator McCutcheon lately, what he is doing down here, and he's right! I would like to add my voice to see that the World's Fair Commission is not discontinued until the legislature that put ten and a half million dollars, I voted for it too as I was here then, finds out whether they are going to get any of it back or whether it was well spent or not. That is all we want to know.

"Well, gentlemen, I could go on and say quite a bit but it is wonderful to be among you again. When I was first elected during the same year as Senator Cowen, we were in the House together and we have had many, many times together and are bosom pals today. I would do anything for Senator Cowen and I think he would do anything for me. There is a greet feeling between us Senators.

"I am sorry there was a coalition in the House. They got away to a bad start. I was a victim of a coalition once, that was in 1951. It is just like an opportunist. Somebody wanted a quick, short take and I was a victim of a coalition, but the parties to the coalition said they would never do it again and I came back, and in 1959 I was elected President Pro Tempore with forty-eight votes. I think that is a record in itself.

"I want to say, gentlemen, I just love all of you. The Republicans in the Senate are just as good as the Democrats, but there are more Democrats. I have learned to work with you, I have had a lot of favors from you and I think a lot of you. Thank you, gentlemen, for everything."

The President:

"Thank you very much, Senator Dixon, for your very fine words."

Senator Rasmussen:

"Mr. President:

"If the President would direct the Sergeant at Arms to my desk, I would like to suspend Rule 40 in honor of the most fighting Senator we have had, Senator Dixon."

The President:

"Thank you, Senator Rasmussen. Would the Sergeant at Arms please wait on Senator Rasmussen? Senator Gallagher, do you wish to speak in rebuttal?"

Senator Gallagher:

"Mr. President, members of the Senate:

"I was under the impression that Senator McCutcheon did a pretty good job yesterday. I didn't think he would have to call upon the reserve troops to come in and hold his position."

The President:

"The President would like to exercise the privilege of making a remark, Senator. Many of us were sorry to see you leave, but a number of people who serve on various boards and commissions have agreed since your absence that they were not sorry to see you go."

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 5, 1963.

MR. PRESIDENT:

The House has passed: House Bill No. 47; also
House Bill No. 52; also

House Bill No. 60; also
 House Bill No. 70; also
 House Bill No. 114; also
 House Bill No. 141, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 324, by Senators McCormack, Ryder and Hallauer (by Executive request):

An Act relating to the development, regulation, and utilization of sources of ionizing radiation; amending section 3, chapter 207, Laws of 1961 and RCW 70.98.030; amending section 8, chapter 207, Laws of 1961 and RCW 70.98.080; amending section 11, chapter 207, Laws of 1961 and RCW 70.98.110; amending section 15, chapter 207, Laws of 1961 and RCW 70.98.150; and amending section 18, chapter 207, Laws of 1961 and RCW 70.98.180.

Referred to Committee on Natural Resources.

Senate Bill No. 325, by Senator McCormack:

An Act relating to legal publications; amending section 1, chapter 99, Laws of 1921, as last amended by section 1, chapter 279, Laws of 1961, and RCW 65.16.020; amending section 1, chapter 213, Laws of 1941 and RCW 65.16.040; and amending section 2, chapter 213, Laws of 1941 and RCW 65.16.050.

Referred to Judiciary Committee.

Senate Bill No. 326, by Senators Morgan and Rasmussen:

An Act relating to highways; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 327, by Senators Thompson, Jr., Talley and Stender (by Departmental request):

An Act relating to food fish and shellfish; and amending section 2, chapter 171, Laws of 1957, as amended by section 3, chapter 309, Laws of 1959 and RCW 75.28.013.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 328, by Senators Gissberg and Thompson, Jr.:

An Act relating to drugs and medicine; regulating the possession, sale and dispensing thereof; requiring licenses for the privilege of manufacturing, selling, dispensing and compounding the same, and fixing fees therefor; adding additional members to the state board of pharmacy, and prescribing additional powers and duties; prescribing penalties; amending section 10, chapter 121, Laws of 1899, as last amended by section 1, chapter 153, Laws of 1949, and RCW 18.64.040; amending section 12, chapter 213, Laws of 1909 as last amended by section 4, chapter 153, Laws of 1949, and RCW 18.64.043; amending section 5, chapter 153, Laws of 1949, and RCW 18.64.045; amending section 16, chapter 121, Laws of 1899, as last amended by section 3, chapter 153, Laws of 1949, and RCW 18.64.047; amending section 9, chapter 98, Laws of 1935, and RCW 18.64.050; amending section 3, chapter 180, Laws of 1923, as last amended by section 1, chapter 56, Laws of 1931, and RCW 18.64.080; amending section 9,

chapter 180, Laws of 1923, and RCW 18.64.110; amending section 11, chapter 121, Laws of 1899, as last amended by section 2, chapter 153, Laws of 1949, and RCW 18.64.140; amending section 10, chapter 213, Laws of 1909, and RCW 18.64.160; amending section 11, chapter 213, Laws of 1909, and RCW 18.64.200; amending section 13, chapter 121, Laws of 1899, as last amended by section 6, chapter 98, Laws of 1935, and RCW 18.64.250; amending section 14, chapter 121, Laws of 1899, and RCW 18.64.270; amending section 13, chapter 213, Laws of 1909, and RCW 18.64.280; amending section 1, chapter 98, Laws of 1935; and RCW 43.69.010; amending section 2, chapter 98, Laws of 1935, and RCW 43.69.020; amending section 3, chapter 98, Laws of 1935, and RCW 43.69.030; amending section 69.33.410, chapter 27, Laws of 1959, and RCW 69.33.410; amending section 2, chapter 6, Laws of 1939, and RCW 69.40.070; adding new sections to chapter 121, Laws of 1899 and chapter 18.64 RCW; adding new sections to chapter 98, Laws of 1935, and chapter 43.69 RCW; adding new sections to chapter 69.40 RCW; repealing section 10, chapter 98, Laws of 1935, and RCW 18.64.055; repealing section 2, chapter 180, Laws of 1923, and RCW 18.64.060; repealing section 1, chapter 180, Laws of 1923, and RCW 18.64.065; repealing section 4, chapter 180, Laws of 1923, as amended by section 2, chapter 253, Laws of 1927, and RCW 18.64.070; repealing section 5, chapter 180, Laws of 1923, as amended by section 3, chapter 253, Laws of 1927, and RCW 18.64.090; repealing section 7, chapter 180, Laws of 1923, and RCW 18.64.100; repealing section 6, chapter 121, Laws of 1899, as amended by section 3, chapter 213, Laws of 1909, and RCW 18.64.120; and repealing section 2, chapter 23, Laws of 1955, and RCW 69.40.062.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 329, by Senators Hess, Bailey and Thompson, Jr.:

An Act relating to the state employees' retirement system; amending section 43, chapter 274, Laws of 1947 as last amended by section 13, chapter 291, Laws of 1961, and RCW 41.40.410; and adding a new section to chapter 274, Laws of 1947 and to chapter 41.40 RCW.

Referred to Committee on Education.

Senate Bill No. 330, by Senators Dore and Greive:

An Act relating to the superior courts; and amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 67, Laws of 1961 and RCW 2.08.061.

Referred to Judiciary Committee.

Senate Bill No. 331, by Senators Donohue and Freise:

An Act relating to beneficial insects; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 332, by Senator Rasmussen:

An Act relating to joint tenancies; and amending section 1, chapter 2 Laws of 1961 and RCW 64.28.010.

Referred to Judiciary Committee.

Senate Bill No. 333, by Senators Rasmussen and Kupka:

An Act for the relief of Andre Garth Mitchell; and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 334, by Senators DeGarmo, Gallagher and Cooney:

An Act relating to public employment; and amending section 25, chapter 1, Laws of 1961 and RCW 41.06.250.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 335, by Senators Charette, Thompson, Jr. and DeGarmo (by Departmental request):

An Act relating to food fish and shellfish; adding a new section to chapter 75.32 RCW; and repealing section 75.32.100, chapter 12, Laws of 1955 and RCW 75.32.100.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 336, by Senators Charette, Rasmussen, and DeGarmo (by Departmental request):

An Act relating to food fish and shellfish; and amending section 75.32.090, chapter 12, Laws of 1955 and RCW 75.32.090.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 337, by Senators Rasmussen, Dore and Durkan:

An Act relating to unemployment compensation; amending section 33, chapter 35, Laws of 1945 as last amended by section 2, chapter 8, Laws of 1953 first extraordinary session and RCW 50.04.320; and amending section 80, chapter 35, Laws of 1945 as last amended by section 2, chapter 321, Laws of 1959 and RCW 50.20.120.

Referred to Committee on Labor and Social Security.

Senate Bill No. 338, by Senators Charette, Rasmussen and Talley (by Departmental request):

An Act relating to food fish and shellfish; and amending section 75.28.020, chapter 12, Laws of 1955 and RCW 75.28.020.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 339, by Senators Charette, Rasmussen and Thompson, Jr. (by Departmental request):

An Act relating to food fish; and adding a new section to chapter 75.20 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 340, by Senators Charette, Rickdall and Thompson, Jr. (by Departmental request):

An Act relating to food fish and shellfish; and amending section 75.28.350, chapter 12, Laws of 1955 and RCW 75.28.350.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 341, by Senators Hallauer and Peterson:

An Act relating to food fish and shellfish; and adding a new section to chapter 12, Laws of 1955 and to chapter 75.08 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 342, by Senators Hess and Bailey:

An Act relating to industrial insurance; and amending section 51.16.120, chapter 23, Laws of 1961 and RCW 51.16.120.

Referred to Committee on Labor and Social Security.

Senate Bill No. 343, by Senators Durkan, Freise and Cooney (by Departmental request):

An Act relating to public service companies; amending section 80.04.010, chapter 14, Laws of 1961 and RCW 80.04.010; amending section 81.04.235, chapter 14, Laws of 1961 and RCW 81.04.235, amending section 81.12.010, chapter 14, Laws of 1961 and RCW 81.12.010; amending section 81.80.270, chapter 14, Laws of 1961 and RCW 81.80.270; amending section 81.80.040, chapter 14, Laws of 1961 and RCW 81.80.040; amending section 81.80.318, chapter 14, Laws of 1961 and RCW 81.80.318; amending section 81.24.010, chapter 14, Laws of 1961 and RCW 81.24.010; amending section 9, chapter 295, Laws of 1961, and RCW 81.77.080; adding a new section to chapter 14, Laws of 1961 and to chapter 80.04 RCW; adding a new section to chapter 14, Laws of 1961 and to chapter 81.04 RCW; adding two new sections to chapter 14, Laws of 1961 and to chapter 81.80 RCW; repealing section 81.80.350, chapter 14, Laws of 1961 and RCW 81.80.350; repealing section 1, chapter 177, Laws of 1961 and RCW 81.40.096; repealing section 2, chapter 177, Laws of 1961 and RCW 81.40.097; and providing an effective date.

Referred to Committee on Public Utilities.

Senate Bill No. 344, by Senators Hallauer and Peterson:

An Act relating to game and game fish; and adding a new section to chapter 36, Laws of 1955 and to chapter 77.12 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 345, by Senators Lennart, Riley and Hallauer:

An Act relating to administrative rules and regulations; and amending section 5, chapter 234, Laws of 1959 and RCW 34.04.050.

Referred to Committee on State Government.

Senate Bill No. 346, by Senators Sandison, Neill and Durkan:

An Act relating to revenue and taxation; and amending section 82.44.060, chapter 15, Laws of 1961 and RCW 82.44.060.

Referred to Committee on Ways and Means.

Senate Bill No. 347, by Senators Gissberg, Henry and Woodall (by Executive request):

An Act relating to the support of abandoned wives and children and amending the Uniform Reciprocal Enforcement of Support Act; amending section 2, chapter 196, Laws of 1951 and RCW 26.21.010; amending section 4, chapter 196, Laws of 1951 and RCW 26.21.030; amending section 5, chapter 196, Laws of 1951 and RCW 26.21.040; amending section 6, chapter 196, Laws of 1951 and RCW 26.21.050; amending section 7, chapter 196, Laws of 1951 and RCW 26.21.060; amending section 8, chapter 196, Laws of 1951 and RCW 26.21.070; amending section 9, chapter 196, Laws of 1951 and RCW 26.21.080; amending section 10, chapter 196, Laws of 1951 and RCW 26.21.090; amending section 11, chapter 196, Laws of 1951 and RCW 26.21.100; amending section 12, chapter 196, Laws of 1951 and RCW 26.21.110; amending section 18, chapter 196, Laws of 1951 and RCW 26.21.170; amending section 13, chapter 196, Laws of 1951 and RCW 26.21.120; amending section 14, chapter 196, Laws of 1951 and RCW 26.21.130; amending section 15, chapter 196, Laws of 1951 and RCW 26.21.140; amending section 16, chapter 196, Laws of 1951 and RCW 26.21.150; amending section 17, chapter 196, Laws of 1951 and RCW 26.21.160; and adding new

sections to chapter 196, Laws of 1951 and chapter 26.21 RCW; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 348, by Senator Hallauer:

An Act relating to crimes and punishments; allowing local elections to determine if certain criminal statutes shall be null and void in the local area; permitting local control thereafter; providing penalties; and amending section 217, chapter 249, Laws of 1909 and RCW 9.47.010; amending section 218, chapter 249, Laws of 1909 and RCW 9.47.020; amending section 220, chapter 249, Laws of 1909 and RCW 9.47.030; amending section 212, chapter 249, Laws of 1909 and RCW 9.59.010; amending section 213, chapter 249, Laws of 1909 and RCW 9.59.020; and amending section 242, chapter 249, Laws of 1909 and RCW 9.76.010.

Referred to Judiciary Committee.

Senate Bill No. 349, by Senators Sandison, Rickdall, Durkan, Freise, Guess, McMillan, Charette, Knoblauch, Connor, Kupka, Williams, Thompson, Jr., Ryder, Moriarty, Jr., Cowen, Riley, Chytil, Talley and Stender:

An Act relating to the taxation of timber and timberlands; and adding five new sections to chapter 15, Laws of 1961 and to chapter 84.40 RCW.

Referred to Committee on Ways and Means.

On motion of Senator Sandison, there being no objection the rules were suspended and additional sponsors were permitted to Senate Bill No. 349.

Senate Bill No. 350, by Senators Freise, Petrich and Dore:

An Act relating to industrial insurance; amending section 51.52.120, chapter 23, Laws of 1961 and RCW 51.52.120; and amending section 51.52.132, chapter 23, Laws of 1961 and RCW 51.52.132.

Referred to Committee on Labor and Social Security.

Senate Joint Memorial No. 10, by Senators Rasmussen, McCutcheon, Petrich, Kupka and Knoblauch:

Memorial to Congress requesting a dam to be named after Homer T. Bone.

On motion of Senator Rasmussen, there being no objection the rules were suspended and the names of the Pierce County Senators McCutcheon, Petrich, Kupka and Knoblauch were permitted as additional sponsors to Senate Joint Memorial No. 10.

MOTIONS

On motion of Senator Rasmussen, the rules were suspended, Senate Joint Memorial No. 10 was advanced to second reading and read the second time in full.

Senator Woodall moved that Senate Joint Memorial No. 10 retain its place on tomorrow's second reading calendar and that copies be printed and made available to the members for study.

The motion was carried.

Senate Joint Resolution No. 9, by Senator Riley:

Changing election dates for governor and lieutenant governor.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 10, by Senators Greive, Hanna and Lennart (by Executive request):

Providing for a constitutional convention.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 47, by Representatives Newschwander, Adams and McFadden:

An Act relating to dental hygienists; amending section 28, chapter 16, Laws of 1923, and RCW 18.29.020; amending section 29, chapter 16, Laws of 1923 and RCW 18.29.030; amending section 33, chapter 16, Laws of 1923, and RCW 18.29.040; amending section 27, chapter 16, Laws of 1923, and RCW 18.29.050; amending section 32, chapter 16, Laws of 1923, and RCW 18.29.070; and adding a new section to chapter 16, Laws of 1923 and to chapter 18.29 RCW.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 52, by Representatives Newschwander, Adams and McFadden:

An Act relating to dentistry; amending section 1, chapter 130, Laws of 1951 as last amended by section 21, chapter 52, Laws of 1957 and RCW 18.32-.030; and amending section 5, chapter 112, Laws of 1935 and RCW 18.32.040.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 60, by Representatives Flanagan, Moos and Jolly:

An Act relating to weed districts; and amending section 4, chapter 13, Laws of 1957 as amended by section 9, chapter 250, Laws of 1961, and RCW 17.04.260.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 70, by Representatives Adams, McFadden and Lewis:

An Act relating to licensed practical nurses; amending section 1, chapter 222, Laws of 1949 and RCW 18.78.010; amending section 6, chapter 222, Laws of 1949 and RCW 18.78.060; amending section 9, chapter 22, Laws of 1949 and RCW 18.78.080; amending section 10, chapter 222, Laws of 1949 and RCW 18.78.090; adding a new section to chapter 222, Laws of 1949 and to chapter 18.78 RCW; and repealing section 1, chapter 231, Laws of 1961 and RCW 18.78.180.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 114, by Representatives Adams and McFadden (by Department of Licenses request):

An Act relating to midwifery; and repealing sections 1 through 12, chapter 160, Laws of 1917 and RCW 18.50.010 through 18.50.130 and 18.50.900.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 141, by Representatives Henry, Schaefer and Huntley:

An Act relating to civil service in cities and towns; and amending section 7, chapter 13, Laws of 1937 and RCW 41.12.070; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

MOTION

At 1:00 p. m., on motion of Senator Greive, the Senate adjourned until 2:00 p. m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo, Dore and Foster.

SECOND READING OF BILLS

Senate Bill No. 59, by Senators Woodall, Greive and Rickdall (by Legislative Council request):

Authorizing legislative review of administrative rules and regulations.

On motion of Senator Greive, Senate Bill No. 59 was ordered to retain its place on the second reading calendar for Thursday, February 7, 1963.

Senate Joint Resolution No. 5, by Senator Riley:

Repealing certain constitutional provisions dealing with alien land law.

The resolution was read the second time by sections.

On motion of Senator Riley, the rules were suspended, Senate Joint Resolution No. 5 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 5, and the resolution passed the Senate by the following vote: Yeas, 43; nays, 4; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thomposn, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators McMillan, Mardesich, Morgan, Rasmusen—4.

Those absent or not voting were: Senators DeGarmo, Foster—2.

Senate Joint Resolution No. 5, having received the constitutional majority, was declared passed.

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

Senate Bill No. 122, by Senators Durkan, Foley and Lennart (by Legislative Budget Committee request):

Changing allowable period in which a tax deficiency may be offset against a tax refund.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 122 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 122, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators DeGarmo, Foster, Hanna—3.

Senate Bill No. 122, having received the constitutional majority, was declared passed.

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

Senate Bill No. 115, by Senators Neill, Durkan and Moriarty, Jr. (by Legislative Budget Committee request):

Providing changes in assessments against state lands.

The bill was read the second time by sections.

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

On page 5, section 6, line 29 after "pay" insert [them.] "*them,*" and strike "*such assessments,*"

On page 5, section 6, line 30, after "funds" insert "*specifically*" and strike "*that his agency has available for the payment of assessments against state lands or which have been specifically*"

On page 5, section 6, line 32, after "appropriated" insert "to his agency". After "therefor" on line 32 strike the period and add "*or from any funds of his agency which under existing law have been or are required to be expended to pay assessments on a current basis.*"

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 115 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 115, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators DeGarmo, Foster—2.

Engrossed Senate Bill No. 115, having received the constitutional majority, was declared passed.

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

Senate Bill No. 121, by Senators Durkan, Foley and Lennart (by Legislative Budget Committee request):

Extending period for applying for use tax refund.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 121 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 121, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators DeGarmo, Dore, Foster—3.

Senate Bill No. 121, having received the constitutional majority, was declared passed.

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

Senate Bill No. 143, by Senators Neill and Bailey:

Amending election procedures relating to nominations and declarations of candidacy.

The bill was read the second time by sections.

Senator Hallauer announced that he had sent an amendment to the Secretary's desk.

POINT OF INQUIRY

Senator Hess:

"Senator Hallauer, do you have any objection to having copies mimeographed and distributed and holding this amendment over for tomorrow's calendar?"

Senator Hallauer:

"No, I have no objection. Prior to this I gave copies of the amendment to Senator Neill, the Republican caucus chairman, for their examination."

MOTION

On motion of Senator Hallauer, Senate Bill No. 143 was ordered to retain its place on the second reading calendar for Thursday, February 7, 1963.

PERSONAL PRIVILEGE

Senator Bailey:

"Mr. President:

"I have no objection to carrying this bill over today, however, if every time someone brings in an amendment and we have to carry the bill over when there have been three or four days to study the matter, it looks like we will never get to the bill. I think we should do it this time but after this when we have had three or four days, that should be sufficient time without doing this very thing all the time.

"We have a very good little bill here and there are a lot of amendments that could be attached to it. Doubtless they are going to try to do that very thing and we can be forever on this little bill if we keep fooling around. I will go along this time but I think after this we should proceed with the order of business."

PERSONAL PRIVILEGE

Senator Hess:

"Personal privilege, Mr. President:

"I think any member here is derelict in his duties if he would vote on a two page amendment without reading it and it would be my intention that anything I do not understand I will ask be held over until I have had adequate chance to read what is before us."

THIRD READING OF BILLS

Senate Bill No. 64, by Senators Talley, Rasmussen and Ryder:
Relating to and validating certain sales by port districts.

MOTION

On motion of Senator Talley, Senate Bill No. 64 was returned to second reading and read the second time by sections.

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

On page 2, section 1, line 1, strike "provisions herein" and insert "said conditions"

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

On page 2, section 1, line 2, following "land." insert "All properties acquired in the manner herein set forth shall be devoted to the public use herein provided for."

Senator Gallagher moved the adoption of the following amendment:

On page 2, section 3, line 5, strike section 3.

Debate ensued.

MOTION

Senator Kupka moved that the amendment by Senator Gallagher be laid on the table.

The President stated the question before the Senate is: It has been moved that the amendment by Senator Gallagher be tabled.

The motion was carried on a rising vote and the amendment was laid on the table.

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 64 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 64, and the bill passed the Senate by the following vote: Yeas, 41; nays, 6; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—41.

Those voting nay were: Senators Freise, Gallagher, Lennart, Moriarty, Jr., Riley, Thompson, Jr.—6.

Those absent or not voting were: Senators DeGarmo, Foster—2.

Engrossed Senate Bill No. 64, having received the constitutional majority, was declared passed.

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

THIRD READING OF BILLS

Senate Bill No. 92, by Senators Riley, Mardesich and Dore:

Extending daylight saving time.

Senator Riley moved that the rules be suspended, the second reading considered the third, and Senate Bill No. 92 be placed on final passage.

Debate ensued.

Senator Greive moved that Senate Bill No. 92 be ordered to hold its place on the third reading calendar for tomorrow.

Debate ensued.

Senator Riley demanded the previous question and the demand was sustained.

The motion to place Senate Bill No. 92 on the third reading calendar for tomorrow was lost.

Senator Gissberg demanded the previous question and the demand was sustained.

The President stated the question before the Senate is: It has been moved that the rules be suspended, the second reading considered the third, and Senate Bill No. 92 be placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 92, and the bill passed the Senate by the following vote: Yeas, 28; nays, 19; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Connor, Cooney, Cowen, Dore, Durkan, England, Foley, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Kupka, Morgan, Moriarty, Jr., Neill, Rickdall, Riley, Ryder, Thompson, Jr., Williams—28.

Those voting nay were: Senators Charette, Chytil, Donohue, Gissberg, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Peterson, Petrich, Rasmussen, Raugust, Sandison, Stender, Talley, Washington, Woodall—19.

Those absent or not voting were: Senators DeGarmo, Foster—2.

Senate Bill No. 92, having received the constitutional majority, was declared passed.

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

MOTION

At 3:25 p.m., on motion of Senator Greive, the Senate adjourned until 11:00 a.m., Thursday, February 7, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-FIFTH DAY

MORNING SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, February 7, 1963.

The Senate was called to order at 11:00 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator DeGarmo.

The Color Guard, consisting of Pages Michael C. O'Connell, Color Bearer, and Theresa Pomeroy, presented the Colors.

Peter Brudevold, Reading Clerk, offered prayer as follows:

"Let us pray: O God, we implore Thee, let Thy inspiration precede our actions and Thy help further them so that all our deliberations here in this Senate chamber may ever take their beginning from Thee and, so begun, may through Thee, reach completion; through Christ, our Lord. Amen."

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

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The attention of the President has been called to the presence of a former member of the Washington State Senate, the Honorable Thomas Voyce."

APPOINTMENT OF SPECIAL COMMITTEE

"The President should like Senators Rasmussen, Guess and Charette to escort our esteemed visitor to the rostrum along with his guest, Dr. K. Asano, who is an exchange doctor at Western State Hospital."

A committee of honor consisting of Senators Rasmussen, Guess and Charette escorted former Senator Thomas Voyce and Dr. K. Asano to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"It is with true pleasure and pride that the President at this time presents the Honorable Tom Voyce."

Senator Voyce:

"Mr. President, members of the Senate:

"The Governor's got me slated to say a few words but I just don't feel like it. I would like, however, to introduce a friend of mine, Dr. K. Asano from Japan who is an exchange doctor on the staff at Western State Hospital."

Dr. Asano:

"Mr. President, members of the Senate:

"I have been in this country for five years and I am leaving pretty soon. I am very grateful to have this opportunity to see the Senate.

"Thank you very much."

PERSONAL PRIVILEGE

Senator Riley:

"Mr. President:

"I just want to say to Dr. Asano, 'Doomo arrigato.'"

The President:

"The President wishes to interpret the remark. They are two of the greatest words in the English language: Thank you."

MOTION

Senator Dore moved that permission of the Senate be granted for use of the Senate chamber, Monday, February 11, 1963, at 8:00 p.m. for the purpose of holding a public hearing on Senate Bill No. 311.

The motion was carried.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 64; also Senate Bill No. 115, have compared same with the original bills and find them correctly engrossed. FRANK W. FOLEY, *Chairman*.

We concur in this report: Fred H. Dore, Martin J. Durkan, Marshall A. Neill, John A. Petrich.

Senate Bill No. 63:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Removing fiscal limitation on state library commission (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 167:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Relating to state institutions of higher learning (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 168:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Authorizing the sale or lease of certain lands by Washington State University (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass. GORDON SANDISON, *Chairman*.

We concur in this report: Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 208:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Clarifying student fees for state colleges (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass and be referred to the Committee on Ways and Means.
GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Wilbur G. Hallauer, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

On motion of Senator Ryder, the committee report was adopted and Senate Bill No. 208 was referred to the Committee on Ways and Means.

Senate Bill No. 253:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Authorizing life, health and accident insurance for employees of institutions of higher education (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass and be referred to the Committee on Ways and Means.
GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

On motion of Senator Sandison, the committee report was adopted and Senate Bill No. 253 was referred to the Committee on Ways and Means.

Senate Bill No. 285:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Providing additional state school of architecture (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass and be referred to the Committee on Ways and Means.
GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Frank W. Foley, Wilbur G. Hallauer, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

On motion of Senator Ryder, the committee report was adopted and Senate Bill No. 285 was referred to the Committee on Ways and Means.

Permanent Rules of the Senate:

Senate Chamber,
Olympia, Wash., January 31, 1963.

(Reported by Committee on Rules and Joint Rules):

Recommends the following rules be the Permanent Rules of the Thirty-eighth Legislature for the Washington State Senate.
JOHN A. CHERBERG, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, David C. Cowen, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, H. B. Hanna, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Marshall A. Neill, W. C. Raugust, Edward F. Riley, John N. Ryder, Perry B. Woodall.

The Secretary read:

PROPOSED PERMANENT RULES OF THE SENATE

DUTIES OF THE PRESIDENT

The president shall take the chair and call the senate to order precisely at the hour appointed for meeting, and, if a quorum be present, shall cause the journal of the preceding day to be read. He shall preserve order and decorum, and in case of any disturbance or disorderly conduct within the chamber, shall order the sergeant at arms to suppress the same, and may order the arrest of any person creating any disturbance within the senate chamber. He may speak to points of order in preference to members, arising from his seat for that purpose, and shall decide all questions of order subject to an appeal to the senate by any member, on which appeal no member shall speak more than once without leave of the senate. He shall, in open session, sign all acts, addresses and joint resolutions. He shall sign all writs, warrants and Subpoenas issued by order of the senate, all of which shall be attested by the secretary. In the absence of the president pro tem, he shall have the right to name any senator

to perform the duties of the chair, but such substitution shall not extend beyond an adjournment, nor authorize the senator so substituted to sign any documents, requiring the signature of the president.

He shall have charge of and see that all officers, attaches, and clerks perform their respective duties, and he shall have general control of the senate chamber and lobby.

COMMITTEES—APPOINTMENT AND CONFIRMATION

Rule 2. The president shall appoint all conference, special, joint and hereinafter named standing committees on the part of the senate. *Provided, however,* That the appointment of the said conference, special, joint and hereinafter named standing committees shall be subject to the confirmation of the senate.

In the event the senate shall refuse to confirm any committee or committees, such committee or committees shall be forthwith elected by the senate.

The following standing committees shall constitute the standing committees of the senate.

1. Agriculture and Horticulture.....	11
2. Banks, Financial Institutions and Insurance.....	12
3. Cities, Towns and Counties.....	20
4. Commerce, Manufacturing and Licenses.....	15
5. Constitution, Elections and Legislative Processes.....	21
6. Education.....	16
7. Fisheries, Game and Game Fish.....	13
8. Higher Education and Libraries.....	10
9. Highways.....	32
10. Judiciary.....	21
11. Labor and Social Security.....	12
12. Liquor Control.....	9
13. Medicine, Dentistry, Public Health, Air and Water Pollution.....	13
14. Natural Resources.....	8
15. Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.....	11
16. Public Institutions.....	10
17. Public Utilities.....	19
18. Rules and Joint Rules.....	17
19. State Government.....	12
20. Ways and Means.....	36
Subcommittee on Appropriations.....	26
Subcommittee on Revenue and Regulatory Agencies.....	10
Subcommittee on Enrolled, Engrossed Bills, Claims and Auditing.....	7

ELECTION BY ROLL CALL

Rule 3. In all cases of election by the senate, the votes shall be taken by yeas and nays, and no senator or other person shall remain by the secretary's desk while the roll is being called or the votes are being counted. No senator shall be allowed to vote except when within the bar of the senate, or upon any question upon which he is any way personally or directly interested, nor be allowed to explain his vote or discuss the question while the yeas and nays are being called, nor change his vote after the result has been announced. (See also Art. 2, Sec. 30, State Constitution.)

A senator having been absent during roll call may ask to have his name called, *Provided,* He makes such request before the result of the roll call has been announced by the president.

SECRETARY, SERGEANT AT ARMS, EMPLOYEES

Rule 4. The senate shall elect a secretary, and a sergeant at arms, who shall perform the usual duties pertaining to their offices, and they shall hold office during the regular session and until their successor has been elected. The secretary shall appoint, subject to the approval of the senate, all other senate employees; and the hours of duty and assignments of all senate employees shall be under his directions and instructions, and they may be dismissed by him at his discretion.

SUBORDINATE OFFICERS

Rule 5. The subordinate officers of the senate shall perform such duties as usually pertain to their respective positions in legislative bodies under the direction of the

president, and such other duties as the senate may impose upon them. Under no circumstances shall the compensation of any employee be increased for past services.

RESTRICTION OF EMPLOYMENT

Rule 6. No senate employee shall lobby in favor of or against any matter under consideration.

PRESIDENT PRO TEM

Rule 7. Upon the organization of the senate the members shall select one of their number as president pro tem, who shall have all the powers and authority, and who shall discharge all the duties of the lieutenant governor, acting as president during his absence.

In the event that the lieutenant governor is acting as governor the senate shall also elect one of its members temporary president, who in the absence or disability of the president elected by the senate, shall have all the power and authority and who shall discharge the duties of such president.

PURCHASE OF SUPPLIES

Rule 8. All supplies for the use of the senate shall be furnished upon requisition signed by the secretary and approved by the chairman of the committee on claims and auditing.

The committee on claims and auditing shall carefully consider all items of expenditure ordered or contracted on the part of the senate or any of its employees, and report upon the same prior to the voucher being signed by the president and the secretary of the senate, authorizing the payment thereof.

DAILY CONVENING TIME

Rule 9. The president shall call the senate to order each day of sitting at 10 o'clock a. m., unless the senate shall have adjourned to some other hour.

QUORUM

Rule 10. A majority of all members elected to the senate shall be necessary to constitute a quorum to do business: *Provided*, That less than a quorum may adjourn from day to day until a quorum can be had.

CALL OF THE SENATE

Rule 11. Although a roll call be in progress, a call of the senate may be moved by three senators, whose names shall be entered upon the journal, and if carried by a majority of all present the secretary shall call the roll and note the absentees, after which the names of the absentees shall again be called. The doors shall then be closed and the sergeant at arms directed to take into custody all who may be absent without leave, and all the senators so taken into custody shall be presented at the bar of the senate for such action as the senate may deem proper.

ORDER OF BUSINESS

Rule 12. After the roll is called and journal read and approved, business shall be disposed of in the following order:

- FIRST. Presentation of petitions, memorials, resolutions and motions.
- SECOND. Reports of standing committees.
- THIRD. Reports of select committees.
- FOURTH. Messages from the governor and other state officers.
- FIFTH. Messages from the house of representatives.
- SIXTH. Introduction, first reading, and reference of bills, memorials, and resolutions.
- SEVENTH. Second reading of bills.
- EIGHTH. Third reading of bills.

The order of business established by this rule may be changed and any order of business already dealt with may be reverted or advanced to by a majority vote of those present. (See also Rule 46, Paragraph 4).

BUSINESS TO BE ANNOUNCED

Rule 13. The president shall, on each day, announce to the senate the business in order, agreeable to the preceding rule, and no business shall be taken up or considered, until the class to which it belongs shall be declared in order.

SPECIAL ORDER

Rule 14. The president shall call the senate to order at the hour fixed for the consideration of a special order, and announce that the special order is before the senate, which shall then be considered unless it is postponed by a majority vote, and any business before the senate at the time of the announcement of the special order shall take its regular position in the order of business.

UNFINISHED BUSINESS

Rule 15. The unfinished business at the preceding adjournment shall have preference over all other matters, excepting special orders, and no motion or any other business shall be received without special leave of the senate until the former is disposed of.

RULES OF DEBATE

Rule 16. When any senator is about to speak in debate, or submit any matter to the senate, he shall rise from his seat, and, standing in his place, respectfully address himself to "Mr. President," and when recognized shall in a courteous manner, confine himself to the question under debate, avoiding personalities, and when finished shall resume his seat. No senator shall impeach the motives of any other member or speak more than twice (except for explanation) during the consideration of any one question, on the same day or a second time without leave, when others who have not spoken desire the floor, but incidental and subsidiary questions arising during the debate shall not be considered the same question.

MOTIONS—HOW PRESENTED

Rule 17. No motion shall be entertained or debated until announced by the president and every motion shall be deemed to have been seconded. It shall be reduced to writing and read by the secretary, if desired by the president or any senator, before it shall be debated, and by the consent of the senate may be withdrawn before amendment or action.

SENATE RESOLUTIONS

Senate resolutions shall be acted upon in the same manner as motions.

RECOGNITION BY THE PRESIDENT

Rule 18. When two or more senators rise at the same time to address the chair, the president shall name the one who shall speak first, giving preference, when practicable, to the mover or introducer of the subject under consideration.

PRIORITY OF BUSINESS

Rule 19. All questions relating to the priority of business shall be decided without debate.

MESSAGES

Rule 20. Messages from the governor, other state officers, and from the house of representatives may be considered at any time by consent of the senate.

PRECEDENCE OF MOTIONS

Rule 21. When a motion has been made and seconded and stated by the chair the following motions are in order, in the rank named:

PRIVILEGED MOTIONS

Adjourn or recess
Reconsider
Demand for call of the senate

Demand for roll call
 Demand for division
 Question of privilege
 Orders of the day

INCIDENTAL MOTIONS

Points of order and appeal
 Method of consideration
 Suspend the rules
 Reading papers
 Withdraw a motion
 Division of a question

SUBSIDIARY MOTIONS

1st Rank: Question of consideration
 2nd Rank: To lay on the table
 3rd Rank: For the previous question
 4th Rank: To postpone to a day certain
 To commit or recommit
 To postpone indefinitely
 5th Rank: To amend

No motion to postpone to a day certain, to commit, to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings, and when a question has been postponed indefinitely it shall not again be introduced during the session.

A motion to lay an amendment on the table shall not carry the main question with it unless so specified in the motion to table.

OPENING AND CLOSING DEBATE

Rule 22. The author of a bill, motion or resolution shall have the privilege of opening and closing debate upon the same, unless the previous question has been moved and sustained.

CALL FOR DIVISION OF A QUESTION

Rule 23. Any senator may call for a division of a question, which shall be divided if it embraces subjects so distinct that one being taken away a substantive proposition shall remain for the decision of the senate; but a motion to strike out and insert shall not be divided.

POINT OF ORDER—DECISION APPEALABLE

Rule 24. Every decision of points of order by the present shall be subject to appeal by any senator, and discussion of a question of order shall be allowed. In all cases of appeal the question shall be: "Shall the decision of the chair stand as the judgment of the senate?"

QUESTION OF PRIVILEGE

Rule 25. Any senator may rise to a question of privilege and explain a matter personal to himself by leave of the president, but he shall not discuss any pending question in such explanations, nor shall any question of personal privilege permit any senator to introduce any person or persons in the galleries. *Provided*, The president upon notice received may acknowledge the presence of any group without applause from the senate.

PROTESTS

Rule 26. Any senator or senators may protest against the action of the senate upon any question and have such protest entered upon the journal: *Provided*, That such protest does not exceed 200 words. The senator protesting shall file his protest with the secretary of the senate within 48 hours following the action protested.

READING OF PAPERS

Rule 27. When the reading of any paper is called for, and is objected to by any senator, it shall be determined by a vote of the senate, without debate.

SUSPENSION OF RULES

Rules 28. No standing rule or order of this senate shall be rescinded or changed without a vote of two-thirds of the members, and one day's notice of the motion thereof: *Provided*, Adoption of permanent rules may be by simple majority without notice, but a rule or order may be temporarily suspended for a special purpose by a vote of two-thirds of the members present. When the suspension of a rule is called, and after due notice from the president, no objection is offered, he may announce the rule suspended, and the senate may proceed accordingly.

SUSPENSION OF RULES—DEBATE

Rule 29. A motion for suspension of the rules shall not be debatable, except, however, the mover of the motion may briefly explain the purpose of his motion.

PREVIOUS QUESTION

Rule 30. The previous question shall not be put unless demanded by three senators, whose names shall be entered upon the journal, and it shall then be in this form: "Shall the main question be now put?" When sustained by a majority of senators present it shall preclude all debate, and the roll shall be immediately called on the question or questions, pending before the senate, and all incidental question or questions of order arising after the motion is made shall be decided whether on appeal or otherwise without debate.

RECONSIDERATION, HOW TAKEN

Rule 31. After the final vote on any resolution or bill, before the adjournment of that day's session, and at such time only, any member who voted with the prevailing side may give notice of reconsideration. Such motion to reconsider shall be in order only under the order of motions of the day immediately following the day upon which such notice of reconsideration is given, and may be made by any member who voted with the prevailing side.

A motion to reconsider shall have precedence over every other motion, except a motion to adjourn; and when the senate adjourns while a motion to reconsider is pending or before passing the order of motions, the right to move a reconsideration shall continue to the next day of sitting. On and after the fiftieth day of the session a motion to reconsider shall only be in order on the same day upon which notice of reconsideration is given and may be made at any time that day. Motions to reconsider a vote upon amendments to any pending question may be made and decided at once.

YEAS AND NAYS—WHEN MUST BE TAKEN

Rule 32. The yeas and nays shall be taken when called for by one-sixth of all the senators present, and every senator within the bar of the senate shall vote unless excused by the unanimous vote of the senate, and the votes shall be entered upon the journal, and the names of senators demanding the yeas and nays shall also be entered upon the journal. (See also Art. 2, Sec. 21, State Constitution).

When once begun the roll call may not be interrupted for any purpose other than to move a call of the senate. (See also Senate Rule 11.)

TIE VOTE

Rule 33. The passage of a bill or action on a question is lost by a tie vote, but when a vote of the senate is equally divided, the lieutenant governor, when presiding, shall have the deciding vote on questions other than the final passage of a bill. (See also Art. 2, Sec. 22, State Constitution).

ANNOUNCEMENT OF VOTE

Rule 34. The announcement of all votes shall be made by the president, and the announcement of the result of any vote shall not be postponed.

MOTION TO ADJOURN

Rule 35. Except when under call of the senate, a motion to adjourn shall always be in order. The name of the senator moving to adjourn, and the time when the motion was made shall be entered on the journal.

REED'S PARLIAMENTARY RULES

Rule 36. The rules of parliamentary practice as contained in Reed's Parliamentary Rules shall govern the senate in all cases to which they are applicable, and in which they are not inconsistent with the rules and orders of this senate and the joint rules of this senate and the house of representatives.

BREACH OF DECORUM

Rule 37. In cases of breach of decorum or propriety, any senator, officer or other person shall be liable to such censure or punishment as the senate may deem proper, and if any senator be called to order for offensive or indecorous language or conduct, the person calling him to order shall report the language excepted to which shall be taken down or noted at the secretary's desk, and no member shall be held to answer for any language used upon the floor of the senate if business has intervened before exception to the language was thus taken and noted.

TRANSGRESSION OF RULES

Rule 38. If any senator in speaking, or otherwise, transgresses the rules of the senate, the president shall, or any senator may, call him to order, and when a senator shall be so called to order he shall resume his seat and not proceed without leave of the senate, which leave, if granted, shall be upon motion "that he be allowed to proceed in order," when, if carried, he shall confine himself to the question under consideration.

ABSENCE OF SENATOR WITHOUT LEAVE

Rule 39. No senator shall absent himself from the senate without leave, except in case of accident or sickness, and if any senator or officer shall absent himself his per diem shall not be allowed or paid him, and no senator, officer or attache shall obtain leave of absence or be excused from attendance without the consent of a majority of the members present.

DECORUM

Rule 40. Indecorous conduct, boisterous or unbecoming language will not be permitted in the senate at any time.

WITNESSES BEFORE THE SENATE

Rule 41. Witnesses summoned by or on behalf of the senate to appear before the senate, or any of its committees, shall be paid for each day's attendance five dollars, and shall be paid five dollars for maintenance for each day's attendance; for each mile traveled in coming to the place of examination, ten cents: *Provided, however*, No mileage shall be paid except where the witness actually traveled for the purpose of giving testimony.

USE OF SENATE CHAMBERS

Rule 42. The senate chamber and its facilities shall not be used for any but legislative business, except by permission of the senate.

ADMISSION TO SENATE

Rule 43. The sergeant at arms and doorkeepers shall not admit to the floor of the senate during the time the senate is not in session, any person other than one requested by a senator, the president or secretary of the senate, in writing.

SENATE GALLERY

Rule 44. The east section of the south gallery is reserved for the use of the governor and state officers and their families, for the families of senators, and for members of the house of representatives and their families.

ADMISSION TO FLOOR OF SENATE

Rule 45. The sergeant at arms and doorkeepers shall not admit to the floor of the senate during the session any person other than a member of the senate, except:
The governor.
Members of the house of representatives.

State elective officers.

Former members of the senate and state chairmen of the two major political parties.
Officers and employees of the senate.

Representatives of the press or other persons designated by name and holding cards of admission authorized by the rules committee and signed by the president.

Provided, That these courtesies shall be rescinded if the privilege is used for the purpose of lobbying when the senate is in session.

DUTIES OF COMMITTEES

Rule 46. The several committees shall fully consider all measures referred to them. The committees shall acquaint themselves with the interest of the state specially represented by the committee, and from time to time present such bills and reports as in their judgment will advance the interests and promote the welfare of the people of the state.

RULES COMMITTEE DAILY CALENDAR

The committee on rules and joint rules shall have charge of the daily second and third reading calendar of the senate and shall direct the secretary of the senate the order in which the bills shall be considered by the senate.

The senate may change the order of consideration of bills on the second or third reading calendar.

RECALLING BILL FROM COMMITTEES

Any standing committee of the senate may be relieved of further consideration of any bill by a majority vote of the members of the senate. The senate may then make such orderly disposition of the bill as they may direct by a majority vote of the members of the senate.

WAYS AND MEANS COMMITTEE

The committee on ways and means shall propose and recommend a method of providing sufficient revenues to meet their total recommended appropriations.

COMMITTEE MEETINGS DURING SESSIONS

No committee shall sit during the daily session of the senate unless by special leave. (See also Rule 48.)

COMMITTEE REPORTS

Rule 47. Bills which may be reported to the senate from a standing committee shall be prepared upon printed standing committee report, shall carry one of the following recommendations, and shall be signed by those members of the committee subscribing thereto:

1. Do pass.
2. Do pass as amended.
3. Without recommendation.
4. Do not pass.
5. That the bill be referred to another committee.
6. That a substitute bill be substituted therefor, and the substituted bill do pass.
7. That the bill be indefinitely postponed.

MAJORITY REPORTS

A majority report of a committee must carry the signatures of a majority of the members of the committee.

MINORITY REPORT

Members of the committee not concurring in the majority report may prepare a written minority report containing a different recommendation, and shall be signed by those members of the committee subscribing thereto.

FILING COMMITTEE REPORTS

Prior to the 50th day all reports of standing committees must be on the secretary's desk one hour prior to convening of the session in order to be read at said session.

READING OF REPORTS

The majority report, and minority report if there be one, together with the names of the signers thereof, shall be read by the secretary unless the reading be dispensed with by the senate, and all committee reports shall be spread upon the journal.

BILLS REFERRED TO RULES COMMITTEE

All bills reported by a committee to the senate shall then be referred to the committee on rules and joint rules for second reading without action on the report unless otherwise ordered by the senate.

SUBSTITUTE BILLS

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

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

ENROLLED AND ENGROSSED BILLS—REPORT ON

Rule 48. The committee on enrolled and engrossed bills may meet and report at any time during the sitting of the senate.

Any three members of the subcommittee of Ways and Means on Enrolled, Engrossed Bills, Claims and Auditing may submit a report on engrossed and enrolled bills.

COMMITTEE REFERENCE

Rule 49. When a motion is made to refer a subject, and different committees are proposed, the question shall be taken in the following order:

- FIRST: The committee of the whole senate
- SECOND: A standing committee
- THIRD: A select committee

COMPARING ENROLLED AND ENGROSSED BILLS

Rule 50. Any senator shall have the right to compare an enrolled bill with the engrossed bill before the president signs the same.

RULES IN THE COMMITTEE OF THE WHOLE

Rule 51. The rules of the senate shall apply to proceedings in committee or the whole, except that the previous question or the motion to lay on the table, shall not be ordered nor the yeas and nays demanded, but the committee may limit the number of times that any member may speak at any stage of the proceedings during the sitting.

SUSPEND RULES FOR COMMITTEE OF THE WHOLE

Rule 52. The senate may at any time, by the vote of the majority of the members present, suspend the rules and orders of the senate for the purpose of going into the committee of the whole for the consideration of any bill, memorial or resolution before the senate.

FORMATION OF COMMITTEE OF THE WHOLE

Rule 53. In forming the committee of the whole, the president shall name a chairman to preside, and all bills considered shall be read by sections and the chairman shall call for amendments and debates thereon at the conclusion of the reading of each section. The body of the bill shall not be defaced or interlined, but all amendments (noting the page and line) shall be duly entered by the secretary on a separate paper as the same shall be agreed to by the committee, and so reported to the senate for action.

REPORT OF COMMITTEE OF THE WHOLE

Rule 54. A motion that the committee of the whole rise shall always be in order, and shall be decided without debate. (See also Senate Rule 65).

MESSAGES RECEIVED WHILE COMMITTEE OF THE WHOLE SITS

Rule 55. Messages may be received by the president while the committee of the whole is sitting; in which case the president shall resume the chair; receive the message, and vacate the chair, in favor of the chairman of the committee.

JOINT RESOLUTIONS AND MEMORIALS

Rule 56. Joint resolutions and joint memorials, up to the signing thereof by the president of the senate, shall be subject to the rules governing the course of bills.

SENATE CONCURRENT RESOLUTIONS

Rule 57. Concurrent resolutions shall be subject to the rules governing the course of bills and may be adopted without a roll call: *Provided, however,* That concurrent resolutions authorizing investigations and authorizing the expenditure or allocation of any money must be adopted by roll call and the yeas and nays recorded in the journal.

INTRODUCTION OF BILLS

Rule 58. All bills, resolutions and memorials to be introduced shall be in quintuplet, each shall be endorsed with a statement of the title and the name of the member introducing the same. Not more than three senators may sponsor a bill, except committee bills which shall be in accordance with the joint rules of the senate and house, *Provided however,* That any member desiring to introduce a bill, joint resolution or memorial shall file the same with the secretary of the senate by five o'clock on the evening of the day before the convening of the session at which said bill, resolution or memorial is to be introduced; and that no bill, resolution or memorial is to be introduced which has not been in the hands of the secretary at the time above stated.

The original bill is for the use of the senate, one copy for the printer, two for the secretary and the other for use by the members of the press.

After the fortieth day of the session no bill shall be introduced, except as the legislature shall direct by a vote of two-thirds of all the members elected to each house, said vote to be taken by yeas and nays and entered upon the journal, or unless the same be at a special session: *Provided,* That the time limitation for introduction of bills shall not apply to substitute bills reported by standing committees for bills pending before such committees, and general appropriation and revenue bills.

ONE SUBJECT IN A BILL

Rule 59. No bill shall embrace more than one subject, and that shall be expressed in the title.

AMENDATORY BILLS

Rule 60. Bills introduced in the senate intended to amend existing statutes, shall have the words which are amendatory to such existing statutes underlined. Any matter to be deleted from the existing statutes shall be indicated by setting such matter forth in full enclosed by double parentheses, and such deleted matter shall be lined out with hyphens. No bill shall be printed or acted upon until the provisions of this rule shall have been complied with.

Sections added by amendatory bill to an existing act, or chapter of the official code, need not be underlined but shall be designated "NEW SECTION." In upper case type and such designation shall be underlined. New enactments need not be underlined.

READING OF BILLS

Rule 61. Every bill shall be read on three separate days unless the senate deems it expedient to suspend this rule: *Provided, however,* That after the 49th day of every regular session this rule may be suspended by a majority vote.

The first reading of a bill shall be by title only, unless a majority of the members present demand a reading in full.

After the first reading, bills shall be referred to an appropriate standing committee.

Upon being reported back by committee, all bills shall be referred to the committee on rules and joint rules for second reading.

Should there be a two-thirds majority report of the committee membership against the bill, a vote shall be immediately ordered for the indefinite postponement of the bill.

COMMITTEE BILLS

Committee bills introduced by a standing committee may be filed with the secretary of the senate and introduced, and the signature of each member of the committee shall be endorsed upon the cover of the original bill.

Committee bills shall be read the first time by title, ordered printed, and referred to the committee on rules and joint rules for second reading.

SECOND READING

Upon second reading, the bill shall be read section by section, in full, and be subject to amendment.

AMENDMENTS

No amendment shall be considered by the senate until it shall have been sent to the desk in writing and read by the secretary, and all amendments on the desk shall be read.

All amendments adopted on the second reading shall then be securely fastened to the original bill.

All amendments rejected by the senate shall be spread upon the journal and the journal shall show the disposition of all amendments.

When no further amendments shall be offered, the president shall declare the bill has passed its second reading, and shall be referred to the committee on rules and joint rules for third reading.

The bill with the amendments, if there be any attached thereto, shall be sent to the committee on engrossed and enrolled bills, which committee shall see that all amendments are properly engrossed upon the original bill, and the bill returned to the secretary before the opening of the senate on the next succeeding day.

THIRD READING

Bills on third reading shall be read in full by sections, and no amendment shall be entertained.

When a bill shall pass, it shall be certified to by the secretary, together with the vote upon final passage, noting the day of its passage thereon.

The vote must be taken by yeas and nays, the names of the senators voting for and against the same to be entered upon the journal and the majority of the members elected to the senate must be recorded thereon as voting in its favor to secure its passage by the senate. (See also Rule 3.)

SCOPE AND OBJECT OF BILL NOT TO BE CHANGED

Rule 62. No amendment to any bill shall be allowed which shall change the scope and object of the bill.

HOUSE AMENDMENTS TO SENATE BILLS

A senate bill, passed by the house with amendment or amendments which shall change the scope and object of the bill, upon being received in the senate, shall be referred to appropriate committee and shall take the same course as for original bills.

NO AMENDMENT BY MERE REFERENCE TO TITLE OF ACT

Rule 63. No act shall ever be revised or amended by mere reference to its title, but the act revised or the section amended shall be set forth at full length.

BILL COMMITTED FOR SPECIAL AMENDMENT

Rule 64. A bill may be committed with special instructions to amend at any time before taking the final vote.

APPROPRIATION BILLS BUDGET

Rule 65. Bills appropriating money shall be considered in committee of the whole senate, and no change in the amount appropriated shall be made outside of the committee of the whole.

No amendment to the general appropriation bill, commonly known as the budget, adding any new item, or items, thereto not incorporated in the bill as reported by the ways and means committee, shall be adopted except by the affirmative vote of two-thirds of the senators elected.

PRINTING OF BILLS, ETC.

Rule 66. Unless otherwise ordered, 1,500 copies of all bills of general nature originating in the senate, shall be printed for the use of the senate and house of representatives: *Provided*, That upon request of a member of the senate in writing addressed to the secretary of the senate, up to 1,500 additional copies of such bill shall be printed, but under no circumstances shall more than 2,900 copies be printed without the consent of the senate.

FURNISHING FULL FILE OF BILLS

Rule 67. Persons, firms, corporations and organizations within the state, desirous of receiving copies of all printed senate bills, shall make application therefor to the secretary of the senate, who shall refer all such requests to the committee on rules and joint rules.

The bill clerk shall send copies of all printed senate bills to such persons, firms, corporations and organizations as may be ordered by the committee on rules and joint rules.

QUESTION OF CONSIDERATION

Rule 68. When the question of consideration has been raised as to any motion, resolution or amendment, it shall not be put until said motion, resolution or amendment has been read. The question of consideration shall be carried by a majority vote of the senators present.

NAMES ON ROLL CALL

Rule 69. The order of names, on the roll call, shall be determined by the committee on rules and joint rules.

CONFIRMATION OF GUBERNATORIAL APPOINTEES

Rule 70. When the names of appointees to state offices are transmitted to the senate for confirmation, the communication from the governor shall be read in full and entered upon the journal.

The president of the senate shall after the reading refer the names of such appointees to the appropriate standing committees of the senate.

The committee shall report to the senate their findings and recommendations within ten days. The committee report will then be referred to the committee on rules and joint rules.

When the committee on rules and joint rules presents the report of the standing committee before the senate, the question shall be the confirmation of the name proposed, and the roll shall then be called and the yeas and nays entered upon the journal. (Article XIII State Constitution.)

On motion of Senator Hess, the following amendment to the proposed rules was adopted:

Amend the first paragraph of Senate Rule 47 to read as follows:

Rule 47. Bills [which may be] reported to the senate from a standing committee *must have a majority report* which shall be prepared upon a printed standing committee report form, shall carry one of the following recommendations, and shall be signed by those members of the committee subscribing thereto:

On motion of Senator Greive, the permanent rules of the Senate as amended, were adopted.

The Secretary read:

MESSAGE FROM THE GOVERNOR SPECIAL MESSAGE TO THE THIRTY-EIGHTH LEGISLATURE OF THE STATE OF WASHINGTON

February 7, 1963

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

The need for public parks, recreation sites and open spaces has never been greater, and this fact is receiving increased attention throughout our nation. The federal government, as a result of extensive studies of the outdoor recreation situation, has created an outdoor recreation bureau. In the Federal Housing Act of 1961 there were provisions for open space grants. Proposals also have been made for major new federal park and recreation programs.

The states of New York, New Jersey and Wisconsin have authorized investments of from 50 million dollars to 75 million dollars in outdoor recreation programs. Our neighboring states of California, Oregon and Hawaii have laid the ground work for similar action in this field by conducting extensive studies of recreational needs and resources.

The pressing need for related endeavors here in our own state has been evident for some time. One of the basic needs, for example, is recreation facilities for our working population. It's a well established fact that happy, healthy workers are highly productive workers. This is important in our attempts to enlarge existing industry, bring new payrolls into our state—and, in general, create jobs for the thousands who are moving into Washington State every year.

Early in 1962, I appointed an inter-agency committee comprised of the directors of the six state agencies that have major responsibilities concerning land use. Within the time limitations that existed, this committee has compiled extensive information from state agencies and the public in an effort to provide the most complete picture possible of outdoor recreational resources, and the need for them, in our state of Washington.

The report of this committee now is being printed and bound by the state printer. A copy of the report will be in the hands of every legislator by Monday, February 11th. I regret that I am unable to furnish you with the report today, but the tremendous workload placed upon the state printer, primarily because of new work related to legislative documents, has prevented this.

The legislative package that I present to you today includes four bills that would provide for a far-reaching program for the development of outdoor recreation resources in the state of Washington. This program calls for the acquisition of areas to fit the future needs by our citizens for outdoor recreation facilities. Please understand, that this program can be implemented without any additional taxation.

The initial emphasis of this program is placed on securing property related to our water and marine sports and recreation use. The order and timing of the objectives of this program are dictated by the growing scarcity as well as the rapid rise in value of water front property. I am advised by the property tax section of the tax commission that purchases of desirable water front sites on both fresh water and salt water now sell for prices that are 200 percent to 600 percent above prevailing prices of 1952-53. Furthermore, there are many instances of even faster rising prices.

The program I am presenting for your consideration will provide approximately 3 million dollars of income for the purchase of such water front property during the next biennium. This approximately 3 million dollars will be made available by using marine gas tax monies collected from the sale of gasoline used by boats on Washington waters.

I further submit, in separate legislation, that a proposal be placed before the people at the general election in November of 1964 asking their approval to authorize the issuance of bonds, the total of which would not exceed 10 million dollars. This issuance would occur during the period from January 1, 1965, to December 31, 1970.

I wish to emphasize that although I would prefer a program that functions on a pay-as-you-go basis, money for such a plan is not now available. Therefore, keeping in mind the decided inflationary trend of the real estate market, I feel certain that any interest payments that result from a bonding measure will be more than offset by the anticipated rise in the cost of real property over the years.

The proposed outdoor recreation bonds would have, as security, the same source that now is being used to secure and retire the bonds issued for the state's participation in the World's Fair.

These World's Fair bonds are being retired from license fees payable by corporations. But these fees bring revenue in excess of the need for such bond retirement. Furthermore, the excess increases steadily with each repayment. Therefore, it is this existing and growing excess revenue that would be used to support the bonding proposal if issuance of the outdoor recreation bonds are approved by the voters. Schedules showing this method of bonding to be practical have been developed and will be presented to the legislature for study.

Thus, the combined effect of my fiscal proposals will provide 3 million dollars for acquisition and development of outdoor recreation sites in the next biennium, approximately 6 million dollars during the 1965-1967 biennium, approximately 6 to 7 million dollars in the 1967-1969 biennium, and 7 to 8 million dollars in the 1969-1971 biennium.

It is my intention that all funds secured by a vote of the people be dedicated to site acquisition and development. It is my further intention that the estimated 3 million dollars received from the marine gas tax be devoted exclusively during the 1963-1965 biennium to the acquisition and development of water front property. Thereafter, the question of possible use of all or part of marine gas funds for operational purposes is a proper one for succeeding legislatures to decide.

I further propose, in separate legislation, that a Washington State Outdoor Recre-

ational Development Board be established. This board would be empowered to authorize the allocation of funds to participating agencies for the acquisition, construction, development, and improvement of outdoor recreational facilities.

This same piece of legislation would provide for the establishment of an outdoor recreational fund and for state participation in related federal programs.

The board that I propose would be broadly representative of all levels of government as well as outdoor recreational clubs or associations and of private enterprises related to the area of outdoor recreation.

This should be clearly understood, that in establishing this Outdoor Recreational Development Board, we would in no way be creating another government agency. This board would make use of resources and personnel of existing state agencies.

I also want to emphasize that there is a possibility of obtaining federal matching funds related to outdoor recreation. There already is a bill before Congress on this matter. Whenever such funds are made available, we in the state of Washington, through a board such as the one I am suggesting, would be in a position to take immediate advantage of the situation.

This program offers the people of Washington an effective, well-reasoned approach to securing proper sites in a business-like way. I wish to emphasize that it is not a crash program that would generate unwise purchasing, but rather is a program that covers a reasonable period and would enable logical selection of sites and proper timing for negotiations for their purchase.

Washington has the opportunity to begin now on outdoor recreational development while such a project is still economical and while the basic resources still are relatively available. Washington State has a vast recreational potential that can promote prosperity, health and pleasure for our citizens.

I commend this program to you for approval.

ALBERT D. ROSELLINI, *Governor*,
State of Washington.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 7, 1963.

MR. PRESIDENT:

The House has adopted: House Concurrent Resolution No. 6, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 7, 1963.

MR. PRESIDENT:

The House has passed: Senate Joint Memorial No. 9, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

PRESIDENT'S PRIVILEGE

MESSAGE OF INTEREST

February 6, 1963.

I wish to thank the officers and the members of the Senate for the lovely red and white carnations. I enjoyed them very much.

Thank you again.

Sincerely,

(signed) VICKI LAMPER.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 351, by Senators Dore, Ryder and Gissberg:

An Act relating to insurance; and amending section .06.20, chapter 79, Laws of 1947 as amended by section 7, chapter 190, Laws of 1949 and RCW 48.06.200.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 352, by Senators Gissberg, Ryder and Neill:

An Act relating to corporations and to the transfer of shares of stock and other securities issued by corporations in joint tenancy form; and adding a new section to chapter 23.01 RCW.

Referred to Judiciary Committee.

Senate Bill No. 353, by Senator Kupka:

An Act relating to secondary state highway No. 1V; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 354, by Senators Rasmussen, DeGarmo and Peterson (by Executive request):

An Act relating to election campaign contributions and expenditures; providing penalties; and repealing section 30, chapter 209, Laws of 1907, section 9, chapter 82, Laws of 1909, and RCW 29.18.140.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 355, by Senators Riley and Ryder:

An Act relating to unemployment compensation; amending section 3, chapter 35, Laws of 1945 and RCW 50.04.020; amending section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030; amending section 68, chapter 35, Laws of 1945, as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010; amending section 89, chapter 35, Laws of 1945, as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010; amending section 83, chapter 35, Laws of 1945, as amended by section 5, chapter 215, Laws of 1951 and RCW 50.20.150; adding three new sections to chapter 35, Laws of 1945 and to chapter 50.24 RCW; and providing for an effective date.

Referred to Committee on Labor and Social Security.

Senate Bill No. 356, by Senator Thompson, Jr.:

An Act relating to elections; amending section 2, chapter 61, Laws of 1921 as last amended by section 1, chapter 55, Laws of 1955, and RCW 29.13.020; amending section 1, chapter 168, Laws of 1957 and RCW 29.13.023; amending section 2, chapter 168, Laws of 1957 and RCW 29.13.024; amending section 1, chapter 170, Laws of 1921 as last amended by section 2, chapter 55, Laws of 1955, and RCW 29.13.030; amending section 5, chapter 161, Laws of 1949 as last amended by section 3, chapter 55, Laws of 1955, and RCW 29.13.040; amending section 5, chapter 257, Laws of 1951 and RCW 29.13.045; amending section 1, chapter 86, Laws of 1959 and RCW 29.13.050; amending section 1, chapter 10, Laws of 1943 and RCW 29.13.060; amending section 5, chapter 194, Laws of 1945 as last amended by section 2, chapter 247, Laws of 1959, and RCW 29.21.060; amending section 9, chapter 55, Laws of 1955 as amended by section 2, chapter 86, Laws of 1959 and RCW 35.17.020; amending section 10, chapter 55, Laws of 1955 and RCW 25.17.400; amending section 3, chapter 86, Laws of 1959 and RCW 35.23.040; amending section 6, chapter 55, Laws of 1955 as last amended by section 4, chapter 86, Laws of 1959 and RCW 35.24.050; amending section 4, chapter 89, Laws of 1961 and RCW 35.27.090; amending section 1, chapter 110, Laws of 1953 as amended by section 12, chapter 55, Laws of 1955 and RCW 56.12.020; amending section 1, chapter 70, Laws of 1951 and RCW 29.04.055; amending section 12, chapter 161, Laws of 1949 and RCW 29.04.070; amending section 13,

chapter 161, Laws of 1949 and RCW 29.04.080; adding a new section to chapter 29.13 RCW; and repealing sections 13 and 14, chapter 55, Laws of 1955 and RCW 29.13.022 and 29.13.061; repealing section 1, chapter 252, Laws of 1961 and RCW 29.13.065; repealing sections 3 and 4, chapter 69, Laws of 1951, sections 4, 5, and 9, chapter 175, Laws of 1959 and RCW 53.12-.035, 53.12.044 and 53.15.046; and repealing section 7, chapter 175, Laws of 1959.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 357, by Senators Hallauer, Petrich and Dore:

An Act relating to the employment by the attorney general on a temporary basis of legal counsel, experts and assistants, and the payment of public service companies of the reasonable expenses thereof in certain rate proceedings; providing for the collection and the disbursements of the amounts so paid; making an appropriation; and declaring an emergency.

On motion of Senator Hallauer, the name of Senator Dore was added as a sponsor to Senate Bill No. 357.

Senator Durkan moved that Senate Bill No. 357 be referred to Committee on Ways and Means.

Debate ensued.

Senator Hanna moved that the motion by Senator Durkan be laid on the table.

Senator Durkan demanded a roll call and the demand was sustained by Senators Riley, Bailey, Greive, Morgan, Thompson, Jr., Guess, Stender, Mardesich and Cooney.

The Secretary called the roll on the motion by Senator Hanna to table the motion by Senator Durkan, and the motion was lost by the following vote: Yeas, 17; nays, 31; absent or not voting, 1.

Those voting yea were: Senators Bailey, Chayette, Chytil, Connor, DeGarmo, Dore, Gallagher, Hallauer, Hanna, Hess, Knoblauch, McCormack, McCutcheon, Morgan, Petrich, Rasmussen, Washington—17.

Those voting nay were: Senators Atwood, Cooney, Cowen, Donohue, Durkan, England, Foley, Freise, Gissberg, Greive, Guess, Henry, Herrmann, Keefe, Kupka, Lennart, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—31.

Those absent or not voting were: Senator Foster—1.

Senator Gissberg demanded the previous question and the demand was sustained.

The motion by Senator Durkan was carried and Senate Bill No. 357 was referred to the Committee on Ways and Means.

Senate Bill No. 358, by Senator Durkan:

An Act relating to taxation; amending section 84.36.040, chapter 15, Laws of 1961 and RCW 84.36.040; and adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 359, by Senators Rasmussen, Chytil and Sandison (by Legislative Council request):

An Act relating to public employment and retirement; and declaring an emergency.

Referred to Committee on Labor and Social Security.

Senate Bill No. 360, by Senators Gallagher, Cooney and Woodall:

An Act relating to the maintenance and operation of certain machines or mechanical devices, salesboards, bingo equipment and cardrooms in certain governmental subdivisions; adding new sections to chapter 249, Laws of 1909 and chapter 9.47 RCW; and declaring an emergency.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 361, by Senators Rasmussen and Morgan:

An Act providing for supervision and regulation of commercial practices relating to debt consolidation; and prescribing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 362, by Senators Rasmussen and Atwood:

An Act relating to, regulating and providing for the nomination of candidates for public office; amending section 30, chapter 209, Laws of 1907 as amended by section 9, chapter 82, Laws of 1909 and RCW 29.18.140; and providing penalties.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 363, by Senators Hallauer, Petrich and Dore:

An Act relating to rates and charges of certain public service companies; and adding a new section to chapter 14, Laws of 1961 and to chapter 80.04 RCW.

Referred to Committee on Ways and Means.

On motion of Senator Hallauer, the name of Senator Dore was added as a sponsor to Senate Bill No. 363.

Senate Bill No. 364, by Senators Rasmussen and Sandison (by Legislative Council request):

An Act relating to the state employees' retirement system; amending section 13, chapter 274, Laws of 1947, as last amended by section 2, chapter 231, Laws of 1957, and RCW 41.40.120; and adding a new section to chapter 274, Laws of 1947 and to chapter 41.40 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 365, by Senators Kupka, Rasmussen and McCutcheon:

An Act relating to cities and towns; authorizing the investment of certain pension funds in certain securities; and amending section 2, chapter 92, Laws of 1943 as last amended by section 1, chapter 212, Laws of 1961, and RCW 35.39.040.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 366, by Senators Cooney and Herrmann:

An Act relating to townships; and amending section 11, chapter 175, Laws of 1895 as last amended by section 1, chapter 167, Laws of 1953, and RCW 45.12.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 367, by Senators Cowen, Keefe, Herrmann, Cooney and Guess:

An Act relating to judges; and amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 67, Laws of 1961 and RCW 2.08.061.

Referred to Judiciary Committee.

On motion of Senator Greive, there being no objection the rules were suspended and additional sponsors were permitted on Senate Bill No. 367.

Senate Bill No. 368, by Senators Sandison, Moriarty, Jr. and Riley:

An Act relating to public highways, streets, bridges, ferries, tunnels, and related means of transportation; and amending section 47.60.150, chapter 13, Laws of 1961 and RCW 47.60.150.

Referred to Committee on Highways.

Senate Bill No. 369, by Senators Foley and Henry:

An Act relating to superior courts; and amending section 4, chapter 125, Laws of 1951, and RCW 2.08.062.

Referred to Judiciary Committee.

Senate Bill No. 370, by Senators Durkan and Talley:

An Act relating to electricians and electrical installations; creating an electrical advisory board; amending section 1, chapter 169, Laws of 1935, and RCW 19.28.010; amending section 4, chapter 169, Laws of 1935, as amended by section 1, chapter 325, Laws of 1959, and RCW 19.28.120; amending section 8, chapter 169, Laws of 1935, as amended by section 2, chapter 325, Laws of 1959, and RCW 19.28.210; amending section 3, chapter 325, Laws of 1959 and RCW 19.28.360; adding new sections to chapter 169, Laws of 1935, and to chapter 19.28 RCW; making an appropriation; and making an effective date.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Joint Resolution No. 11, by Senators Rasmussen, Kupka and Neill (by Executive request):

Ratifying proposed United States Constitutional amendment to abolish the poll tax requirement for voting in federal elections.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 6, by Representatives Hurley, Perry and Evans:

Relating to memorial services commemorating deceased members of the legislature.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 6 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 6 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage and adopted.

SECOND READING OF BILLS

Senate Joint Memorial No. 10, by Senators Rasmussen, McCutcheon, Petrich, Kupka and Knoblauch:

Memorial to Congress requesting a dam to be named after Homer T. Bone.

On motion of Senator Woodall, Senate Joint Memorial No. 10 was ordered to retain its place on the second reading calendar for Friday, February 8, 1963.

Senate Bill No. 59, by Senators Woodall, Greive and Rickdall (by Legislative Council request):

Authorizing legislative review of administrative rules and regulations.

On motion of Senator Greive, Senate Bill No. 59 was ordered to retain its place on the second reading calendar for Friday, February 8, 1963.

Senate Bill No. 143, by Senators Neill and Bailey:

Amending election procedures relating to nominations and declarations of candidacy.

The bill was read the second time by sections.

Senator Hallauer moved the adoption of the following amendment:

Commencing with line 19, add sections 2, 3 and 4 to read as follows:

"Sec. 2. Section 4, chapter 130, Laws of 1961 and RCW 29.42.030 are each amended to read as follows:

The county central committee of each major political party shall consist of the precinct committeemen of the party from the several voting precincts of the county. This committee shall meet for the purpose of organization at the county courthouse at two o'clock p. m. on the second Saturday in December after each state general election unless some other time and place are designated by a sufficient notice to all the newly elected committeemen by the authorized officers of the retiring committee. For the purpose of this paragraph, a notice mailed at least seventy-two hours prior to the date of the meeting shall constitute sufficient notice.

At its organization meeting, the county central committee shall elect a chairman and vice chairman who must be of opposite sexes *and who need not be precinct committeemen*; it shall also elect a state committeeman and a state committeewoman.

Sec. 3. Section 5, chapter 130, Laws of 1961 and RCW 29.42.040 are each amended to read as follows:

Any member of a major political party who is a registered voter in the precinct may upon payment of a fee of one dollar file his declaration of candidacy with the county auditor for the office of precinct committeeman of his party in that precinct. When elected he shall serve so long as he remains an eligible voter in that precinct and until his successor has been elected at the next ensuing state [general] *primary* election.

Sec. 4. Section 6, chapter 130, Laws of 1961 and RCW 29.42.050 are each amended to read as follows:

[The statutory requirements for filing as a candidate (at the primaries) shall apply to candidates for precinct committeeman except that the filing period for this office alone shall be extended to and include the third Monday in August immediately preceding the state primaries, and] The office shall [not] be voted upon at the primaries, [but] *and* the names of all candidates must appear under the proper party and office designations on the ballot for the [general November] *primary* election and the one receiving the highest number of votes shall be declared elected: *Provided*, That to be declared elected, a candidate must receive at least ten percent of the number of votes cast for the candidate of his party receiving the greatest number of votes in his precinct. Any person elected to the office of precinct committeeman who has not filed a declaration of candidacy shall pay the fee of one dollar to the county auditor for a certificate of election. The term of office of precinct committeeman shall be for two years, commencing upon [completion of the official canvass of votes by the county canvassing board of election returns] *the first Monday in December following the election*. Should any vacancy occur in this office by reason of death, resignation or disqualification of the incumbent, or because of failure to elect, the respective county chairman of the county central committee shall be empowered to fill such vacancy by appointment: *Provided*, That the person so appointed shall have the same qualifications as candidates when filing for election to such office for such precinct: *Provided further*, That when a vacancy in the office of precinct committeeman exists because of failure to elect at a state [general] *primary* election, such vacancy shall not be filled until after the organization meeting of the county central committee and the new county chairman selected as provided by RCW 29.42.030.

The names of candidates for the office of precinct committeeman shall appear upon the state primary ballot in order of filing and shall not be rotated."

Debate ensued.

The motion was lost and the amendment was not adopted.

Senator Hallauer moved the adoption of the following amendment:

On page 1, add a new section following section 2 as follows:

"NEW SECTION. Sec. 2. State primary elections shall be open and voters may vote for such candidates as they may choose from among the candidates of one political

party only. Any partisan primary ballot which is voted partly for a candidate or candidates of one political party and partly for a candidate or candidates of another, shall be void, and only votes cast for judicial or nonpartisan candidates shall be counted."

The motion was lost and the amendment was not adopted.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 143 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

MOTION

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

AFTERNOON SESSION

At 1:30 p. m., the Senate was called to order by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Foster and Williams.

On motion of Senator Woodall, Senator Foster was excused.

The President declared the question before the Senate is: Senate Bill No. 143 on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 143, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—43.

Those voting nay were: Senators Chytil, Rasmussen—2.

Those absent or not voting were: Senators Dore, Durkan, Foster, Williams—4.

Senate Bill No. 143, having received the constitutional majority, was declared passed.

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

President Pro Tempore Riley presiding:

PRESIDENT'S PRIVILEGE

President Pro Tempore Riley:

"Members of the Senate:

"We will divert from the calendar for a few moments for something that is also of importance, not only to the members of the Senate and to our presiding officer, Mr. President, but to his family."

APPOINTMENT OF SPECIAL COMMITTEE

"In order to initiate this, may I ask that Senators Cowen, Hanna, Ryder and Moriarty, Jr., escort Lieutenant Governor Cherberg, together with his charming bride, Betty, before the bar of the Senate."

The committee of honor escorted Lieutenant Governor and Mrs. John A. Cherberg to the bar of the Senate.

President Pro Tempore Riley:

"Members of the Senate, Ladies and Gentlemen:

"Our statesman, Ernest Lennart, through the graciousness and thoughtfulness that he has always shown to us and to all the members present, has a gift, a presentation that he would like to make at this time to Mrs. Cherberg and to our President, Lieutenant Governor Cherberg."

Senator Lennart:

"Mr. President Pro Tempore, Mrs. Cherberg, John Cherberg, members of the Senate:

"If in the evening of a long, toilsome life I would be abruptly asked what, among all of the things I have done upon this earth has been most rewarding, I would without any hesitation say that experience of having served with you, Mr. President, so many years, and you fellow Senators here in the Senate in trying to better the state of Washington and make it better than it once was and to come before God's good grace and say that and mean it.

"You know I have had many hobbies in my life and they say hobbies are something you never excel in and I don't excel in anything. I am very humble in it.

"Most of you Senators have been telling the President he has been a marvelous presiding officer, fair and impartial and kind in all respects to both sides. I have never said a thing since I came here from the first day of the legislature.

"Now it looks like they are about to shingle me off the roof and I won't come back any more. I thought I should sketch each of you Senators, and I have been quite busy. One of the first days I approached a gentleman and asked him if he could get a small picture or photograph of Mrs. Cherberg. I know she is a lovely lady, and I knew I would be delighted in drawing her and making a portrait of her. I obtained a picture and later as she sat in the foyer I made quite a study of her, also still later while I was at a banquet, I put my glasses on so she couldn't see where I was focusing my eyes, but she must have seen I was really studying her face.

"Finally I got what I wished and finally I made a pen and ink drawing. I say that I made a pen and ink drawing because each and every line is irrevocable. You cannot take it away. Life is like that. You can't change it. If you have done a deed, you can't change it. You may atone for it but you can't change a thing. It is like that amendment to the U. S. Constitution that we had. Everyone said it was a very bad amendment, so they took the XVIII Amendment out with the XXI and they say we made one heck of a mess, but the XVIII Amendment will always be with us, and so it is with pen and ink. I like to draw with pen and ink. It is a very good medium. Very few do it. I do not excel.

"Now I have made this drawing of one of the loveliest ladies that I have ever seen. I do not know her well but I know she must have left a lasting impression on the man she married because you know that's how we become what we are—the books we read, the friends we make, the prayers we say—more than anything else, the woman we marry; and I should like to give you this picture now, Mr. Cherberg.

"This, Governor, is what I owe you in gratitude for your kindness and impartiality to me. It is a picture of your lovely wife. I would like to have you uncover it and take a look before I make the other presentation.

"May I also say, Senators, that should I ever visit the Cherberg home, I am not so sure the picture will be there but I know the frame will be because these lovely frames have been taken care of by my good friend, Davey Cowen."

Lieutenant Governor Cherberg:

"My good friend, Ernie, Betty, members of the Senate, Ladies and Gentlemen:

"Betty and I are really quite humble when we listen to the remarks just made by a man of outstanding character, ability and kindness. The ability, of course, includes artistic ability. I can only say, Ernie, that we are very grateful, deeply so to you for this very kind act on your part.

"I might add that my feelings are rather mixed at this particular time in the sense I believe that a person such as you should be honored here for the major contributions you have made to the people of the state of Washington and to the Senate of the state.

"Thank you very much Senator Lennart for these remarkably good drawings."

Senator Lennart:

"Now I suppose we should try with the other presentation. I have had quite a time with this. I have been sitting down in front here and the blame fellow never stood still. You know I had to be guided a good deal by some pictures but they were small and I couldn't capture what I wanted because he is constantly moving around, making decisions. It was impossible for me to follow him but finally I caught what I wanted and I have that picture. It is going to go to the lovely lady whom he married; Mrs. Cherberg."

Mrs. Cherberg:

"To follow after Senator Lennart and my husband is quite a challenge. That is a wonderful picture, really. I have always admired pen and ink sketches. In fact, I have a picture that my father gave me years ago that is a pen and ink sketch of a scene in Vermont which has always been my favorite picture and I will hang this right next to it. It is very lovely. Thank you."

Senator Lennart:

"This concludes my presentation.

"I have taken the privilege of having duplicates made of these pictures before I had them placed in frames and am keeping them for my files. I am doing this for all of the others also. Thank you very much."

President Pro Tempore Riley:

"Senator Lennart, what I say to you I am sure is echoed by everybody else.

"The learned Senator Lennart commented in his opening remarks that he did not excel in anything. Senator Lennart, you excel in one thing that is vitally important and necessary, and that is you excel in the item of thoughtfulness and generosity. What a great blessing it is to be thoughtful and to think of others. With all of the controversy that goes on in the Senate halls, when it is all over and graduation day comes, I think we all leave with some reluctance because we have made friends here.

"Certainly, Senator Lennart, everyone is your friend here and Mr. President, I think that to be honored again by Senator Lennart's initiative and joined in by your beautiful bride, Betty, again typifies what the members of the Senate think of you.

"Mr. President, and Betty, and members of the Senate:

"May I at this time take occasion to have Mrs. Lennart, who is the gallery, stand and be recognized, not only for her husband's achievements, but for her association and guidance."

(Applause.)

"I can only add one further word. You made reference to the fact that it is sometimes difficult to find Mr. President because he was bouncing around. I am sorry you didn't inform me earlier. Maybe I could have prevailed upon him to sit for four or five days and I could have presided!

"That concludes this delightful little episode. I will call upon the committee to escort you, Mr. President, from the rostrum in the style to which you would like to become accustomed. I should also like to comment that the framing was done by Senator Cowen who always puts all of us in a beautiful frame and in a beautiful frame of mind. Thank you, Senator Cowen."

The committee of honor escorted Lieutenant Governor and Mrs. Cherberg from the rostrum.

SECOND READING OF BILLS

Senate Bill No. 154, by Senators Sandison and McCormack (by Departmental request):

Authorizing exchange of standing timber on United States park lands for timber without such park lands.

On motion of Senator McCormack, Senate Bill No. 154 was ordered to retain its place on the second reading calendar for Friday, February 8, 1963.

Senate Bill No. 155, by Senators Chytil, Talley and Bailey (by Departmental request):

Providing department of natural resources may acquire, maintain and dispose of access rights to state timber and other material.

REPORT OF STANDING COMMITTEE

Senate Bill No. 155:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Providing department of natural resources may acquire, maintain and dispose of access rights to state timber and other material (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 24, strike "*and to maintain and to control*" and insert "*, and subject to all of the terms and conditions of such gift, purchase, exchange or decree of condemnation to maintain*"

On page 2, section 2, line 3, strike "any" and insert "said"

On page 2, section 2, line 8, strike "any" and insert "said"

On page 4, section 3, subsection (2), lines 5 and 6, strike "*that the department had appraised their value,*"

On page 4, section 3, subsection (2), line 20, after "*of the*" and before "*appraised*" strike "*department's*"
MIKE McCORMACK, *Chairman.*

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, Edward F. Riley, John H. Stender.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were adopted.

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

On page 4, section 3, subsection (2), line 8, after "letter" and before "mailed" insert "or certified mail, return receipt requested."

Senator Hallauer moved that the rules be suspended, Senate Bill No. 155 be advanced to third reading, the second reading considered the third, and the bill be placed on final passage.

Debate ensued.

The motion was lost.

Senator Greive moved that Senate Bill No. 155 hold its place on the second reading calendar for tomorrow, and the motion carried.

PERSONAL PRIVILEGE

Senator Bailey:

"Mr. President:

"On the point of personal privilege, I want to state that ordinarily it has been the custom to hear the proponents of the motion before the opponents. Now the proponents of this bill have never been allowed to explain the bill and actually when a motion is before the Senate for a suspension of the rules, we have permitted an explanation by the party moving to suspend the rules.

"I think this has been entirely out of order. I am going along with it now, but I am going to voice the same objection I did yesterday. If we have to put bills over every time somebody has to call home to check on it, it just means that we are not going to get many bills passed."

POINT OF INQUIRY

Senator Hallauer:

"Mr. President, where is the bill now?"

The President:

"The bill is on the second reading calendar for tomorrow."

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President:

"I just wanted to make the explanation that this bill has been agreed upon between industry and the department. I don't think there is any real problem here. If there had been permission granted to explain the bill, it wouldn't have been necessary to hold it over."

Senate Bill No. 291, by Senators Washington, Hess and Raugust (by Departmental request):

Permitting change in sign designation of state highway routes.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 291 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 291, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Durkan, Foster—2.

Senate Bill No. 291, having received the constitutional majority, was declared passed.

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

Senate Bill No. 56, by Senators Woodall, Hallauer, Foster, Dore, DeGarmo and McCormack (by Legislative Council request):

Assumption by state of certain specified jurisdiction over Indians.

The bill was read the second time by sections.

Senator Herrmann moved the adoption of the following amendment:

On page 1, section 1, line 10, strike all of section 1 and substitute the following:

Section 1. Section 1, chapter 240, Laws of 1957 and RCW 37.12.010 are each amended to read as follows:

The state of Washington hereby obligates and binds itself to assume [, as hereinafter provided] criminal and civil jurisdiction over Indians and Indian territory, reservations, country, and lands within this state in accordance with the consent of the United States given by the act of August 15, 1953 (Public Law 280, 83rd Congress, 1st Session) for the civil and criminal enforcement of state laws and regulations concerning the following matters and purposes:

- A. Compulsory school attendance
- B. Juvenile delinquency
- C. Dependent children

D. *Insanities and mental illness*

E. *Public assistance*

F. *Domestic relations*

Additional state jurisdiction in criminal and civil causes of action may be extended to particular reservations or Indian Country with the consent of the governing body of the tribe occupying the Indian Country affected by the assumption of such additional jurisdiction. This may be achieved by negotiation with the tribe or by unilateral action by the tribe. In every case the extent of such additional jurisdiction shall be determined by a resolution of the tribal governing body and become effective upon the tribe's transmittal of the resolution to the Governor of the state of Washington. Such resolution may effectively accept jurisdiction as to any particular field of criminal or civil jurisdiction. All state jurisdiction extended by virtue of this Act shall be concurrent (and not exclusive) with jurisdiction in the same matters existing in the tribes or the federal government.

PROVIDED FURTHER, That Indian Tribes that petitioned for, were granted and became subject to state jurisdiction pursuant to this chapter on or before the effective date of this amendatory act shall remain subject to state civil and criminal jurisdiction as if this amendatory act had not been enacted.

Debate ensued.

The motion was lost and the amendment was not adopted.

Senator Herrmann moved the adoption of the following amendment:

On page 3, add a new section to read as follows:

"Sec. 7. Jurisdiction shall not be assumed or accepted by this state until there is negotiated with the Federal Bureau of Indian Affairs of the United States Department of Interior a contract for reimbursement from any authorized and appropriated funds for the added costs necessitated by the assumption of such jurisdiction by the state of Washington and any county having Indian Country within its boundaries. When the board of county commissioners of any county containing Indian Country has approved said negotiated contract and their proportionate reimbursement they shall signify their approval by resolution. Thereafter, when the Governor of the state of Washington has approved said negotiated contract and the state's proportionate reimbursement he shall signify his approval of same by a proclamation assuming and accepting jurisdiction, and this amended act shall be effective thirty days after the date of said proclamation. The rates or terms of said contract shall as far as possible be on the basis of and take into consideration the untaxed Indian lands and the proportion such lands bear to the total land area of said counties and state, and the proportion the law enforcement costs caused by this assumption bears to the total law enforcement costs of said counties and state."

Debate ensued.

The motion was lost and the amendment was not adopted.

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

On page 3 add a new section following section 6 to read as follows:

"**NEW SECTION.** Sec. 7. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 8 of the title, after "RCW 37.12.020" strike the period (.) and insert "[.]; and declaring an emergency."

Passed to the Committee on Rules and Joint Rules for third reading.

MOTION

On motion of Senator Greive, Senate Bills No. 125, 128 and 250 were ordered to retain their places on the second reading calendar for Friday, February 8, 1963.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 7, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Joint Memorial No. 9, have inspected same and find it correctly enrolled and certified.

FRANK W. FOLEY, *Chairman.*

We concur in this report: Martin J. Durkan, Marshall A. Neill.

The President resumed the Chair.

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Memorial No. 9.

MOTION

At 4:00 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Friday, February 8, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-SIXTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Friday, February 8, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Dore and Foster.

On motion of Senator Riley, Senator Cowen was excused.

On motion of Senator Neill, Senator Foster was excused.

The Color Guard, consisting of Pages Michael C. O'Connell, Color Bearer, and Theresa Pomeroy, presented the Colors.

Reverend Dave Carlson, pastor of the Assembly of God Church of Olympia, offered prayer as follows:

"Almighty God, we bring to Thee our tribute of praise and thanksgiving, though we are small and unworthy; but with the assurance that Thou wilt not despise the little and insignificant, for in Thy hand it can bring Thee honor, O God, Thou hast never been without Thy witness, whether in the affairs of state or in the field of labor, and we pray help us to recognize Thy just claim upon us today in every endeavor.

"Lord, you speak to us through your Word—"If any man lack wisdom, let him ask of God, who giveth to every man liberally"—. We readily recognize our need and therefore happily come to Thee in petition that through Thy love and grace Thy sufficiency may overflow our need.

"Help us, O God, to ever realize that in the short span of time that you give us in

this life, our work, under Thy guidance and wisdom, can be done in accordance with Thy will, for Thou art God, Thou changest not.

"We commend ourselves into Thy care and keeping this day, in Jesus' name. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 7, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 56 have compared same with the original bill and find it correctly engrossed.

We concur in this report: Fred H. Dore, Martin J. Durkan, R. R. (Bob) Greive.

Senate Bill No. 17:

Senate Chamber,
Olympia, Wash., February 7, 1963.

Authorizing persons to approve bail when judge or magistrate is absent or unable to do so (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 23:

Senate Chamber,
Olympia, Wash., February 7, 1963.

Authorizing the court to stay certain proceedings without the posting of a bond (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 55:

Senate Chamber,
Olympia, Wash., February 7, 1963.

Adding fair housing to law against discrimination (reported by Judiciary Committee): MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 149:

Senate Chamber,
Olympia, Wash., February 6, 1963.

Supplementing air pollution control law (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C.

Cowen, Victor F. DeGarmo, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Ralph L. Rickdall, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 171:

Senate Chamber,
Olympia, Wash., February 6, 1963.

Prescribing standards of professional conduct (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, Victor F. DeGarmo, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Ralph L. Rickdall, Don L. Talley, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 172:

Senate Chamber,
Olympia, Wash., February 6, 1963.

Authorizing rules of professional conduct for pharmacists (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, Victor F. DeGarmo, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Ralph L. Rickdall, Don L. Talley, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 263:

Senate Chamber,
Olympia, Wash., February 8, 1963.

Providing for support of the alcoholic research program (reported by Committee on Liquor Control):

Recommends that it do pass. FRANK CONNOR, *Chairman*.

We concur in this report: Victor F. DeGarmo, Herbert H. Freise, Al Henry, George W. Kupka, W. C. Raugust, Edward F. Riley, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., February 6, 1963.

ARTHUR K. AVEY, to the position of member of the State Aeronautics Commission, appointed January 31, 1962, for the term ending December 31, 1966, succeeding himself (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., February 6, 1963.

ROBERT E. KLATT, to the position of member of the State Aeronautics Commission, appointed September 21, 1962, for the term ending December 31, 1965, succeeding Robert L. Greenhalgh (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Jack England,

Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., February 6, 1963.

MAX NICOLAI, to the position of member of the State Personnel Board, appointed January 17, 1963, for the term ending January 4, 1969, succeeding Paul Coughlin (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

AL HENRY, *Chairman*.

We concur in this report: Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill.

Passed to Committee on Rules and Joint Rules.

The Secretary read:

GUBERNATORIAL APPOINTMENTS

The following appointments by the Governor were acted upon as indicated:

MEMBERS, BOARD OF REGENTS, UNIVERSITY OF WASHINGTON

DR. A. E. ADDINGTON, appointed December 27, 1962, for the term ending March 9, 1964, succeeding Dr. Albert B. Murphy.

JOHN L. KING, appointed April 10, 1962, for the term ending March 11, 1968, succeeding himself.

JOSEPH DRUMHELLER, appointed April 10, 1962, for the term ending March 11, 1968, succeeding himself.

HAROLD S. SHEFELMAN, appointed February 7, 1963, for the term ending the second Monday in March, 1969, succeeding himself.

Referred to Committee on Higher Education and Libraries.

MEMBERS, STATE HIGHWAY COMMISSION

ERNEST J. KETCHAM, appointed August 14, 1962, for the term ending July 1, 1968, succeeding himself.

ROBERT L. MIKALSON, appointed July 17, 1961, for the term ending July 1, 1965, succeeding Harry E. Morgan.

JAMES M. BLAIR, SR., appointed July 17, 1961, for the term ending July 1, 1967, succeeding R. A. Moiso.

Referred to Committee on Highways.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 7, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 21; also Engrossed House Bill No. 29; also House Bill No. 42; also Engrossed House Bill No. 65; also House Bill No. 139, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 8, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Joint Memorial No. 9, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 8, 1963.

MR. PRESIDENT:

The Speaker has appointed, under the provisions of House Concurrent Resolution No. 6, providing a memorial service for deceased members, Representatives Henry, Braun and Moon.
S. R. HOLCOMB, *Chief Clerk.*

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed, under the provisions of House Concurrent Resolution No. 6 providing a memorial service for deceased members, Senators Morgan, Guess and McMillan.

On motion of Senator Henry, the special committee appointments were confirmed.

MOTION

Senator Kupka moved that the Committee on Labor and Social Security be relieved of further consideration of Senate Bill No. 131.

Debate ensued.

On motion of Senator Woodall, the motion of Senator Kupka was laid on the table.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 371, by Senators Gissberg, Woodall and Dore (by Joint Committee on Governmental Cooperation request):

An Act relating to state government; establishing a state law enforcement officers' training commission; providing for its organizational structure; defining its powers and duties; establishing a law enforcement officers' training fund; making an appropriation; and amending section 3, page 421, Laws of 1873 as last amended by section 1, chapter 30, Laws of 1919 and RCW 10.82.070.

Referred to Committee on State Government.

Senate Bill No. 372, by Senators Gallagher, Ryder and Durkan:

An Act relating to school district elections; and amending section 1, chapter 252, Laws of 1961 and RCW 29.13.065.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 373, by Senators Charette, Peterson and Donohue (by Departmental request):

An Act relating to game and game fish; adding a new section to chapter 77.16 RCW; and prescribing penalties.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 374, by Senators Charette, Peterson and Donohue (by Departmental request):

An Act relating to game fish; and adding a new section to chapter 77.16 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 375, by Senators Gissberg, Hallauer and Peterson (by Departmental request):

An Act relating to use of waters located within the state of Washington; and declaring a public policy.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 376, by Senators Cooney, McMillan and Herrmann:

An Act relating to highways; and amending section 47.20.220, chapter 13, Laws of 1961 as amended by section 13, chapter 21, Laws of 1961, extraordinary session, and RCW 47.20.220.

Referred to Committee on Highways.

Senate Bill No. 377, by Senators Atwood, Williams and Talley:

An Act relating to municipal corporations; amending section 12, chapter 193, Laws of 1941 and RCW 35.67.330 and 35.67.340; and repealing RCW 35.67.320.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 378, by Senator Gissberg (by Joint Committee on Governmental Cooperation request):

An Act relating to procedure of state administrative agencies; subpoenas and witnesses in contested cases; and adding three new sections to chapter 234, Laws of 1959, and to chapter 34.04 RCW.

Referred to Judiciary Committee.

Senate Bill No. 379, by Senators Gissberg and Stender:

An Act relating to collective bargaining with the state and its political subdivisions and agencies.

Referred to Committee on Labor and Social Security.

Senate Bill No. 380, by Senators Hanna, DeGarmo and Ryder (by Executive request):

An Act relating to the imposition of an excise tax on gasoline and other inflammable liquids used for the propulsion of marine watercraft; providing for the payment, collection and lien of the tax, and the distribution and use of the proceeds thereof; requiring the licensing of distributors as therein defined, and of carriers engaged in the transportation of inflammable petroleum products; requiring the execution and delivery by such distributors of surety bonds upon application for license, and requiring such distributors and carriers to display licenses, to retain certain records and to make reports; imposing duties on retail dealers, consumers, brokers, producers, carriers, and distributors; prohibiting political subdivisions from imposing a similar tax; conferring powers and imposing duties on certain state officers and departments; providing for refunds; and imposing penalties.

Referred to Committee on Ways and Means.

Senate Bill No. 381, by Senators Hanna, DeGarmo, Ryder and Hess (by Executive request):

An Act providing funds for the development of outdoor recreational facilities in the state; authorizing the issuance and sale of state general obligation bonds; providing ways and means to pay said bonds; amending section 13, chapter 174, Laws of 1957 and RCW 43.31.620; amending section 14, chapter 152, Laws of 1961 and RCW 43.31.740; providing for the submission of this act to a vote of the people; and declaring an emergency.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 382, by Senators Hanna, DeGarmo, Ryder and Hess (by Executive request):

An Act relating to the motor vehicle fuel tax; amending sections 82.36.010, 82.36.320 and 82.36.340, chapter 15, Laws of 1961 and RCW 82.36.010, 82.36.320

and 82.36.340; and repealing sections 82.36.235, 82.36.305 and 82.36.306, chapter 15, Laws of 1961 and RCW 82.36.235, 82.36.305 and 82.36.306.

Referred to Committee on Ways and Means.

Senate Bill No. 383, by Senators Hanna, DeGarmo, Ryder and Hess (by Executive request):

An Act relating to outdoor recreation; creating the Washington state outdoor recreational development board and describing its powers and duties; authorizing the allocation of moneys to participating agencies for the acquisition, construction, development and improvement of outdoor recreational facilities; providing for state participation in federal program; establishing an outdoor recreational fund; defining crimes and fixing penalties in connection therewith; providing an effective date; and making an appropriation.

Referred to committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

On motion of Senator DeGarmo, there being no objection, the rules were suspended and the additional name of Senator Hess was permitted as a sponsor to Senate Bills No. 381, 382 and 383.

Senate Joint Resolution No. 12, by Senators DeGarmo and Peterson:

Providing a plaque to honor certain persons responsible for the fish farm and recreation facilities of Capitol Lake.

Referred to Committee on Fisheries, Game and Game Fish.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 21, by Representatives McCormick, Henry and Huntley (by Executive request):

An Act relating to motor vehicles and requiring new automobiles or motor cars sold or registered after July 1, 1963, to be equipped with seat belts installed for the front seats thereof; and adding a new section to chapter 46:37 RCW.

Referred to Committee on Highways.

Engrossed House Bill No. 29, by Representatives Burtch, Anderson and Pritchard:

An Act relating to the recording of conveyances of real property by public bodies; and adding a new section to chapter 278, Laws of 1927 and to chapter 65.08 RCW.

Referred to Judiciary Committee.

House Bill No. 42, by Representatives Schaefer, Copeland and Moon (by Legislative Council request):

An Act relating to uniforms for sheriffs and their deputies.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 65, by Representatives Burtch, Rosenberg and Comfort:

An Act relating to domestic relations; and adding a new section to chapter 28, Laws of 1913, and to chapter 26.20 RCW; and declaring an emergency.

Referred to Judiciary Committee.

House Bill No. 139, by Representatives Conner, Taylor and Kirk:

An Act relating to treasurer's duties on receiving rolls and providing

notice of taxes due; and amending section 84.56.050, chapter 15, Laws of 1961, and RCW 84.56.050.

Referred to Committee on Cities, Towns and Counties.

At 11:40 a. m. the President declared the Senate to be at ease.

At noon, the President called the Senate to order.

The Secretary called the roll and announced to the President that all members of the Senate were present except Senators Cowen, Foster, Herrmann and Raugust.

On motion of Senator Riley, Senator Cowen and Senator Herrmann were excused.

On motion of Senator Neill, Senator Foster and Senator Raugust were excused.

SECOND READING OF BILLS

Senate Joint Memorial No. 10, by Senators Rasmussen, McCutcheon, Petrich, Kupka and Knoblauch:

Memorial to Congress requesting a dam to be named after Homer T. Bone.

The memorial was read the second time in full.

On motion of Senator Rasmussen, the rules were suspended, Senate Joint Memorial No. 10 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 10, and the memorial passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 10.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams—39.

Those absent or not voting were: Senators Atwood, Cowen, England, Foster, Guess, Henry, Herrmann, Raugust, Thompson, Jr., Woodall—10.

Senate Joint Memorial No. 10, having received the constitutional majority, was declared passed.

Senate Bill No. 59, by Senators Woodall, Greive and Rickdall (by Legislative Council request):

Authorizing legislative review of administrative rules and regulations.

The bill was read the second time by sections.

Senator Greive moved the adoption of the following amendment:

On page 2, section 1, line 2, after "representatives" strike the remainder of the paragraph and insert ". If, after such action by the legislative council, the agency involved persists in the offending rule, the council may prepare for introduction at the next legislative session a concurrent resolution declaring the legislative intent and expressing the determination of the legislature that such rule should be revoked or altered. Upon adoption of such concurrent resolution by the legislature, the agency shall either abrogate the rule or revise and repromulgate it accordingly."

Debate ensued.

Senator Gissberg moved that Senate Bill No. 59 be referred to the Judiciary Committee with instructions to consider amendments.

Debate ensued.

On motion of Senator Woodall the motion by Senator Gissberg was amended to include the further instruction that the committee report back to the Senate within five days.

Debate ensued.

The President stated the question before the Senate is: It has been moved that Senate Bill No. 59 be referred to the Judiciary Committee with instructions to consider amendments and to report back to the Senate within five working days.

The motion was carried.

MOTION

At 12:55 p. m., on motion of Senator Greive, the Senate recessed until 1:55 p. m.

AFTERNOON SESSION

The Senate was called to order at 1:55 p. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Foley, Foster, Henry, Herrmann, McCormack and Raugust. Senators Cowen, Herrmann, Raugust and Foster having been excused previously.

On motion of Senator Hallauer, Senator Foley was excused.

On motion of Senator Gissberg, Senator Henry was excused.

PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President:

"Point of information: When a senator is excused at the opening roll call, does he remain excused for the balance of the calendar day without making a further motion?"

RULING BY THE PRESIDENT

The President:

"That is true, Senator, unless the senator returns to the chamber and then leaves again."

SECOND READING OF BILLS

Senate Bill No. 154, by Senators Sandison and McCormack (by Departmental request):

Authorizing exchange of standing timber on United States park lands for timber without such park lands.

The bill was read the second time by sections.

On motion of Senator Sandison, the rules were suspended, Senate Bill No. 154 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 154, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Cowen, Durkan, Foley, Foster, Henry, Herrmann, Raugust—7.

Senate Bill No. 154, having received the constitutional majority, was declared passed.

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

Engrossed Senate Bill No. 155, by Senators Chytil, Talley and Bailey (by Departmental request):

Providing department of natural resources may acquire, maintain and dispose of access rights to state timber and other material.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 155 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 155, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Cowen, Foley, Foster, Herrmann, Raugust—5.

Engrossed Senate Bill No. 155, having received the constitutional majority, was declared passed.

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

Senate Bill No. 125, by Senators Gallagher, England and DeGarmo:

Relocating government in emergencies.

The bill was read the second time by sections.

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

In line 3 of the title, after "divisions" strike the period and insert ", and declaring an emergency."

On motion of Senator Gallagher, the rules were suspended, Engrossed Senate Bill No. 125 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 125, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Cowen, Foley, Foster, Herrmann, Raugust, Riley—6.

Engrossed Senate Bill No. 125, having received the constitutional majority, was declared passed.

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

Senate Bill No. 128, by Senators Gissberg, Dore, Woodall and Cowen:
Continuing government.

REPORT OF STANDING COMMITTEE

Senate Bill No. 128:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Providing for the continuity of the government of the state (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

Recommends that it do pass with the following amendments:

On page 1, section 2, line 21 after " 'Office' " and before "means" insert "or 'officers' "

On page 1, section 2, line 26 after "States" and before "causing" strike "or of the state of Washington"

VICTOR F. DEGARMO, *Chairman.*

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Gissberg, the committee amendments were adopted.

Senator Hess moved the adoption of the following amendment:

On pages 2 and 3, sections 4 and 5, line 17 on page 2 through line 13 on page 3, strike sections 4 and 5 and renumber the following sections.

Debate ensued.

Senator Rasmussen moved that Senate Bill No. 128 be referred to Committee on State Government.

Senator Gissberg demanded a roll call and the demand was sustained by Senators Durkan, Gallagher, Sandison, Donohue, Greive, McMillan, Morgan and Rasmussen.

The President:

"The question before the Senate is: It has been moved that Senate Bill No. 128 be referred to the Committee on State Government. A vote 'aye' will be to refer the bill to the Committee on State Government. A vote 'no' will be to keep the bill before the Senate with an amendment by Senator Hess pending."

ROLL CALL

The Secretary called the roll on the motion by Senator Rasmussen and the motion carried by the following vote: Yeas, 24; nays, 18; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Freise, Guess, Hallauer, Hanna, Hess, Lennart,

McCutcheon, McMillan, Moriarty, Jr., Neill, Peterson, Rasmussen, Rickdall, Ryder, Stender, Thompson, Jr., Williams—24.

Those voting nay were: Senators Cooney, Dore, Durkan, England, Gallagher, Gissberg, Greive, Henry, Knoblauch, Kupka, Mardesich, Morgan, Petrich, Riley, Sandison, Talley, Washington, Woodall—18.

Those absent or not voting were: Senators Cowen, Foley, Foster, Herrmann, Keefe, McCormack, Raugust—7.

Senate Bill No. 128 was referred to Committee on State Government.

PERSONAL PRIVILEGE

Senator Hess:

"Point of personal privilege, Mr. President:

"I think that some of the remarks in part impugn my motives and I somewhat resent them. I would like to make the record clear beyond any misunderstanding that I do not think a rewrite of this bill by any stretch of the imagination is a repudiation of Senate Joint Resolution No. 9 which the people passed, nor do I think anything in my remarks would indicate there is no merit in such a bill. My remarks indicated that certain sections of this bill were, in my judgment, very, very unwise and I think that to infer otherwise was to misinterpret the facts."

PERSONAL PRIVILEGE

Senator Gissberg:

"Point of personal privilege, Mr. President:

"Senator Hess, I in no way attempted to impugn your motives by my remarks or the motives of any Senator on this floor, nor would I ever do so. It is my hope, however, in view of the action taken by the majority of the members on this past vote, Senator Hess, that you will see to it that your alternate proposal for carrying out the mandate of the people will be met and that you will diligently work to achieve that end by providing some tools with which the constitutional provision can be fulfilled and by working out amendments or a new bill, if that be your desire and if you continue to be supported by a majority of the Senators."

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, I too rise on a point of personal privilege:

"For the information of the Senators, I was one of the co-sponsors of the arguments for Senate Joint Resolution No. 9 in the Secretary of State's Voters' Pamphlet and it is not my intention that the bill be killed. However, in reading over the bill and considering some of the aspects of it, I do not think this is the right approach for carrying Senate Joint Resolution No. 9 into effect. I was very much for it. I think that the State Government Committee under the able guidance of Senator Al Henry will be able to come up with a more favorable solution. I certainly hope they will do it and bring the bill before us."

Senate Bill No. 250, by Senators Petrich and Gallagher:

Authorizing city to aid in support of areas receiving its electricity services.

On motion of Senator Gallagher, Senate Bill No. 250 was referred to the Committee on Public Utilities.

THIRD READING OF BILLS

Engrossed Senate Bill No. 56, by Senators Woodall, Hallauer, Foster, Dore, DeGarmo and McCormack (by Legislative Council request):

Assumption by state of certain specified jurisdiction over Indians.

On motion of Senator Hallauer, further consideration of Engrossed Senate Bill No. 56 on third reading was made a special order of business immediately prior to the second reading calendar for Monday, February 11, 1963.

MOTION

At 3:00 p. m., on motion of Senator Greive, the Senate adjourned until noon, Monday, February 11, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-NINTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, February 11, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster and Hallauer.

On motion of Senator Keefe, Senator Hallauer was excused.

On motion of Senator Woodall, Senator Foster was excused.

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President:

"For the benefit of the other Senators, I would like to announce, so that you would be aware of the fact that Senator Foster is rather seriously ill in the Tacoma General Hospital and is undergoing a series of tests. There will be no determination until some few days from now. I mention that fact as perhaps our chaplain would like to know that."

The Color Guard, consisting of Pages Dennis Hindman, Color Bearer, and Dorothy Baker, presented the Colors.

The Reverend Teddy E. Turner, minister of the First Christian Church of Olympia, offered prayer as follows:

"O God, the burden of the world is great and our hands are small; the mystery of life is very deep and our love falters; sin is stubborn and our wills are feeble; without Thee, we are lost.

"Strengthen our hands, empower our love, direct our wills. Though the day be short, help us to lift some burden, bring light to some darkness and stand firm against all evil.

"Open new paths of righteousness for our souls' sake, that we may not grow weary in well-doing; lengthen our sight that we may see farther than this day.

"And as we stand in Thy presence at this moment, we would be mindful of that one who is ill. Grant unto him a sense of Divine companionship and strengthen him with courage and wisdom and fortitude for the facing of these hours.

"And when the night lays the world away, take our souls into Thy keeping and restore them with Thy spirit for the work of another day. In the Master's name. Amen."

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

The Secretary read:

**SENATE RESOLUTION
1963 -13-**

By Senators Bailey, Neill, Morgan and Gallagher:

WHEREAS, February 12 is a day set aside in this country to pay respect to the great president and statesman Abraham Lincoln; and

WHEREAS, The members of the Senate of the state of Washington desire to have some dignified observance in honor of this auspicious occasion; and

WHEREAS, Senator Ernest W. Lennart, a most respected member of this body is an outstanding expert on the subject of Abraham Lincoln and a diligent student of history, and is most capable of giving an educational address on this subject:

Now, Therefore, Be It Resolved, By the Senate of the state of Washington that Senator Ernest W. Lennart be invited to appear before the Senate and address the members concerning this immortal American, Abraham Lincoln; and

Be It Further Resolved, That this be made a special order of business at 12:00 o'clock noon on Tuesday, February 12, 1963.

On motion of Senator Bailey, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 8, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 125; also Senate Bill No. 155, have compared same with the original bills and find them correctly engrossed., *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Bill No. 7:

Senate Chamber,
Olympia, Wash., February 8, 1963.

Clarifying when lapsed time starts before destruction of court records is allowed (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

On motion of Senator Hanna, an additional 3,000 copies of Senate Bills No. 380, 381, 382 and 383 were ordered printed.

The Secretary read:

**MESSAGE FROM THE GOVERNOR
GUBERNATORIAL APPOINTMENT**

State of Washington, Executive Department,
Olympia, February 11, 1963.

To the Honorable, the Senate of the State of Washington:

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the Position of Chairman, Utilities and Transportation Commission, subject to your confirmation:

Francis Pearson, appointed January 2, 1963, for the term ending January 1, 1969, succeeding himself.

Sincerely,

ALBERT D. ROSELLINI, *Governor*

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

On motion of Senator Woodall the rules were suspended and the appointment of Francis Pearson to the position of Chairman of the Utilities and Transportation Commission was ordered to be considered immediately.

PERSONAL PRIVILEGE

Senator Durkan:

"Mr. President and fellow Senators:

"As you realize, Senator Pearson is a former member of the Senate and, according to tradition, we have always taken a former member of the Senate and rather than send his appointment to committee and hold lengthy hearings, we have attempted to bestow some honor on him by moving the appointment along and confirming his appointment on the floor.

"At this time I think many of you in the Senate know Senator Pearson who is now Chairman of the Utilities Commission under the Governor and I would appreciate it and I know that you would too, and I am sure that Francis would, if we consider his confirmation now."

Senator Dore:

"Not to delay the proceedings, but I would like to add my remarks along with Senator Durkan, that Senator Pearson, despite what would be a tremendous handicap to many men who probably would have settled for a much more limited sphere of endeavor, has demonstrated his courage, tenacity, intelligence and ability to move around and do a job like all the rest of us. I think he has done an outstanding job and gained the respect of labor and industry alike, and I think we would be remiss if we didn't add our confirmation to his loyalty and demonstrate the respect we hold for him here in the Senate."

Senator Gissberg:

"Mr. President:

"Senator Kupka, in the graciousness that only he has demonstrated over the years, has called to my attention the fact that Senator Pearson owes his present position not only to his loyalty to this group but to the fine and lovely lady standing in the south gallery who is his mother. Mrs. Pearson has been with us during the entire session and I think I have learned to know, respect and like her as much, if not more, than her son. I wonder, Mr. President, if Mrs. Pearson could please stand and be recognized by the Senate."

(Applause.)

Senator Ryder:

"Mr. President, members of the Senate:

"I want to add my words to the approbation of Senator Pearson. I have been associated with him for many years and found him to be a very fine man but there is one other thing I want to call to your attention too. Not only is he well qualified for the job, but he has loaned to Committee Room 14 the best secretary in his office for the duration of the session and I think this is ample reason why the Republicans should vote for his confirmation."

Senator Peterson:

"Mr. President, members of the Senate:

"From this side of the aisle, I would like to concur. I served with Senator Pearson in 1955 and 1957, and his grasp of any situation was so great that I marveled at the work he could do. You might say that he is the father of the present pollution program that we have and his work in fisheries was so outstanding that we advanced our service into the fish farming area and various other phases of the work."

The motion was carried.

APPOINTMENT OF FRANCIS PEARSON

The Secretary called the roll and the appointment of Francis Pearson to the position of Chairman of the Utilities and Transportation Commission was

confirmed by the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foster, Hallauer—2.

Having received the majority approval of the Senate, the appointment of Francis Pearson to the position of Chairman of the Utilities and Transportation Commission was confirmed.

GUBERNATORIAL APPOINTMENTS

The following appointments by the Governor were acted upon as indicated:

MEMBER, STATE LIQUOR CONTROL BOARD

GARLAND SPONBURGH, appointed August 1, 1961, for the term ending January 15, 1970, succeeding Charles W. Bryant.

Referred to Committee on Liquor Control.

STATE PARKS AND RECREATION COMMISSION

CLAIR V. GREELEY, appointed January 3, 1963, for the term ending December 31, 1968, succeeding himself.

ELEANOR GORDON, appointed July 17, 1961, for the term ending December 31, 1966, succeeding Constance T. Staatz.

HOWARD MARTIN, appointed August 3, 1961, for the term ending December 31, 1966, succeeding John M. McClelland, Jr.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

STATE BOARD OF PRISON TERMS AND PAROLES

MRS. CHARLOTTE PAUL GROSHALL, appointed December 3, 1962, for the term ending April 15, 1964, succeeding Mrs. Helen C. Shank.

GEORGE F. PARKS, appointed April 16, 1962, for the term ending April 15, 1967, succeeding himself.

HARRIS HUNTER, appointed February 11, 1963, for the term ending April 15, 1968, succeeding himself.

Referred to Committee on Public Institutions.

MEMBER, WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION

C. CLEMENT FRENCH, appointed July 10, 1962, for the term ending June 9, 1966, succeeding himself.

Referred to Committee on Higher Education and Libraries.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 9, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 8; also Engrossed House Bill No. 143; also House Bill No. 144; also

House Bill No. 151; also
 Engrossed House Bill No. 188; also
 House Bill No. 204; also
 House Bill No. 225; also
 House Bill No. 275, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., February 9, 1963.

MR. PRESIDENT:

The Speaker has signed House Concurrent Resolution No. 6, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: House Concurrent Resolution No. 6.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 384, by Senators McCormack, Peterson and McMillan (by Departmental request):

An Act relating to parks; amending section 5, chapter 271, Laws of 1947 as last amended by section 12, chapter 307, Laws of 1961, and RCW 43.51.060; and amending section 8, chapter 149, Laws of 1921, and RCW 43.51.180.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 385, by Senators Freise and Keefe:

An Act relating to state government; establishing within the department of institutions a division of probation and parole and providing for the transfer of powers and duties thereto; amending section 72.01.030, chapter 28, Laws of 1959 and RCW 72.01.030; amending section 3, chapter 114, Laws of 1935 and RCW 9.95.170; amending section 7, chapter 114, Laws of 1935 and RCW 9.95.260; amending section 3, chapter 227, Laws of 1957 and RCW 9.95.200; amending section 4, chapter 227, Laws of 1957 and RCW 9.95.210; amending section 8, chapter 227, Laws of 1957 and RCW 9.95.250; adding a new chapter to Title 72 RCW; and providing an effective date.

Referred to Committee on Public Institutions.

Senate Bill No. 386, by Senator Mardesich:

An Act relating to participation in the New York World's fair; making an appropriation; and declaring an emergency.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 387, by Senators Rasmussen and Freise (by Legislative Council request):

An Act relating to the state employees' retirement system; and amending section 38, chapter 274, Laws of 1947 as last amended by section 12, chapter 291, Laws of 1961 and RCW 41.40.370.

Referred to Committee on Labor and Social Security.

Senate Bill No. 388, by Senator Bailey (by Departmental request):

An Act relating to state government; and amending section 8, chapter 76, Laws of 1909 and RCW 43.09.260.

Referred to Committee on State Government.

Senate Bill No. 389, by Senators Gallagher, Thompson, Jr. and Hallauer:

An Act relating to library local improvement districts; amending section 2, chapter 162, Laws of 1961 and RCW 27.14.020; and amending section 3, chapter 162, Laws of 1961 and RCW 27.14.030; and amending section 4, chapter 162, Laws of 1961 and RCW 27.14.040; and adding new sections to chapter 162, Laws of 1961 and chapter 27.14 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 390, by Senators Kupka, Freise and Riley:

An Act relating to savings and loan associations; amending section 7, chapter 235, Laws of 1945, and RCW 33.08.060; amending section 29, chapter 235, Laws of 1945, and RCW 33.12.010; amending section 49, chapter 235, Laws of 1945, as amended by section 3, chapter 71, Laws of 1953, and RCW 33.12.090; amending section 51, chapter 235, Laws of 1945, as amended by section 2, chapter 222, Laws of 1961, and RCW 33.12.150; amending section 15, chapter 235, Laws of 1945, and RCW 33.16.020; amending section 46, chapter 235, Laws of 1945, and RCW 33.20.080; amending section 58, chapter 235, Laws of 1945, as last amended by section 6, chapter 71, Laws of 1953, and RCW 33.24.010; amending section 80, chapter 235, Laws of 1945, and RCW 33.32-.010; amending section 4, chapter 122, Laws of 1955, and RCW 33.48.030; and adding a new section to chapter 235, Laws of 1945, and to chapter 33.20 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 391, by Senator Washington:

An Act relating to the obstruction of justice; amending section 420, chapter 249, Laws of 1909 and RCW 9.69.060; amending section 110, chapter 249, Laws of 1909 and RCW 9.69.070; amending section 1, chapter 17, Laws of 1901 as amended by section 111, chapter 249, Laws of 1909 and RCW 9.69.080; amending section 115, chapter 249, Laws of 1909 and RCW 9.69.090; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 392, by Senator Washington:

An Act relating to grand juries; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 393, by Senator Washington:

An Act prescribing the limitations on criminal prosecutions; and amending section 10, page 77, Laws of 1854 as last amended by section 1, chapter 12, Laws of 1937, and RCW 10.01.020.

Referred to Judiciary Committee.

Senate Bill No. 394, by Senator Washington:

An Act relating to public officers and employees; regulating their conduct; prohibiting certain conduct, with certain exceptions; adding a new chapter to Title 42 RCW; and providing penalties.

Referred to Committee on State Government.

Senate Bill No. 395, by Senator Washington:

An Act relating to evidence given by witnesses; amending section 294, page 187, Code of 1854 as last amended by section 392, Code of 1881 and RCW 5.60.060.

Referred to Judiciary Committee.

Senate Bill No. 396, by Senator Washington:

An Act relating to public works and contracts; adding a new chapter to Title 39 RCW; as set forth in sections 2 through 6 of this amendatory act; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 397, by Senators Dore and Rasmussen:

An Act relating to revenue and taxation; adding a new section to chapter 84.36 RCW; and prescribing penalties.

Referred to Committee on Ways and Means.

Senate Bill No. 398, by Senator Mardesich:

An Act relating to public highways; and repealing sections 47.01.010 through 47.01.100, chapter 13, Laws of 1961 and RCW 47.01.010 through 47.01.100.

Referred to Committee on Highways.

Senate Bill No. 399, by Senators McCormack, Knoblauch and Peterson:

An Act relating to diesel powered motor vehicles; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.37 RCW.

Referred to Committee on Highways.

Senate Bill No. 400, by Senators Sandison, Riley and Moriarty, Jr.:

An Act relating to the construction of a bridge between Fletcher Bay on Bainbridge Island and Gilberton on the Kitsap Peninsula and connecting highways thereto; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 401, by Senators Sandison, Riley and Moriarty, Jr.:

An Act relating to highways; establishing secondary state highway No. 21D; and providing an effective date.

Referred to Committee on Highways.

Senate Bill No. 402, by Senators McCormack, Rasmussen and Stender:

An Act relating to commercial vehicles; and providing penalties.

Referred to Committee on Highways.

Senate Bill No. 403, by Senators Woodall, Greive and Petrich:

An Act relating to actions by a parent for the death of a child and damages which may be awarded therefor.

Referred to Judiciary Committee.

Senate Bill No. 404, by Senators Kupka, Gallagher and Connor:

An Act relating to industrial insurance coverage; and amending section 51.12.020, chapter 23, Laws of 1961 and RCW 51.12.020.

Referred to Committee on Labor and Social Security.

Senate Bill No. 405, by Senators Hanna, Hallauer and Durkan:

An Act relating to public utility district financing and refunding; amending section 8, chapter 182, Laws of 1941 as amended by section 10, chapter 218, Laws of 1959 and RCW 54.24.090; and declaring an emergency.

Referred to Committee on Public Utilities.

Senate Bill No. 406, by Senators Williams, Kupka and Riley:

An Act relating to cities and towns; amending section 2, 3, 4, 5, 9, 10, 12, 13, and 18, chapter 282, Laws of 1961 and RCW 35.13.171, 35.13.172, 35.13.173,

35.13.174, 35.13.040, 35.13.050, 35.13.060, 35.13.080, and 35.13.125; and amending sections 1 and 2, chapter 200, Laws of 1961 and RCW 35.02.150 and 35.13.175.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 407, by Senators Rasmussen and Freise (by Legislative Council request):

An Act relating to retirement and pensions; amending section 2, chapter 92, Laws of 1943, as last amended by section 1, chapter 212, Laws of 1961, and RCW 35.39.040; amending section 6, chapter 250, Laws of 1947, as last amended by section 1, chapter 222, Laws of 1955, and RCW 43.43.170; amending section 4, chapter 91, Laws of 1947 and RCW 41.16.040; amending section 3, chapter 261, Laws of 1945, as last amended by section 1, chapter 116, Laws of 1957, and RCW 41.24.030; amending section 9, chapter 207, Laws of 1939 and RCW 41.28.080; amending section 20, chapter 80, Laws of 1947, as last amended by section 1, chapter 297, Laws of 1961, and RCW 41.32.200; amending section 10, chapter 71, Laws of 1947, as last amended by section 1, chapter 158, Laws of 1957, and RCW 41.44.100; amending section 8, chapter 229, Laws of 1937, as last amended by section 1, chapter 221, Laws of 1955, and RCW 2.12.070; amending section 8, chapter 274, Laws of 1947, as last amended by section 9, chapter 281, Laws of 1961, and RCW 41.40.070; repealing section 2, chapter 91, Laws of 1959 and RCW 41.40.075; and providing an effective date.

Referred to Committee on State Government.

Senate Bill No. 408, by Senators Rasmussen and Stender (by Legislative Council request):

An Act relating to retirement and pensions; amending section 1, chapter 261, Laws of 1945; as amended by section 1, chapter 263, Laws of 1955 and RCW 41.24.010; amending section 3, chapter 261, Laws of 1945, as last amended by section 1, chapter 116, Laws of 1957 and RCW 41.24.030; amending section 8, chapter 261, Laws of 1945, as amended by section 9, chapter 263, Laws of 1955 and RCW 41.24.080; amending section 12, chapter 261, Laws of 1945, as amended by section 10, chapter 263, Laws of 1955 and RCW 41.24.120; amending section 15, chapter 261, Laws of 1945, as last amended by section 1, chapter 159, Laws of 1957 and RCW 41.24.150; amending section 16, chapter 261, Laws of 1945, as last amended by section 1, chapter 57, Laws of 1961 and RCW 41.24.160; amending section 21, chapter 261, Laws of 1945, as amended by section 3, chapter 159, Laws of 1957 and RCW 41.24.210; amending section 22, chapter 261, Laws of 1945, as last amended by section 5, chapter 57, Laws of 1961 and RCW 41.24.220; amending section 6, chapter 263, Laws of 1955 and RCW 41.24.290; amending section 7, chapter 263, Laws of 1955 and RCW 41.24.300; amending section 1, chapter 250, Laws of 1947, as last amended by section 1, chapter 244, Laws of 1955 and RCW 43.43.120; amending section 2, chapter 250, Laws of 1947, as last amended by section 2, chapter 262, Laws of 1953 and RCW 43.43.130; amending section 3, chapter 250, Laws of 1947, as last amended by section 6, chapter 300, Laws of 1961 and RCW 43.43.140; amending section 4, chapter 244, Laws of 1955 and RCW 43.43.165; amending section 6, chapter 250, Laws of 1947, as amended by section 1, chapter 222, Laws of 1955 and RCW 43.43.170; amending section 7, chapter 250, Laws of 1947 and RCW 43.43.180; amending section 9, chapter 250, Laws of 1947 and RCW 43.43.200; amending section 11, chapter 250, Laws of 1947, as last amended by section 1, chapter 93, Laws of 1961 and RCW 43.43.200; amending

section 14, chapter 250, Laws of 1947, as last amended by section 3, chapter 162, Laws of 1957 and RCW 43.43.250; amending section 17, chapter 250, Laws of 1947, as last amended by section 3, chapter 93, Laws of 1961 and RCW 43.43.280; repealing section 2, chapter 263, Laws of 1955 and RCW 41.24.250; repealing section 3, chapter 263, Laws of 1955 and RCW 41.24.260; repealing section 4, chapter 263, Laws of 1955 and RCW 41.24.270; repealing section 8, chapter 263, Laws of 1955 and RCW 41.24.310; repealing section 4, chapter 250, Laws of 1947 and RCW 43.43.150; repealing section 5, chapter 250, Laws of 1947 and RCW 43.43.160; repealing section 8, chapter 250, Laws of 1947 and RCW 43.43.190; and adding a new section to chapter 274, Laws of 1947 and to chapter 41.40 RCW.

Referred to Committee on State Government.

Senate Joint Resolution No. 13, by Senator McCormack:

Changing by constitutional amendment the vote required for a constitutional convention.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Concurrent Resolution No. 4, by Senator Kupka:

Creating legislative committee on murals.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

On motion of Senator Kupka, there being no objection, the rules were suspended and the names of Senators DeGarmo and Peterson were permitted as additional sponsors to Senate Concurrent Resolution No. 4.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 8, by Representatives Wang, Mundy and Olsen:

An Act relating to real estate brokers, associate real estate brokers and real estate salesmen and providing for the regulation, supervision and licensing thereof; amending section 2, chapter 252, Laws of 1941 as last amended by section 1, chapter 235, Laws of 1953 and RCW 18.85.010; amending section 5, chapter 252, Laws of 1941, section 1, chapter 111, Laws of 1945 as amended by sections 2 and 4, chapter 222, Laws of 1951 as amended by section 3, chapter 235, Laws of 1953 and RCW 18.85.030 and 18.85.050; amending section 4, chapter 252, Laws of 1941 as last amended by section 2, chapter 235, Laws of 1953 and RCW 18.85.040, section 8, chapter 252, Laws of 1941 and RCW 18.85.060, section 17, chapter 235, Laws of 1953 and RCW 18.85.071, section 14, chapter 252, Laws of 1941 as last amended by section 4, chapter 235, Laws of 1953 and RCW 18.85.080, section 18, chapter 235, Laws of 1953 and RCW 18.85.085, section 15, chapter 252, Laws of 1941 as last amended by section 5, chapter 235, Laws of 1953 and RCW 18.85.090, and sections 6 and 25, chapter 252, Laws of 1941 as combined and amended by section 8, chapter 222, Laws of 1951 and RCW 18.85.100; amending section 11, chapter 252, Laws of 1941, section 2, chapter 118, Laws of 1943, section 3, chapter 111, Laws of 1945, section 1, chapter 203, Laws of 1947, section 12, chapter 252, Laws of 1941, section 4, chapter 111, Laws of 1945, section 2, chapter 203, Laws of 1947 and section 16, chapter 252, Laws of 1941, section 6, chapter 111, Laws of 1945, section 3, chapter 203, Laws of 1947 as amended by sections 10, 11, 12 and 13, chapter 222, Laws of 1951 and sections 6, 7 and 8, chapter 235, Laws of 1953 and RCW 18.85.120, 18.85.130, 18.85.140 and 18.85.150; amending sec-

tion 3, chapter 252, Laws of 1941 as amended by section 9, chapter 222, Laws of 1951 and RCW 18.85.110, section 21, chapter 222, Laws of 1951 as amended by section 9, chapter 235, Laws of 1953 and RCW 18.85.161, section 22, chapter 222, Laws of 1951 and RCW 18.85.163, section 10, chapter 252, Laws of 1941 as last amended by section 14, chapter 222, Laws of 1951 and RCW 18.85.170, section 15, chapter 222, Laws of 1951 as amended by section 41, chapter 52, Laws of 1957 and RCW 18.85.180, section 42, chapter 52, Laws of 1957 and RCW 18.85.190, section 43, chapter 52, Laws of 1957 and RCW 18.85.200, section 27, chapter 252, Laws of 1941 as last amended by section 10, chapter 235, Laws of 1953 and RCW 18.85.210, section 7, chapter 252, Laws of 1941 as amended by section 11, chapter 235, Laws of 1953 and RCW 18.85-.220, section 19, chapter 252, Laws of 1941 as last amended by section 12, chapter 235, Laws of 1953 and RCW 18.85.230, section 23, chapter 222, Laws of 1951 and RCW 18.85.251, section 24, chapter 222, Laws of 1951 and RCW 18.85.261, section 25, chapter 222, Laws of 1951 and RCW 18.85.271, section 26, chapter 222, Laws of 1951 and RCW 18.85.281, section 19, chapter 222, Laws of 1951 as last amended by section 44, chapter 52, Laws of 1957 and RCW 18.85.310, section 26, chapter 252, Laws of 1941 as last amended by section 14, chapter 235, Laws of 1953 and RCW 18.85.320, section 24, chapter 252, Laws of 1941 as last amended by section 15, chapter 235, Laws of 1953 and RCW 18.85.330, section 23, chapter 252, Laws of 1941 as amended by section 20, chapter 222, Laws of 1951 and RCW 18.85.340, section 16, chapter 235, Laws of 1953 as amended by section 48, chapter 52, Laws of 1957 and RCW 18.85.350; adding a new section to chapter 252, Laws of 1941 and to chapter 18.85 RCW; repealing section 17, chapter 252, Laws of 1941 as last amended by section 18, chapter 222, Laws of 1951 and RCW 18.85.300; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Engrossed House Bill No. 143, by Representatives Huntley, Rosenberg and Leland (by Highway Interim Committee request):

An Act relating to motor vehicle speedlimits; adding new sections to chapter 46.48 RCW; amending section 46.48.023, chapter 12, Laws of 1961 and RCW 46.48.023; and repealing sections 46.48.010, 46.48.020, 46.48.022, 46.48.024, 46.48.030, 46.48.040, 46.48.044, 46.48.070, 46.48.090, and 46.48.100, chapter 12, Laws of 1961 and RCW 46.48.010, 46.48.020, 46.48.022, 46.48.024, 46.48.030, 46.48.040, 46.48.044, 46.48.070, 46.48.090, and 46.48.100, and section 46.48.021, chapter 12, Laws of 1961 as amended by section 1, chapter 120, Laws of 1961 and RCW 46.48.021.

Referred to Committee on Highways.

House Bill No. 144, by Representatives Beierlein, Leland and Rosenberg (by Highway Interim Committee request):

An Act relating to motor vehicles and the licensing of operators thereof; adopting a compact between this and other states or provinces; and providing an effective date.

Referred to Committee on Highways.

House Bill No. 151, by Representatives Adams, McElroy and Odell (by Departmental request):

An Act relating to health services and authorizing municipal corporations to contract for health services.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 188, by Representatives Burtch, Miles and Sawyer:

An Act relating to arson in the second degree; and amending section 40, page 82, Laws of 1854 as last amended by section 1, chapter 265, Laws of 1927, and RCW 9.09.020; and declaring an emergency.

Referred to Judiciary Committee.

House Bill No. 204, by Representatives Flanagan, Bozarth and Reese (by Departmental request):

An Act relating to public livestock markets; amending section 6, chapter 182, Laws of 1961 and RCW 16.65.420; and adding new sections to chapter 16.65 RCW.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 225, by Representatives Moon, Berentson and Brachtenbach (by Departmental request):

An Act relating to animal diseases; providing for the slaughtering or destruction of diseased animals and indemnity therefor; and adding a new section to chapter 165, Laws of 1927 and chapter 16.36 RCW.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 275, by Representatives Rosenberg, Mundy and McDougall:

An Act relating to public highways; providing for certification back to and vesting of title in counties, cities and towns of state highway routes, or portions thereof, when no longer required as part of the state highway system; amending section 36.75.090, chapter, Laws of 1963 and RCW 36.75.090; and amending section 47.24.010, chapter 13, Laws of 1961 and RCW 47.24.010.

Referred to Committee on Highways.

MOTION

At 12:45 p. m., on motion of Senator Greive, the Senate recessed until 1:45 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster and Hallauer, who had been excused.

SPECIAL ORDER OF BUSINESS

THIRD READING OF BILLS

The time having arrived, the President declared the special order of business is: Engrossed Senate Bill No. 56 on third reading.

Engrossed Senate Bill No. 56, by Senators Woodall, Hallauer, Foster, Dore, DeGarmo and McCormack (by Legislative Council request):

Assumption by state of certain specified jurisdiction over Indians.

Senator Woodall moved that the rules be suspended, the second reading considered the third, and Engrossed Senate Bill No. 56 be placed on final passage.

Debate ensued.

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 56 and the bill passed the Senate by the following vote: Yeas, 35; nays, 10; absent or not voting, 4.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cowen, DeGarmo, England, Foley, Freise, Gallagher, Greive, Guess, Henry, Hess, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—35.

Those voting nay were: Senators Bailey, Cooney, Donohue, Gissberg, Hanna, Herrmann, Kupka, McMillan, Mardesich, Sandison—10.

Those absent or not voting are: Senators Dore, Durkan, Foster, Hallauer—4.

Engrossed Senate Bill No. 56, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Woodall, Engrossed Senate Bill No. 56 was ordered immediately transmitted to the House.

On motion of Senator Greive, the Senate reverted to the seventh order of business.

SECOND READING OF BILLS

Senate Bill No. 33, by Senators Kupka, Keefe and Thompson, Jr. (by Legislative Council request):

Providing for insurance coverage for passengers and crew of department of natural resources aircraft.

The bill was read the second time by sections.

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

On page 1, section 1, line 15, after "resources," and before "during" insert "or the department of fisheries,"

Senator Mardesich moved the adoption of the following amendment:

On page 1, section 1, line 19, change the period to a semicolon and add the following: *Provided Further*, That such insurance coverage shall not exceed \$10,000.00 per individual.

Debate ensued.

On motion of Senator Greive, Senate Bill No. 33 together with pending amendments, was ordered placed at the end of the second reading calendar.

Senate Bill No. 129, by Senators Dore, Knoblauch and Chytil:

Providing civil defense workmen's compensation.

REPORT OF STANDING COMMITTEE

Senate Bill No. 129:

Senate Chamber,

Olympia, Wash., February 11, 1963.

Providing civil defense workmen's compensation (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

Recommends that it do pass with the following amendments:

In section 1, line 25, strike the comma (,) following "emergencies," and insert "caused by natural disaster or enemy attack,"

In section 1, line 27, strike the period (.) following "function." and insert "in Washington."
 VICTOR F. DEGARMO, *Chairman.*

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

The bill was read the second time by sections.

Senator Dore moved the adoption of the committee amendments.

Debate ensued.

Senator Dore moved that Senate Bill No. 129 be ordered to retain its place on the second reading calendar for tomorrow.

The motion was carried.

Senate Bill No. 33, by Senators Kupka, Keefe and Thompson, Jr. (by Legislative Council request):

Providing for insurance coverage for passengers and crew of department of natural resources aircraft.

The President stated the question before the Senate to be the adoption of the amendment presented earlier by Senator Mardesich.

On motion of Senator Mardesich, there being no objection, the amendment was withdrawn.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 1, section 1, line 19, after "aircraft" insert "Provided further, That the benefits payable to any person insured for both life and disability shall not exceed \$20,000.00."

Debate ensued.

MOTIONS

Senator Riley moved that Senate Bill No. 33 be referred to the Committee on State Government for the purpose of re-evaluating hospitalization and life insurance as well as disability insurance coverage and the amendments thereon.

Senator Kupka moved that the motion by Senator Riley be laid on the table.

The President stated the question before the Senate is: It has been moved by Senator Kupka that the motion as presented by Senator Rily be laid on the table.

The motion carried on a rising vote.

On motion of Senator Kupka, Senate Bill No. 33 was ordered to retain its place on the second reading calendar for tomorrow.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"It has been called to the attention of the President that there is a very honored and distinguished member of the Republican Party present in the Senate chamber this afternoon, Mr. Grant Reynolds, deputy chairman of the Republican National Committee."

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee of honor consisting of Senators Neill, Dore and Woodall to escort Mr. Grant Reynolds to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"It seems especially appropriate to the President that we should receive a visitation

from such a celebrated and renowned personality as Mr. Reynolds and on the eve of the birthday of our exalted president, Abraham Lincoln.

"The President at this time should like the deep privilege and honor of presenting to you Mr. Grant Reynolds, deputy chairman of the Republican National Committee."

Mr. Reynolds:

"Mr. Lieutenant Governor, and the distinguished members of the Senate of the state of Washington:

"It is a real honor for me to appear before you and bring you greetings from the members of the Republican National Committee, who, along with you in the state of Washington and all Americans throughout this country, will be celebrating tomorrow the birthday of the most distinguished of all American presidents and the man whose impact upon your life and the life of your nation is as impressive today as it was a hundred years ago.

"I think all of us, Republicans and Democrats alike, can take inspiration from the great contributions which Lincoln made toward not only saving the union from self destruction, but in encouraging men to look at the serious moral and spiritual foundations upon which this nation is founded and remain true to those foundations and remain true to that heritage.

"It is in this spirit that I accept the high honor which is accorded to me by your presiding officer, the Lieutenant Governor, and wish for you a very sound and very constructive session of your legislature."

The President:

"Mr. Reynolds, the members of the Senate and the President thank you very much for appearing today. I am sure that you will find that the members of the Senate and the ladies and gentlemen present today are in full accord with your inspiring and interesting remarks."

The committee of honor escorted Mr. Reynolds from the rostrum.

MOTION

At 3:00 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Tuesday, February 12, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTIETH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Tuesday, February 12, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster and Herrmann.

On motion of Senator Bailey, Senator Herrmann was excused.

On motion of Senator Neill, Senator Foster was excused.

The Color Guard, consisting of Pages Dennis Hindman, Color Bearer, and Dorothy Baker, presented the Colors.

Reverend Teddy E. Turner, minister of the First Christian Church of Olympia, offered prayer as follows:

"O God, our Father, center and soul of every sphere, yet to each human heart how near, we commit ourselves to Thy care and mercy at the beginning of this day.

"Especially do we remember before Thee these leaders of the people. May the love of justice and the justice of love which each holds dear find visible expression through the bills and laws which they will consider this day.

"From the pressures and anxieties which attend their labors, help them to find some sanctuary where in quietness and peace they may gain composure of mind and soul for the casting of responsible decisions.

"We would be mindful of the health and strength which Thou dost provide for our daily tasks. Again, we beseech Thy divine guidance to be with Senator Foster, his family, and those who attend him in the hospital, during this crisis which has descended upon his life.

"Long may our land be bright with freedom's holy light; protect us by Thy might, Great God, our King! Amen."

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

The Secretary read:

MESSAGE FROM THE STATE HIGHWAY COMMISSION

Olympia, Wash., January 21, 1963.

The Honorable, the Senate of the State of Washington:

LADIES AND GENTLEMEN:

In accordance with the provisions of section 6, chapter 1, Laws of 1961 (RCW 41.06.060), the Washington State Highway Commission respectfully submits for confirmation of the Washington State Senate the following appointments to the Highway Department Personnel Board:

- (1) Mr. Ernest G. Jones, Executive Vice President, Skagit Steel and Iron Works, P. O. Box 151, Sedro Woolley, Washington.
Transferred on August 23, 1961, from the two-year term position to the four-year term position on the Board, the latter position having been vacated through the resignation of Mr. Thomas J. Richardson. The four-year term runs until January 2, 1965.
- (2) Mr. Russell T. Conlon, Business Manager, Operating Engineers Local 302, Western Avenue and Clay Street, Seattle, Washington.

Original appointment on August 23, 1961, to fill the two-year position vacated by Mr. Ernest G. Jones, said term running until January 2, 1963. Reappointed on January 15, 1963, to a six-year term running until January 2, 1969.

Very truly yours,

WASHINGTON STATE HIGHWAY COMMISSION
(by) ERNEST A. COWELL, *Chairman*.

REPORTS OF STANDING COMMITTEES

HIGHWAY COMMISSION APPOINTMENTS

Senate Chamber,
Olympia, Wash., February 12, 1963.

ERNEST G. JONES, of Sedro Woolley, to the Highway Personnel Board for the term ending January 2, 1965, who transferred on August 23, 1961 from the two-year position to the four-year term position on the Board, the latter position having been vacated by the resignation of Thomas J. Richardson, by the State Highway Commission (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

NAT WASHINGTON, *Chairman*.
....., *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Martin J. Durkan, Herbert H. Freise, Sam C. Guess, Karl V. Herrmann, Andy Hess, James Keefe, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Edward F. Riley, Gordon Sandison.

Senate Chamber,
Olympia, Wash., February 12, 1963.

RUSSELL T. CONLON, of Seattle, to the Highway Personnel Board for the term ending January 2, 1969, originally appointed on August 23, 1961 to fill the two-year position vacated by Ernest G. Jones, said term running to January 2, 1963, and reappointed on January 15, 1963 to a six-year term, by the State Highway Commission (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

NAT WASHINGTON, *Chairman*.
....., *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Martin J. Durkan, Herbert H. Freise, Sam C. Guess, Karl V. Herrmann, Andy Hess, James Keefe, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Edward F. Riley, Gordon Sandison.

CONFIRMATION OF HIGHWAY COMMISSION APPOINTMENTS

Senator Washington moved that the rules be suspended, reports of the committee be adopted and that the appointments of Ernest G. Jones and Russell T. Conlon to the State Highway Department Personnel Board be immediately considered by the Senate.

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President, members of the Senate, I would like to make a brief explanation:

"It has just come to the attention of the Committee on Highways that under the Revised Code of Washington, chapter 41.06.060, it is provided that where appointments are made by the Highway Commission, the confirmations must be made within thirty days after the session begins. This is the thirtieth day and they must be considered and acted upon today. This is the reason for the motion that these appointments do not go through the Committee on Rules and Joint Rules but action be taken on them at this time."

POINT OF INQUIRY

Senator Woodall:

"Does Senator Washington yield to a question?"

Senator Washington:

"With a certain amount of fear, I yield."

Senator Woodall:

"Whose fault is it that the Senate didn't get them earlier?"

Senator Washington:

"I would say that it would be my fault."

Senator Woodall:

"You mean you have had them for quite a while?"

Senator Washington:

"We have had them. We did intend and hoped to have these people in before us. They were both out of the state and we have had the appointments for a considerable period of time. We were not aware until just a day or so ago of this particular problem, so I will take the responsibility for it."

Senator Woodall:

"But your committee has recommended these appointments?"

Senator Washington:

"Yes, the committee has recommended them."

Senator Raugust:

"If I may, I think I can answer Senator Woodall's question, supporting Senator Washington. I was on the subcommittee to recommend these applications. I could not get the information last week and asked Senator Washington to give me some time. I received the information and yesterday I recommended to them. I just want to support Senator Washington in that the delay was caused by the subcommittee."

The motion was carried.

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President, members of the Senate:

"Mr. Jones has been on the State Highway Department Personnel Board. This is the Personnel Board and not the Highway Commission itself. This Board was set up by the vote of the people. He is taking the place of Mr. Richardson who is resigning. Mr. Jones will then be appointed to the position of Chairman, which is for a two year term.

"The other member, Russell T. Conlon, is the Business Manager of the Operating Engineers Local 302 from the city of Seattle and in discussing the matter with the members of the Committee on Highways, we checked his qualifications.

"Both of these men are eminently qualified for the position for which they have been appointed."

APPOINTMENT OF ERNEST G. JONES

The Secretary called the roll and the appointment of Ernest G. Jones as a member of the State Highway Department Personnel Board was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall

Those absent or not voting were: Senators Foster, Hallauer, Herrmann, Lennart—4.

Having received the approval of the Senate, the appointment of Ernest G. Jones as a member of the State Highway Department Personnel Board was confirmed.

APPOINTMENT OF RUSSELL T. CONLON

The Secretary called the roll and the appointment of Russell T. Conlon as a member of the State Highway Department Personnel Board was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Dore, Foster, Hallauer, Herrman, Lennart—5.

Having received the approval of the Senate, the appointment of Russell T. Conlon as a member of the State Highway Department Personnel Board was confirmed.

Senate Bill No. 164:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Repealing restrictions on liquor sales in University District (reported by Committee on Liquor Control):

MAJORITY recommends that it do pass.

FRANK CONNOR, *Chairman.*

We concur in this report: Victor F. DeGarmo, Al Henry, George W. Kupka, Edward F. Riley, Perry B. Woodall.

Senate Bill No. 164:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Repealing restrictions on liquor sales in University District (reported by Committee on Liquor Control):

MINORITY recommends that it do not pass.

....., *Chairman.*

I concur in this report: W. C. Raugust.

Passed to Committee on Rules and Joint Rules for second reading

Senate Bill No. 204:

Senate Chamber,
Olympia, Wash., February 11, 1963.

Implementing public right of access to public records and public meetings (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman.*

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 243:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Providing for a toll bridge across Columbia river in vicinity of Vernita (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Herbert H. Freise, Karl V. Herrmann, Andy Hess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison.

Referred to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 287:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Modifying laws relating to motor vehicle and aircraft registration (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Herbert H. Freise, Sam C. Guess, Karl V. Herrmann, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 288:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Supplementing law relating to motor vehicle equipment and lighting (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Herbert H. Freise, Sam C. Guess, Karl V. Herrmann, Andy Hess, James Keefe, Reuben A. Knoblauch, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Edward F. Riley, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

MOTIONS

On motion of Senator Petrich, the Judiciary Committee was relieved of further consideration of Senate Bill No. 119.

On motion of Senator Petrich, Senate Bill No. 119 was referred to the Committee on Ways and Means.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 409, by Senators Moriarty, Jr., Riley and Williams:

An Act relating to the University of Washington; allocating the income derived from lands granted for university purposes to the University of Washington bond retirement fund; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 410, by Senators Cooney, Donohue and Gallagher:

An Act relating to fireworks; amending sections 9, 28, 45, 56, 73, 77, 79, and 82, chapter 228, Laws of 1961 and RCW 70.77.160, 70.77.255, 70.77.340, 70.77.395, 70.77.480, 70.77.500, 70.77.510, and 70.77.525 and repealing section 80, chapter 228, Laws of 1961 and RCW 70.77.515.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 411, by Senators Neill and Foley:

An Act relating to the construction, completion and remodeling of buildings at the state universities; amending section 2, chapter 254, Laws of 1957 as amended by section 2, chapter 193, Laws of 1959 and RCW 28.77.510; amending section 3, chapter 254, Laws of 1957 as amended by section 3, chapter 193, Laws of 1959 and RCW 28.77.520; and amending section 3, chapter 12, Laws of 1961 extraordinary session and RCW 28.80.520.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 412, by Senator DeGarmo:

An Act relating to public employment; and amending section 15, chapter 1, Laws of 1961 and RCW 41.06.150.

Referred to Committee on State Government.

Senate Bill No. 413, by Senators Neill and Foley:

An Act relating to the state universities; authorizing the issuance of bonds for capital improvement projects at the University of Washington and Washington State University; and declaring an emergency.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 414, by Senators Kupka and McCutcheon:

An Act relating to cities and towns; and adding two new sections to chapter 35.21 RCW.

Referred to Committee on Public Utilities.

Senate Bill No. 415, by Senators Petrich, Durkan, Neill and Washington:

An Act relating to and regulating retail installment sales of goods and services; prescribing penalties; and providing an effective date.

Referred to Judiciary Committee.

On motion of Senator Greive, there being no objection the rules were suspended and the name of Senator Washington was permitted as an additional sponsor to Senate Bill No. 415.

Senate Bill No. 416, by Senators Chytil, Bailey and Neill:

An Act authorizing and directing the execution of an easement for a right of way over certain state property to the city of Centralia for public street purposes.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 417, by Senators Charette, Bailey and Peterson:

An Act relating to revenue and taxation; amending section 82.08.030, chapter 15, Laws of 1961, as last amended by section 7, chapter 293, Laws of 1961, and RCW 82.08.030; and amending section 82.12.030, chapter 15, Laws of 1961 as last amended by section 10, chapter 293, Laws of 1961, and RCW 82.12.030.

Referred to Committee on Ways and Means.

Senate Bill No. 418, by Senator Chytil:

An Act relating to public institutions and providing for fencing of certain areas at Green Hill school.

Referred to Committee on Public Institutions.

Senate Bill No. 419, by Senator McCutcheon:

An Act relating to school district annexations; and amending section 5, chapter 266, Laws of 1947 as amended by section 1, chapter 49, Laws of 1953 and RCW 28.57.150.

Referred to Committee on Education.

Senate Bill No. 420, by Senators Peterson, Kupka and England:

An Act relating to the department of commerce and economic development; requiring the publication of a tourist promotion magazine; and amending section 5, chapter 215, Laws of 1957 and RCW 43.31.050.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 421, by Senators Henry, Donohue and Mardesich:

An Act relating to meat inspection; and making an appropriation.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 422, by Senators Riley and Rasmussen:

An Act relating to cities, towns, and municipal corporations; providing that street railways or transit systems thereof may extend fifteen miles beyond the limits thereof; amending section 1, chapter 59, Laws of 1917 as amended by section 1, chapter 138, Laws of 1919 and RCW 35.84.060; and amending section 7, chapter 209, Laws of 1957 as amended by section 7, chapter 288, Laws of 1957 and RCW 35.92.060.

Referred to Committee on Public Utilities.

On motion of Senator Riley, there being no objection, the rules were suspended and the names of Senators Dore and Peterson were permitted as additional sponsors to Senate Bill No. 422.

Senate Bill No. 423, by Senators Peterson, Keefe and Kupka:

An Act relating to barbers; amending section 1, chapter 75, Laws of 1923 as last amended by section 1, chapter 52, Laws of 1957, and RCW 18.15.010; amending section 2, chapter 75, Laws of 1923 as last amended by section 1, chapter 16, Laws of 1951, and RCW 18.15.020; amending section 6, chapter 75, Laws of 1923 as last amended by section 4, chapter 84, Laws of 1959, and RCW 18.15.050; amending section 12, chapter 75, Laws of 1923 as amended by section 9, chapter 211, Laws of 1927, and RCW 18.15.070; amending section 13, chapter 75, Laws of 1923 as last amended by section 4, chapter 16, Laws of 1951, and RCW 18.15.080; amending section 14, chapter 75, Laws of 1923 as last amended by section 1, chapter 102, Laws of 1947, and RCW 18.15.090; amending section 8, chapter 172, Laws of 1901 as last amended by section 5, chapter 84, Laws of 1959, and RCW 18.15.100; and amending section 7, chapter 209, Laws of 1929 as last amended by section 6, chapter 84, Laws of 1959, and RCW 18.15.110.

Referred to Committee on Labor and Social Security.

Senate Bill No. 424, by Senators Washington, Donohue and Moriarty, Jr.:

An Act relating to motor vehicle equipment; imposing penalties; providing an effective date; amending section 46.37.010, 46.37.020, 46.37.050, 46.37.060, 46.37.070, 46.37.080, 46.37.090, 46.37.120, 46.37.140, 46.37.150, 46.37.160, 46.37.170, 46.37.180, 46.37.190, 46.37.200, 46.37.210, 46.37.230, 46.37.240, 46.37.280, 46.37.300, 46.37.340, 46.37.370, 46.37.400, and 46.04.130, chapter 12, Laws of 1961 and RCW 46.37.010, 46.37.020, 46.37.050, 46.37.060, 46.37.070, 46.37.080, 46.37.090, 46.37.120, 46.37.140, 46.37.150, 46.37.160, 46.37.170, 46.37.180, 46.37.190, 46.37.200, 46.37.210, 46.37.230, 46.37.240, 46.37.280, 46.37.300, 46.37.340, 46.37.370, 46.37.400, and 46.04.130; adding new sections to chapter 46.37 RCW and chapter 46.04 RCW; and repealing section 46.37.192 and section 46.37.350, chapter 12, Laws of 1961 and RCW 46.37.192 and 46.37.350.

Referred to Committee on Highways.

SECOND READING OF BILLS

Senate Bill No. 129, by Senators Dore, Knoblauch and Chytil:
Providing civil defense workmen's compensation.

On motion of Senator Dore, Senate Bill No. 129 was ordered to retain its place on the second reading calendar for tomorrow.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The President has just learned of the presence in the Legislative Building of a very distinguished and respected member of the United States Congress.

APPOINTMENT OF SPECIAL COMMITTEE

"The President at this time should like to request of Senator Ryder, Senator Riley, Senator Williams and Senator Gallagher that you act as a committee of honor to escort our esteemed visitor to a place of honor upon the rostrum."

The committee of honor including Senators Ryder, Riley, Williams and Gallagher escorted Congressman Thomas M. Pelly to the rostrum.

The President:

"The President is indeed proud and honored to have the opportunity for the first time to present the very capable, efficient and respected Congressman from the first district of Washington, the President's home district, along with that of Senator Moriarty, Jr. Representative Tom Pelly, now serving his sixth term in the United States House of Representatives, has in the opinion of many people, placed the needs of his country and his district above his party. Mr. Pelly has actively promoted the full use of the Bremerton Naval Shipyards' extensive facilities and their efficient and well trained work force. Mr. Pelly has sought the preservation and protection of the interests of his constituents in their traditional fishing grounds and has kept a vigilant surveillance to maintain a strong merchant marine.

"In addition to all of these splendid attributes, Mr. Pelly has the very happy faculty for being able to get along with his colleagues and is recognized by them as a man who gets things done in Washington, D.C. that is!

"We all know and respect Tom so well, that to say more would be somewhat redundant and detract from the message that Tom has to deliver to us.

"It would be a pleasure, Congressman Pelly, if you would honor us by addressing the Senate."

Congressman Thomas M. Pelly:

"Mr. President:

"It is a great courtesy to me to allow me to interrupt your important work this morning, but it does give me a wonderful chance to greet many of my close, warm and old friends who are members of this body; and also to bring from Washington, D.C. greetings from the Washington State Congressional delegation.

"Legislative bodies on the national level and on the state level are having great problems these days, and I would suggest to all of you that one of our greatest problems is that there is often an overlapping and uncertainty as to the areas of responsibility between the national government and the state government. These problems did not arise in any recent administration. Rather, in my opinion, they began some fifty years ago when the Sixteenth Amendment to the Constitution was adopted and the federal government obtained a major source of income to finance programs.

"It is interesting that after the income tax amendment was adopted, Senator Byrd, not our present Senator Byrd but his father, suggested that there should be a limitation on income taxes of a maximum rate of ten percent, and immediately the opposition said that was an open invitation for raising taxes and that no one had any idea that income tax would ever exceed a rate of two percent.

"Today is the birthday of the 'Great Emancipator.' In his day the average tax was a dollar and a half per capita. At the time of the adoption of the income tax,

the actual per capita average was \$2.41. Did the rate increase up to a maximum ten percent? No, it went up a hundredfold.

"The average per capita income tax today is \$241.00. This has made it very difficult, of course, for state governments to finance their programs and meet their responsibility; and I think that one of the major problems arises from the upset in equilibrium between the respective national and state governments, as far as the decisions of the Supreme Court of the United States are concerned when, starting in 1937, a series of decisions opened up the taxing and spending authority of the federal government to the general welfare. Whereas, heretofore, the only responsibilities were for those specified in the Constitution and not reserved to the states under previous decisions.

"It would have seemed that when the federal government took over the responsibility for the general welfare, that it would have relieved the state government. Unfortunately, it worked the opposite way because immediately the federal government began appropriating money for which the states were required to furnish matching funds. Therefore, this has been a difficult problem.

"Mr. President and members, it appears to me that in this matter of financing various programs, some of us who believe that government closest to the people is the best government and that the decisions that are rendered in government should be close so that the voices of the governed can be heard, are not making it easier for the state legislature when we try to keep on the state level responsibility for programs such as education, for example. I point out that if the local communities are not able to convince the citizen that he or she must vote for special levies in emergencies to meet the needs of the schools, then the pressures become more heavy on the state government; and if the state doesn't act, then there is more pressure on the federal level.

"But I only point out to you today that the citizen will lose his voice over such matters as the administration of his schools through his school board if, in turn, it is necessary to relinquish to the national government the control and management of schools.

"In this connection, Mr. President and members, I want to point out that as far as the present program goes, we are deep in debt. The actual debt of the federal government and its obligations, including the national debt, are a trillion dollars. That's \$22,000 for every family in the country. The interest that every family must pay each month on the national debt is \$16.00 per family. These are things that concern most of us as to how far you can go in debt. I hope we never find out because the consequences would be too serious.

"In concluding these remarks, may I again express my appreciation and suggest that the formula under which we can meet our responsibilities as legislators may well have been expressed in the philosophy of Abraham Lincoln, whom we remember today, when he said that government should only do those things for people that they cannot do for themselves. Again I would say that we could use the formula of a president a hundred years later, President Kennedy, when he said to the American people when he was inaugurated: 'Ask not what your government can do for you; ask what you can do for your government.'

"In this connection, I suggest that if we, as legislators, do ask the people to forego benefits and use restraint as far as their requests are concerned, they will meet the test. I believe the American people and the citizens of this state would be very happy to join with their legislators in holding down their demands and requests to obtain adequate needs for public service.

"With this message, I thank you again for allowing me to intrude in your busy time. I remind you of the warm greetings of my colleagues and say thank you, Mr. President and members."

The President:

"Congressman Pelly, members of the Senate:

"The President and the members of the Senate certainly enjoyed your most interesting and informative remarks. The President was especially interested in your observation regarding the average amount of income tax paid by each citizen, and has at last found something in which he is slightly above average.

"Senator Thompson, would you act as chairman of the Congressman's escort committee and escort our respected visitor from the Senate chamber."

The committee of honor escorted Congressman Pelly from the rostrum.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate:

"It is just a few minutes until noon. The President is sure that you are aware of the special order of business before us at this time. With your permission perhaps the Senate should consider the special order at this particular moment.

APPOINTMENT OF SPECIAL COMMITTEE

"The President should like to request several of the honored members to act as an escort to our very friendly and beloved Senator Ernest W. Lennart. Would Senator Neill, Senator Gallagher, Senator Bailey, and Senator Freise please act as a committee of honor to escort our distinguished member to a place upon the rostrum?"

A committee of honor consisting of Senators Neill, Freise, Gallagher and Bailey escorted Senator Lennart to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"The Washington State Senate in its wisdom reached a judgment in adopting a resolution yesterday that made it possible for the President to present this afternoon to the Senate a most able and respected statesman. It is not often that we have an opportunity to call from among the members of the Senate a man whose entire life has been devoted to the study of mankind.

"This Senator, whose home boasts one of the finest private libraries in the state, has spent his lifetime becoming familiar with all walks of life. As a successful business man who has also worked with his hands, the Senator has also studied political history and is an extraordinary historian and philosopher in his own right; and above all is a beloved husband and father.

"The members of the Senate have chosen an ideal person to address us this morning concerning the immortal American, Abraham Lincoln, whose memory we commemorate today.

"The President is privileged to present Senator Ernest Lennart, and I am sure that Senator Lennart, before delivering his remarks, wishes to extend a cordial invitation to the Honorable Samuel J. Smith, Representative from the 37th District of King County, to come to a place on the rostrum."

APPOINTMENT OF SPECIAL COMMITTEE

"Senator Dore and Senator Williams, would you please act as a committee to escort the Honorable Samuel J. Smith to the rostrum?"

A committee of honor consisting of Senators Dore and Williams escorted Representative Smith to the rostrum.

The President:

"Ernie, it is with a deep sense of satisfaction and humbleness that we request you to address us today."

Senator Lennart:

"Thank you, Mr. President, Honorable Samuel J. Smith, my fellow Senators:

"Thank you, too, Mr. President, for those kind remarks. I know I cannot live up and have not lived up to half of them but I know you really did mean it, and thank you, too, my fellow Senators for this recurrent honor year in and year out to come before you and speak about the Great Emancipator. And thanks, too, to the beloved Republic which has adopted me and for which I have a feeling of intense love which a native citizen neither feels nor understands. One of the most remarkable Senators we have here, a man of much understanding, Marshall Neill, said, "They just simply take it for granted."

"Abraham Lincoln, unknown to fame until his election to the presidency, exhibited a power for the government of man which scarcely has been surpassed in any age. No man ever displayed a greater insight into the complex motives which shape the public opinion of a free country. He possessed almost to the degree of an instinct the supreme quality of a statesman of taking the right decision, of taking it at the right moment, and of expressing it in a language of incomparable felicity.

"Bugalow's familiarity with statesmen, politicians, lawyers and men of affairs wrote of Lincoln. I do not know that history has made a record of attainment of any corresponding eminence by any other man who so habitually, who so constitutionally did to others as he would have them do to him. Without any pretensions to religious excellence, from the time he first came under the observation of the Nation, he seemed, like Milton, to have ever walked under his great Task Master's eye.

"Frothingham, who knew Lincoln intimately, said of him, "To me there seems a grace almost surpassing in the quiet, unwearied, almost infinite patience which this good man possessed and lived on. A man of low temperament, and sad nature, he waited and worked, worked and waited, bearing all things, enduring all things—even from his friends.' What a history was written on that care-worn, furrowed face of suffering accepted, of sorrow entertained, of emotions buried, of duty done.

"Lincoln first came under the observation of the nation during the Lincoln-Douglas debates. 'A house divided against itself cannot stand. I do believe this nation cannot endure permanently half slave and half free. I do not expect the union will be dissolved. I do not expect the house will fall. But I do expect it will cease to be divided. It will be either all one thing or all of the other.'

"This, said Sandburg, was so clear that any two farmers fixing a fence or digging a ditch could talk it over and understand it in all of its gruesome meaning.'

"Then he added this for the thoughtful and for the philosopher: 'Either the opponents of slavery will arrest the further spreading of it and place it where it shall rest in the public's mind in the belief that it is in the course of ultimate extinction, or its advocates will push it forward until it shall be lawful throughout in all the states, East as well as West, North as well as South.'

"He wrote a letter to the Commons of Boston who wanted him as a speaker and who set forth what he was to speak and not speak about. He said this: 'This is a world of compensation. He who would be no slave must consent to have no slavery. Those who would deny freedom to others deserve it not for themselves and under a just God will not long retain it.'

"They had a strike in Massachusetts. The shoe factory workers said they couldn't get along on \$250.00 a year. Douglas said it was an unfortunate sectional warfare and had to be stamped out, to which Lincoln replied: 'Thank God there is a system by which labor can go on strike in this land.'

"Once an old friend of his spoke of going to court with his next neighbor. Lincoln said: 'Has he been a friend of yours for a long time?' 'Nigh on to fifteen years.' 'Part of the time you get along all right, don't you?' 'I reckon we do.' 'Well, see this horse of mine? Sometimes I get out of patience with him but I know his faults. He does fairly well as horses go, but it will take me a long time to get used to some other horses' faults for all horses have faults.' The lawsuit was called off. And so the talking, illusive, story-telling Lincoln is a challenge for any artist.

"There is a letter written to a mother whom the President heard had lost five sons. The letter: 'Dear Madam: I have been shown in the file of the War Department a statement from the Attorney General of Massachusetts that you are the mother of five sons who have lost their lives gloriously on the field of battle. I feel how weak and fruitless must be any words of mine that should attempt to beguile you from a grief of a loss so overwhelming, but I cannot refrain from tendering the consolation that may be found in the thanks of the Republic that they died to save. I pray our Heavenly Father that he may assuage the grief of your bereavement and leave you only with the cherished memory of the loved and lost, and the solemn pride for having laid so costly a sacrifice upon the altar of freedom.'

"This letter almost reminds one of the Ancient Greek spirit when Pericles said of the dead in Athens that a graven monument will be established, not upon stone, but in the hearts of men.

"It could also remind us of an American mother's pilgrimage to her soldier son's grave under a blue southern sky in France where in an eternal glory rests her son and other mothers' sons that died that our way of life may go on.

"The war went on—the beating of drums, the agony of blood. Columns upon columns of soldiers in blue went south and further south. Thousands upon thousands returned back in ambulances in agony, suffering and death. Other thousands lay buried in shallow graves, buried by hurried, burying squads who shoveled them over, fragments of the created going back to the Creator. Other thousands as in Gettysburg were left for the scavenger birds to pick their skulls and ribs clean, finally the rain and sunshine leaving an ancient halo of dignity before man; and the war went on. One general replaced another. Some of them were Democrats, others were Republicans.

"One day a man came to Lincoln's office, a close friend, and told him, 'Mr. President, there are movements afoot that you should be aware of to replace you with a dictator.'

"The President smiled and went over to his desk and pulled out a drawer and from thence he pulled out a letter. He said to his friend, 'I have just made General Hooker Commander of the Army of the Potomac and I have sent him this letter. Would you like to have me read it to you?' His friend said he would and he read the letter:

"General: I have just made you Commander of the Army of the Potomac. Of course I have done this upon what appears to me to be sufficient reason, but I think it is best for me to tell you that there are matters in regards to which I am not satisfied.

"You are a skillful and an able soldier, which of course I like. You have confidence in yourself, which is a valuable if not indispensable quality. You do not mix politics with your profession, in which you are right. You are ambitious which, within reasonable bounds, does good rather than harm. But I do think that during General Burnside's command of the Army, you have taken counsel of your ambition and thwarted him as much as you could, in which you did a great harm to the country and to a most honorable and meritorious brother officer.

"I have heard in such a way as to believe it of you recently saying that both the Army and the government needed a dictator. Of course it is not for this, but in spite of it, that I give you the Command. Only successful generals can set up dictatorships. What I now ask of you is military success, and I will risk the dictatorship. The government will assist you all it can which is neither more nor less than it has done for all of its commanders. I fear that the spirit you have aided to infuse into the Army by criticizing their commander and withholding confidence from him will turn upon you. I shall assist you all I can to put it down. Neither you nor Napoleon, if he were alive again, would have any success in an Army where such a spirit prevails in it. And now, beware of rashness, but with sleepless vigilance, go ahead and give us victories.'

"Not long afterward, General Hooker was in his Army log hut before a log fire with War Correspondent Brooks, an old friend of his. He stopped and turned to his old friend and said to him:

"The President tells me that you know about the letter that he sent to me when he made me Commander of the Army.' The President had read the letter to him, Brooks admitted.

"General Hooker said, 'Would you like to hear it again?'

"Brooks said that he would, but he had been so impressed with it when he first read it to him, that he had remembered it almost verbatim.

"When he had read the letter, tears came out of his eyes and he said to Brooks, 'That is just such a letter as a father would write to his erring son. The President was unduly hard on me but I love him the much more for it. When I get to Richmond, I will have it published.' He never got to Richmond.

"The President had been elected for the second term. The dome of the Capitol had not yet been completed. The statue on top of it had not yet been erected but a great platform had been put in place for the dignitaries and for the President to take the oath of office and give the inaugural address. It was a beautiful clear morning when the President gave to the world perhaps one of the most immortal utterances in the English language. I will give it in part:

"My fellow Countrymen:

"On a corresponding occasion to this four years ago, all eyes were anxiously directed to an impending civil war. All dreaded it. All sought to avert it. While the inaugural address was being delivered from this place wholly devoted to saving the Union without war, insurgent agents were in the city seeking to destroy it without war—seeking to dissolve the Union, and divide effects, by negotiation. Both parties deprecated war; but one of them would make war rather than let the nation survive; the other would accept war rather than let it perish. And the war came.

"One-eighth of the whole population were colored slaves, not distributed generally over the Union, but localized in the Southern part of it. These slaves constituted a peculiar and powerful interest. All knew that this interest was, somehow, the cause of the war. To strengthen, to perpetuate, to extend this interest was the object for which the insurgents would rend the Union, even by war; while the government claimed no right to do more than to restrict the territorial enlargement of it. Neither party expected for the war, the magnitude, or the duration, which it has already

attained. Neither anticipated that the cause of the conflict might cease with, or even before, the conflict itself should cease. Each looked for an easier triumph, and a result less fundamental and astounding. Both read the same Bible, and pray to the same God; and each invokes His aid against the other. It may seem strange that any men should dare to ask a just God's assistance in wringing their bread from the sweat of other men's faces; but let us judge not that we be not judged. The prayers of both could not be answered; that of neither has been answered fully. The Almighty has His own purposes. 'Woe unto the world because of offences! for it must needs be that offences come; but woe to that man by whom the offence cometh!' If we shall suppose that American Slavery is one of those offences which, in the providence of God, must needs come, by which, having continued through His appointed time, He now wills to remove, and that He gives to both North and South, this terrible war, as the woe due to those by whom the offence came, shall we discern therein any departure from those divine attributes which the believers in a Living God always ascribe to Him? Fondly do we hope—ferently do we pray—that this mighty scourge of war may speedily pass away. Yet, if God wills that it continue, until all the wealth piled by the bondman's two hundred and fifty years of unrequited toil shall be sunk, and until every drop of blood drawn with the lash, shall be paid by another drawn with the sword, as was said three thousand years ago, so still it must be said 'the judgments of the Lord are true and righteous altogether.'

"With malice toward none; with charity for all; with firmness in the right, as God gives us to see the right, let us strive on to finish the work we are in; to bind up the nation's wounds; to care for him who shall have borne the battle, and for his widow, and his orphan—to do all which may achieve and cherish a just, and a lasting peace, among ourselves, and with all nations.'

The President:

"Senator Lennart, your learned and philosophical remarks and beautiful language have given each of us a greater appreciation of the true significance of this anniversary. We are very grateful to you.

"The presence of a very kind and gracious and lovely lady, Mrs. Lennart, has reminded the President that Senator Lennart is the first to subscribe to the words of Charles Dickens when he said, 'Reflect upon your blessings, of which all men have many.'

"The President should like to have the honor of presenting Mrs. Lennart to the members of the Senate. Won't you please stand, Mrs. Lennart, in order that the members of the Senate may welcome you."

(Applause.)

"Representative Smith, we are very grateful to you for your visit to the Senate chamber today and know that you truly enjoyed Senator Lennart's remarks.

"Representative Smith informs me that he finds it necessary to meet Mrs. Smith immediately. Therefore, would the committee please escort Representative Smith from the Senate chamber."

The committee of honor escorted Representative Smith from the rostrum.

MOTION

At 12:25 p. m., on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators Atwood, Foster, Hallauer, McCormack and Rickdall, Senator Foster having previously been excused.

On motion of Senator Woodall, Senator Atwood was excused.

The Secretary read:

**MESSAGES FROM THE GOVERNOR
CONFIRMATION OF GUBERNATORIAL APPOINTMENTS**

State of Washington Executive Department,
Olympia, January 28, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the position of Director, Department of Fisheries, subject to your confirmation:

George Starlund, appointed June 20, 1961, for the term ending at the pleasure of the Governor, succeeding Milo Moore.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 30, 1963.

GEORGE STARLUND, to the position of Director, Department of Fisheries, appointed June 20, 1961, for the term ending at the pleasure of the Governor (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that said appointment be confirmed.

ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

APPOINTMENT OF GEORGE STARLUND

Senator Greive moved that the report of the committee be adopted and the appointment of George Starlund to the position of Director, Department of Fisheries be confirmed.

The Secretary called the roll and the appointment of George Starlund to the position of Director of the Department of Fisheries was confirmed by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Atwood, Foster, Hallauer, McCormack, Rasmussen, Rickdall—6.

Having received the approval of the Senate, the appointment of George Starlund to the position of Director of the Department of Fisheries was confirmed.

State of Washington Executive Department,
Olympia, January 28, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the position of Director of Department of Civil Defense, subject to your confirmation:

Ensley Llewellyn, appointed April 2, 1962, for term ending at the pleasure of the Governor, succeeding Charles C. Ralls.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

PERSONAL PRIVILEGE

Senator Peterson:

"Mr. President, Members of the Senate:

"I had expected someone from the other side of the aisle to say something about Director of Fisheries George Starlund. I just want to say that Mr. Starlund took over an untenable position, you might say, in Fisheries, and he was one who perhaps wasn't too well aware of what Fisheries was all about. But I think he has gone down the middle and has done a wonderful job. I just wanted to say that because I don't think he should be overlooked in the comments here."

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 31, 1963.

ENSLEY LLEWELLYN, to the position of Director of the Department of Civil Defense, appointed April 2, 1962 for the term ending at the pleasure of the Governor (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that said appointment be confirmed.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

APPOINTMENT OF ENSLEY LLEWELLYN

Senator Greive moved that the report of the committee be adopted and the appointment of Ensley Llewellyn be confirmed.

PERSONAL PRIVILEGE

Senator Henry:

"Mr. President, members of the Senate:

"Speaking on behalf of the confirmation of General Ensley Llewellyn to this particular position, I have known him for many, many years. I served on his staff with him when was Adjutant of the Washington National Guard. I have even known him as far back as when he was a second lieutenant in the old Tacoma Cavalry. I think he is well qualified for the job and I hope that his appointment is unanimously confirmed."

PERSONAL PRIVILEGE

Senator McCutcheon:

"Mr. President, members of the Senate:

"I also want to join Senator Henry in praising Ensley Llewellyn as Adjutant General of the Washington State National Guard. Prior to that he was in D-Day in France. He went through the London blitzes and knows all about emergencies. I have talked to him at great length and I think he is eminently qualified."

The Secretary called the roll and the appointment of Ensley Llewellyn to the position of Director of Department of Civil Defense, was confirmed by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Atwood, Foster, Rasmussen, Rickdall, Talley—5.

Having received the approval of the Senate, the appointment of Ensley

Llewellyn to the position of Director of Department of Civil Defense was confirmed.

State of Washington Executive Department,
Olympia, January 28, 1963.

To the Honorable, The Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the position of Director, Department of Public Assistance, subject to your confirmation:

Leonard Hegland, appointed September 9, 1961, for the term ending at the pleasure of the Governor, succeeding George C. Starlund.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 30, 1963.

LEONARD HEGLAND, to the position of Director, Department of Public Assistance, appointed September 9, 1961, for the term ending at the pleasure of the Governor (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, John N. Ryder, Don L. Talley.

APPOINTMENT OF LEONARD HEGLAND

Senator Greive moved that the report of the committee be adopted and the appointment of Leonard Hegland to the position of Director of the Department of Public Assistance be confirmed.

The Secretary called the roll and the appointment of Leonard Hegland to the position of Director of the Department of Public Assistance was confirmed by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Friese, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—44.

Those voting nay were: Senator Thompson, Jr.—1.

Those absent or not voting were: Senators Atwood, Foster, Rasmussen, Rickdall—4.

Having received the approval of the Senate, the appointment of Leonard Hegland to the position of Director of the Department of Public Assistance was confirmed.

State of Washington, Executive Department,
Olympia, January 29, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointments to the position of Member, Public Assistance Advisory Committee, subject to your confirmation:

Winfield A. McLean, appointed June 11, 1962, for the term ending June 10, 1968, succeeding himself.

John A. Mowery, appointed June 15, 1962, for the term ending June 10, 1968, succeeding himself.

Charles R. Olmstead, appointed October 24, 1961, for the term ending June 10, 1967, succeeding Burton A. Brown.

George M. Witter, appointed October 24, 1961, for the term ending June 10, 1967, succeeding John M. Cowan.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 30, 1963.

WINFIELD A. McLEAN, to the position of member of the Public Assistance Advisory Committee, appointed June 11, 1962, for the term ending June 10, 1968 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Don L. Talley.

APPOINTMENT OF WINFIELD A. McLEAN

Senator Greive moved that the report of the committee be adopted and the appointment of Winfield A. McLean as a member of the Public Assistance Advisory Committee be confirmed.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, members of the Senate:

"Winfield McLean has been reappointed to serve as a member of the Public Assistance Advisory Committee. He was first appointed to this position on June 10, 1956. He completed his six year term of service June 10, 1962 and he has been reappointed for another six year term. He has served ably on the committee and given excellent leadership and held the chairmanship of the committee. He is manager of the Sedro Woolley Branch of the First National Bank.

"I might say, Mr. Chairman, that we did not call all of these people in. They are in various parts of the state and we didn't feel that it warranted having them come in before the committee, but we did get the resumes of information for the Senators."

PERSONAL PRIVILEGE

Senator McCutcheon:

"Mr. President, members of the Senate:

"I haven't seen Mr. McLean for years but I did know him very well a few years ago. He is a very personable and intelligent man, even though he is a banker."

The Secretary called the roll and the appointment of Winfield A. McLean to the position of member of the Public Assistance Advisory Committee was confirmed by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—46.

Those voting nay were: Senator Thompson, Jr.—1.

Those absent or not voting were: Senators Atwood, Foster—2.

Having received the approval of the Senate, the appointment of Winfield A. McLean to the position of member of the Public Assistance Advisory Committee was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 30, 1963.

JOHN A. MOWERY, to the position of member of the Public Assistance Advisory Committee, appointed June 15, 1962, for the term ending June 10, 1968 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August Mardesich, Don F. Talley.

APPOINTMENT OF JOHN A. MOWERY

Senator Greive moved that the report of the committee be adopted and the appointment of John A. Mowery as a member of the Public Assistance Advisory Committee be confirmed.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, members of the Senate:

"For the information of the Senate, John Mowery was first appointed to the State Advisory Committee to the Department of Public Assistance June 10, 1957, to fill an unexpired term. He has served the committee well as president and chairman of the committee. He was reappointed June 10, 1962 for a full six year term. Mr. Mowery is a practicing attorney in Spokane. I believe that he merits the confirmation of the Senate."

The Secretary called the roll and the appointment of John A. Mowery as a member of the State Public Assistance Advisory Committee was confirmed by the following vote: Yeas, 43; nays, 1; absent or not voting, 5.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—43.

Those voting nay were: Senator Thompson, Jr.—1.

Those absent or not voting were: Senators Atwood, Durkan, Foster, Hal-lauer, Raugust—5.

Having received the approval of the Senate, the appointment of John A. Mowery as a member of the State Public Assistance Advisory Committee was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 30, 1963.

CHARLES R. OLMSTEAD, to the position of member of the Public Assistance Advisory Committee, appointed October 24, 1961, for the term ending June 10, 1967 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, Don L. Talley.

APPOINTMENT OF CHARLES R. OLMSTEAD

Senator Greive moved that the report of the committee be adopted and the appointment of Charles R. Olmstead to the position of member of the State Public Assistance Advisory Committee be confirmed.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President:

"Mr. Olmstead was appointed by Governor Rosellini to serve as a member of the State Public Assistance Advisory Committee and his term began June 10, 1961. He has not previously served on the committee. Mr. Olmstead is the owner of Gill's Optical Company in Seattle and he has long been an outstanding leader in that community.

"Now, Mr. President, I think I should advise the members of the Senate that the State Advisory Committee of the Department of Public Assistance has a membership of seven members. They are appointed by the Governor by and with the consent of the Senate to serve in an advisory capacity to the Director of the Department on all matters pertaining to the Department. The State Advisory Committee has no powers or duties except in an advisory capacity as the program is applied. It is the further responsibility of this committee to acquaint themselves with the operation of this department and periodically to recommend such changes to the Governor as they deem necessary. They have recently made such recommendations to the Governor and just today we have introduced a bill about a half inch thick that contains all of the recommendations this committee has made, along with the new requirements in the Federal Act. That bill will be before you for your consideration in a few days. I recommend that Mr. Olmstead's appointment be confirmed."

The Secretary called the roll and the appointment of Charles R. Olmstead as a member of the State Public Assistance Advisory Committee was confirmed by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—44.

Those voting nay were: Senator Thompson, Jr.—1.

Those absent or not voting were: Senators Atwood, Foster, Hallauer, McCormack—4.

Having received the approval of the Senate, the appointment of Charles R. Olmstead as a member of the Public Assistance Advisory Committee was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 30, 1963.

GEORGE M. WITTER, to the position of member of the Public Assistance Advisory Committee, appointed October 24, 1961, for the term ending June 10, 1967 (reported by Committee on Labor and Social Security):

MAJORITY recommends that said appointment be confirmed.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Don L. Talley.

APPOINTMENT OF GEORGE M. WITTER

Senator Greive moved that the report of the committee be adopted and the appointment of George M. Witter as a member of the State Public Assistance Advisory Committee be confirmed.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, members of the Senate:

"Dr. Witter is a dentist residing in Spokane, Washington. He has never served before. He was appointed June 10, 1961 and his term will expire June 10, 1967. I urge that he be confirmed."

The Secretary called the roll and the appointment of George M. Witter as a member of the State Public Assistance Advisory Committee was confirmed by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—42.

Those voting nay were: Senator Thompson, Jr.—1.

Those absent or not voting were: Senators Atwood, Bailey, Connor, Foster, Hallauer, McCormack—6.

Having received the approval of the Senate, the appointment of George M. Witter as a member of the State Public Assistance Advisory Committee was confirmed.

MOTIONS

On motion of Senator Riley, the Committee on Public Utilities was relieved of further consideration of Senate Bill No. 422.

On motion of Senator Riley, Senate Bill No. 422 was referred to the Committee on Cities, Towns and Counties.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 12, 1963.

MR. PRESIDENT:

The House has passed Senate Joint Memorial No. 8, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 12, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Joint Memorial No. 8, have inspected same, and find it correctly enrolled and certified.
FRANK W. FOLEY, *Chairman.*

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

SECOND READING OF BILLS

Senate Bill No. 33, by Senators Kupka, Keefe and Thompson, Jr. (by Legislative Council request):

Providing for insurance coverage for passengers and crew of department of natural resources air craft.

The bill was read the second time by sections.

There being no objection, the following amendment by Senator Thompson, Jr. was withdrawn:

On page 1, section 1, line 19, after "aircraft" insert " : *Provided, Further,* That the benefits payable to any person insured for both life and disability shall not exceed \$20,000.00."

On motion of Senator Thompson, Jr. the following amendment was adopted:

In section 1, line 13, after "and" and before "crew members", insert "State employees who are"

In section 1, line 19, after "aircraft" remove the period and insert " : *Provided Further*, That the benefits payable to any person insured for both life and disability shall not exceed ten thousand dollars, including costs of medical care and hospitalization."

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

In line 5 of the title after "resources" and before "while" insert the following: "or the department of fisheries"

On motion of Senator Thompson, Jr., the rules were suspended, Engrossed Senate Bill No. 33 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 33, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Atwood, Foster, Hallauer—3.

Engrossed Senate Bill No. 33, having received the constitutional majority, was declared passed.

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

Senate Bill No. 157, by Senators Gissberg and Mardesich:

Granting an additional superior court judge to Snohomish County.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 157 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 157, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Atwood, Foster—2.

Senate Bill No. 157 having received the constitutional majority, was declared passed.

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

Senate Bill No. 156, by Senators Foley, Ryder and Dore (by Departmental request):

Creating a natural resources equipment fund.

REPORT OF STANDING COMMITTEE

Senate Bill No. 156:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Creating a natural resources equipment fund (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass with the following amendment:

In section 2, line 17, after "for the purchase" insert a comma and strike all of the matter down to and including the period following "and supplies." on line 22, and insert "repair and maintenance of equipment, machinery, and supplies and shall be prorated on the basis of relative benefit to the programs."

MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, John T. McCutcheon, Edward F. Riley, John H. Stender.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendment was adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 156 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 156, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Greive, Guess, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lenart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Atwood, Foster, Gissberg, Hallauer, Herrmann—5.

Engrossed Senate Bill No. 156, having received the constitutional majority, was declared passed.

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

Senate Bill No. 23, by Senator Freise:

Authorizing the court to stay certain proceedings without the posting of a bond.

REPORT OF STANDING COMMITTEE

Senate Bill No. 23:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Authorizing the court to stay certain proceedings without the posting of a bond (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

In section 1, line 9, after "any" and before "pro-" insert "other court"

In section 1, line 12, after "the" insert "court" JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise,

Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Nat Washington, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments were adopted.

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 23 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 23, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting 3.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Atwood, Foster, Gissberg—3.

Engrossed Senate Bill No. 23, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 168 was ordered to retain its place on the second reading calendar for Wednesday, February 13, 1963.

At 3:00 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Wednesday, February 13, 1963.

JOHN A. CHERBERG, *President of the Senate,*

WARD BOWDEN, *Secretary of the Senate.*

THIRTY-FIRST DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, February 13, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster, Lennart and Rasmussen.

On motion of Senator Bailey, Senator Rasmussen was excused.

On motion of Senator Woodall, Senators Foster and Lennart were excused.

The Color Guard, consisting of Pages Dennis Hindman, Color Bearer, and Dorothy Baker, presented the Colors.

Reverend Teddy E. Turner, pastor of the First Christian Church of Olympia, offered prayer, as follows:

"Eternal God, whether we seek to serve the world by the labor of our hands, or by the skill of our minds, or by the wisdom of our souls, let our gifts be the fruit of reverence for life and deeply rooted in humbleness of heart, lest we turn and curse what we do with the condescension or arrogance of a false pride.

"Deliver us from the bitterness that poisons, the frustration that maddens, the futility that deadens. Enable us to work to make our dreams real, and dream to make our work worthwhile.

"Thou who art the maker of the world, guide our hands, train our minds, shape our souls, until at last Thy glory shall be revealed in every effort we make to share in the work of the world. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 13, 1963.

MR. PRESIDENT:

Your committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 23; also Senate Bill No. 33; also Senate Bill No. 156 have compared same with the original bills and find them correctly engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Fred H. Dore, Michael J. Gallagher.

Senate Bill No. 30:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Providing day school care for mentally or physically deficient (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass, and be referred to Committee on Ways and Means.

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison.

On motion of Senator Morgan, the committee report was adopted and Senate Bill No. 30 was referred to the Committee on Ways and Means.

Senate Bill No. 31:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Establishing correctional institution for females (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass, and be referred to Committee on Ways and Means.
FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

On motion of Senator Morgan, the committee report was adopted and Senate Bill No. 31 was referred to the Committee on Ways and Means.

Senate Bill No. 32:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Providing site, authorizing school, for juvenile correction in King County (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass, and be referred to Committee on Ways and Means.
FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison.

On motion of Senator Morgan, the committee report was adopted and Senate Bill No. 32 was referred to the Committee on Ways and Means.

Senate Bill No. 52:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Increasing the probate award in lieu of homestead to \$10,000 (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 57:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Authorizing special foreclosure and procedure on abandoned residences (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 65:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Removing time delay for entry of judgments by court commissioners (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 147:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Canceling overpayment of state aid made to counties under probation services aid program (reported by Committee on Public Institutions):

Recommends that it do pass, and be referred to Committee on Ways and Means.

FRANCES HADDON MORGAN, *Chairman.*

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

On motion of Senator Morgan, the committee report was adopted and Senate Bill No. 147 was referred to the Committee on Ways and Means.

Senate Bill No. 169:

Senate Chamber,
Olympia, Wash., February 11, 1963.

Providing union insurance coverage of up to \$1,000 on the spouse of an employee (reported by Committee on Labor and Social Security):

Recommends that it do pass.

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 258:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Limiting total number of class H licenses in state according to population (reported by Committee on Liquor Control):

MAJORITY recommends that it do pass as amended., *Chairman.*

We concur in this report: Victor F. DeGarmo, Al Henry, W. C. Raugust, Edward F. Riley, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 260:

Senate Chamber,
Olympia, Wash., February 11, 1963.

Supplementing industrial insurance appeals law (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 12, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 13; also House Bill No. 247; also House Bill No. 263; also House Joint Memorial No. 4, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 425, by Senators Gallagher, Hallauer and Neill:

An Act relating to elections, providing for open state primaries; adding a new section to chapter 29.18 RCW; amending section 13, chapter 209, Laws of 1907 as amended by section 5, chapter 82, Laws of 1909 and section 10, chapter 209, Laws of 1907 as last amended by section 2, chapter 26, Laws of 1935, and RCW 29.30.010 through 29.30.070; amending section 4, chapter 195, Laws of 1957 and RCW 29.33.160; and adding a new section to chapter 29.21 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 426, by Senator Hess.

An Act relating to the state highway commission; amending section 47.01.020, chapter 13, Laws of 1961 and RCW 47.01.020; amending section 47.01.030, chapter 13, Laws of 1961 and RCW 47.01.030; and amending section 47.01.090, chapter 13, Laws of 1961 and RCW 47.01.090.

Referred to Committee on State Government.

Senate Bill No. 427, by Senators Dore, Riley and Petrich:

An Act relating to marriage; amending section 2380, Code of 1881 and RCW 26.04.010; and amending section 2391, Code of 1881 as last amended by section 3, chapter 149, Laws of 1959 and RCW 26.04.210.

Referred to Judiciary Committee.

Senate Bill No. 428, by Senators Washington, Guess and Durkan:

An Act relating to collusion and suppression of public bidding.

Referred to Committee on State Government.

Senate Bill No. 429, by Senators Raugust and Washington:

An Act relating to public highways; changing the description of secondary state highway No. 4B; establishing secondary state highway No. 11J; and amending section 47.20.230, chapter 13, Laws of 1961 and RCW 47.20.230.

Referred to Committee on Highways.

Senate Bill No. 430, by Senators Thompson, Jr. and Hess:

An Act relating to revenue and taxation; exempting certain airport facilities from taxation; and adding a new section to chapter 165, Laws of 1947.

Referred to Committee on Ways and Means.

Senate Bill No. 431, by Senator Petrich:

An Act relating to the relinquishment of children for permanent care or adoption; and amending section 1, chapter 150, Laws of 1935 as last amended by section 1, chapter 251, Laws of 1951 and RCW 26.36.010.

Referred to Judiciary Committee.

Senate Bill No. 432, by Senators Thompson, Jr. and Hallauer:

An Act relating to the powers of the state liquor control board; and amending section 69, chapter 62, Laws of 1933 extraordinary session, as amended by section 10, chapter 174, Laws of 1935, and RCW 66.08.050.

Referred to Committee on State Government.

Senate Bill No. 433, by Senators Morgan, Woodall and Riley:

An Act relating to subversive activities; and amending section 12, chapter 254, Laws of 1951 as amended by section 1, chapter 377, Laws of 1955

and RCW 9.81.070; adding a new section to chapter 254, Laws of 1951, chapter 377, Laws of 1955, and chapter 9.81 RCW; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 434, by Senators Morgan, Woodall and Riley:

An Act relating to subversive activities; and requiring that certain persons be required to swear an oath and give a written statement as a condition for employment in certain industries deemed to affect the security of this state; providing penalties; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 435, by Senators Greive, Keefe, Rickdall, Sandison and Kupka:

An Act relating to state government; establishing a state project authority in the department of commerce and economic development; adding new sections to chapter 215, Laws of 1957 and to chapter 43.31 RCW; providing for an excess levy of a tax not to exceed one mill on all taxable property of the entire state; and making an appropriation contingent upon approval of the levy provided for herein.

Referred to Committee on Commerce, Manufacturing and Licenses.

On motion of Senator Greive, there being no objection the rules were suspended and additional sponsors were permitted on Senate Bill No. 435.

Senate Bill No. 436, by Senator Petrich:

An Act relating to toll facilities and the financing thereof; and amending section 47.56.245, chapter 13, Laws of 1961 and RCW 47.56.245.

Referred to Committee on Highways.

Senate Bill No. 437, by Senators Rasmussen and Williams (by Departmental request):

An Act relating to public assistance; providing penalties; amending section 74.04.011, chapter 26, Laws of 1959 and RCW 74.04.011; amending section 74.04.017, chapter 26, Laws of 1959 and RCW 74.04.017; amending section 74.04.060, chapter 26, Laws of 1959 and RCW 74.04.060; amending section 74.04.080, chapter 26, Laws of 1959 and RCW 74.04.080; amending section 74.04.290, chapter 26, Laws of 1959 and RCW 74.04.290; amending section 74.04.300, chapter 26, Laws of 1959 and RCW 74.04.300; amending section 74.08.070, chapter 26, Laws of 1959 and RCW 74.08.070; amending section 74.08.090, chapter 26, Laws of 1959 and RCW 74.08.090; amending section 74.08.120, chapter 26, Laws of 1959 and RCW 74.08.120; amending section 74.08.330, chapter 26, Laws of 1959 and RCW 74.08.330; amending section 74.08.335, chapter 26, Laws of 1959 and RCW 74.08.335; amending section 74.08.338, chapter 26, Laws of 1959 and RCW 74.08.338; adding new sections to chapter 26, Laws of 1959 and to chapter 74.04 RCW; adding new sections to chapter 26, Laws of 1959 and to chapter 74.08 RCW; and adding new sections to chapter 26, Laws of 1959 and to chapter 74.12 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 438, by Senators Washington, Woodall and Neill:

An Act relating to highways; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 439, by Senators Hess, Henry, Gissberg, Williams and DeGarmo:

An Act relating to the death penalty.

Referred to Judiciary Committee.

On motion of Senator Greive, there being no objection the rules were suspended and additional sponsors were permitted on Senate bill No. 439.

Senate Bill No. 440, by Senators Hallauer and McCormack:

An Act relating to congressional representatives; and amending section 1, chapter 60, Laws of 1915 and RCW 29.68.080.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 441, by Senator Thompson, Jr.:

An Act relating to liquor control; providing for private operation of certain state liquor stores; adding new sections to chapter 66.16 RCW; and providing an effective date.

Referred to Committee on Liquor Control.

Senate Bill No. 442, by Senators Connor, Gallagher and Cooney:

An Act relating to pensions of police department members of cities of the first class; and amending section 5, chapter 39, Laws of 1909 as last amended by section 2, chapter 191, Laws of 1961 and RCW 41.20.060; and amending section 7, chapter 39, Laws of 1909 as last amended by section 3, chapter 191, Laws of 1961 and RCW 41.20.080.

Referred to Committee on Labor and Social Security.

Senate Bill No. 443, by Senator Morgan:

An Act relating to public highways, streets, bridges, ferries, tunnels and related means of transportation; adding a new section to chapter 47.04 RCW; and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 444, by Senators England and Hanna:

An Act relating to veterans and providing for preference in public employment to honorably discharged veterans and their widows; and amending section 2, chapter 29, Laws of 1951 and RCW 73.16.015.

Referred to Judiciary Committee.

Senate Bill No. 445, by Senators DeGarmo and England:

An Act relating to state government; incidents of employment for state employees; and adding new sections to chapter 1, Laws of 1961 and to chapter 41.06 RCW.

Referred to Committee on State Government.

Senate Bill No. 446, by Senators Riley and Connor:

An Act relating to legal holidays; declaring Good Friday to be a legal holiday; and amending section 1, chapter 51, Laws of 1927 as amended by section 1, chapter 20, Laws of 1955 and RCW 1.16.050.

Referred to Committee on State Government.

Senate Bill No. 447, by Senators Morgan and Raugust:

An Act relating to subversive activities; and providing that persons receiving public assistance under Title 74 RCW be required to swear an oath and give a written statement as a condition for receiving the same; adding

new sections to chapter 74.04 RCW; providing penalties and declaring an emergency.

Referred to Committee on Labor and Social Security.

Senate Bill No. 448, by Senators Talley, Knoblauch and Raugust:

An Act relating to third class cities and amending section 15, chapter 184, Laws of 1915 and RCW 35.24.300.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 449, by Senators Greive and Woodall:

An Act relating to public printing; amending section 6, chapter 168, Laws of 1905 as last amended by section 1, chapter 16, Laws of 1955, and RCW 43.78.080; and declaring an emergency.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 449 was advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 449 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 449, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Durkan, Foster, Lennart, Rasmussen, Raugust—5.

Senate Bill No. 449, having received the constitutional majority, was declared passed.

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

On motion of Senator Washington, Senate Bill No. 449 was ordered immediately transmitted to the House.

FIRST READING OF HOUSE BILLS AND MEMORIALS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 13, by Representatives Flanagan, Mundy and Ahlquist:

An Act relating to irrigation district elections; and amending section 2, chapter 171, Laws of 1941, as amended by section 1, chapter 105, Laws of 1961, and RCW 87.03.075.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 247, by Representatives Lewis, Bigley and Siler (by Departmental request):

An Act relating to fees for marks and brands for forest products; and repealing section 8, chapter 154, Laws of 1925 extraordinary session, and RCW 76.36.080.

Referred to Committee on Natural Resources.

House Bill No. 263, by Representatives Rosenberg, Evans and McCormick (by Departmental request):

An Act relating to vehicles and the licensing thereof; amending section 46.08.100, chapter 12, Laws of 1961 and RCW 46.08.100.

Referred to Committee on Highways.

House Joint Memorial No. 4, by Representatives Bergh, Kink and Hawley: Memorial to president to disregard recommendation to open Bering Sea Halibut Fishery to Japan.

Referred to Committee on Fisheries, Game and Game Fish.

SECOND READING OF BILLS

Senate Bill No. 129, by Senators Dore, Knoblauch and Chytil:

Providing civil defense workmen's compensation.

The bill was read the second time by sections.

On motion of Senator Dore, the following committee amendments were not adopted:

In section 1, line 25, strike the comma (,) following "emergencies," and insert "*caused by natural disaster or enemy attack,*"

In section 1, line 27, strike the period (.) following "function." and insert "*in Washington.*"

Senator Petrich moved the adoption of the following amendment:

In section 1, line 8, commencing with "Compensation", strike all of the material down to and including "worker" on line 11 and insert "[Compensation shall be furnished to a civil defense worker either within or without the state for any injury arising out of and occurring in the course of his activities as a civil defense worker, and for the death of any such worker] *Compensation shall be furnished to a civil defense or volunteer worker in performance of services when requested by a civil defense official authorized to secure volunteer services for existing emergencies caused by natural disaster or enemy attack, for any injury arising out of and occurring in the course of his activities as a civil defense or volunteer worker, and for the death of any such worker*"

Debate ensued.

Senator Hess moved the adoption of the following amendment:

In line 6 of the amendment by Senator Petrich, after "*furnished*" and before "*to*", insert "*subject to prior legislative appropriation*"

Debate ensued.

The motion was carried and the amendment to the amendment was adopted.

Senator Hess moved the adoption of the following amendment to the amendment:

In line 9 of the amendment by Senator Petrich, after "disaster" strike "*or enemy attack,*"

Debate ensued.

The motion was carried and the amendment to the amendment was adopted.

The President stated the question before the Senate is the adoption of the amendment by Senator Petrich as amended.

The amendment by Senator Petrich, as amended, was adopted.

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

In section 1, (1), line 13, after "defense" and before "worker" insert "*or volunteer*"

In section 1, (1), line 14, after "defense" and before "worker" insert "*or volunteer*"

In section 1, (1), line 15, after "defense" and before "worker" insert "*or volunteer*"

In section 1, (2), line 17, after "defense" and before "worker" insert "*or volunteer*"
 In section 1, (3), line 20, after "defense" and before "worker" insert "*or volunteer*"
 In section 1, (4), line 22, after "defense" and before "worker" insert "*or volunteer*"
 In section 1, (6), beginning on line 24, strike all of subsection (6).

POINT OF INQUIRY

Senator Atwood:

"Will Senator Petrich yield to a question? Senator Petrich, is it your intention by the amendment to line 17 which has been adopted that only a volunteer worker would be covered under this act? You added 'or volunteer' before 'registered.' I think you now have an ambiguity in the bill as it now reads. That's in subsection 2, line 17. Most of these volunteers, I presume would not be registered civil defense workers."

Senator Petrich:

"In response, Senator Atwood, my amendment inserted the words on line 17 after the second civil defense. I recognize your point now, Senator. Perhaps there was an oversight on the registration."

Senator Atwood:

"I presume none of these volunteers would be registered workers."

POINT OF INQUIRY

Senator Greive:

"I would like to ask Senator Petrich, through the Chair, if it wouldn't be helpful if we were to hold this or refer this particular bill to committee."

Senator Petrich:

"Mr. President:

"It would be my wish to hold the bill at the end of the second reading calendar."

Senator Greive:

"Mr. President:

"I'll defer to Senator Petrich to make that motion."

Senator Atwood:

"I think that we have gotten into a real difficulty with all these amendments because we have taken one section out of the bill and the Hess amendment took out the words 'enemy attack'. If we are going to take this wording out, the whole act would have to be reworded because the whole title and 38.52.020 refers not only to national disasters but also to enemy attack. I believe these amendments have created a real problem and the matter should go back to committee and be reworded in its entirety."

MOTION

Senator Greive moved that Senate Bill No. 129 take its place at the end of the second reading calendar for today.

MOTION

On motion of Senator Riley, Senate Bill No. 129 was referred to the Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 168, by Senators Neill and Foley:

Authorizing the sale or lease of certain lands by Washington State University.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 168 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 168, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators Dore, Morgan—2.

Those absent or not voting were: Senators Foster, Hanna, Lennart, Rasmussen—4.

Senate Bill No. 168, having received the constitutional majority, was declared passed.

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

MOTION

At 12:25 p. m., on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster, Lennart, McCormack and Rasmussen, Senators Foster, Lennart and Rasmussen having been previously excused.

SECOND READING OF BILLS

Senate Bill No. 141, by Senators Washington, Foster and Donohue (by Highway Interim Committee request):

Adopting the vehicle equipment safety compact.

REPORT OF STANDING COMMITTEE

Senate Bill No. 141:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Adopting the vehicle equipment safety compact (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendment.

On page 11, section 3, line 4, after "pact." and before "It is" insert "All such rules, regulations or codes so adopted shall be published by the state commission on equipment and in addition to such regular distribution as is made thereof shall be furnished upon request to any person without cost."

NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Frank W. Foley, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, W. C. Raugust, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the Senate deferred consideration of the committee amendment until after consideration of a floor amendment by Senator Washington.

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

On page 10, line 27, strike all of the matter contained in section 3 and insert "Pursuant to Article V(e) of the vehicle equipment safety compact it is the intention of this state and it is hereby provided that no rule, regulation, or code issued by the vehicle safety equipment commission in accordance with Article V of the compact shall take effect until approved by act of the legislature."

On motion of Senator Washington, the committee amendment was not adopted.

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

On page 11, beginning on line 32, strike all of section 7 and renumber the remaining sections consecutively.

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 9, Article IX, line 30, after "any" and before "liability", insert "financial"

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 141 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 141, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senator Moriarty, Jr.—1.

Those absent or not voting were, Senators Dore, Foster, Herrmann, Lenart, Rasmussen, Riley—6.

Engrossed Senate Bill No. 141, having received the constitutional majority, was declared passed.

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

Senate Bill No. 69, by Senators Sandison, Rickdall and Riley (by Legislative Council request):

Clarifying application of the fire district tax levy to property lying within forest patrol assessment areas.

REPORT OF STANDING COMMITTEE

Senate Bill No. 69:

Senate Chamber,
Olympia, Wash., February 5, 1963.

Clarifying application of the fire district tax levy to property lying within forest patrol assessment areas (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments.

On page 3, section 3, line 24, before "or more", strike "forty" and insert "twenty"

On page 3, section 3, strike lines 26 and 27

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank

Connor, Dewey C. Donohue, Michael J. Gallagher, Sam C. Guess, George W. Kupka, Ted G. Peterson, Edward F. Riley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendments were adopted.

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 69 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 69, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Foster, Herrmann, Lennart, McCutcheon, Rasmussen—5.

Engrossed Senate Bill No. 69, having received the constitutional majority, was declared passed.

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

Senate Bill No. 43, by Senators Moriarty, Jr., Petrich and Williams: Authorizing state-wide subpoena.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 43 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 43, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Foster, Hallauer, Herrmann, Lennart, Rasmussen—5.

Senate Bill No. 43, having received the constitutional majority, was declared passed.

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

Senate Bill No. 60, by Senators Woodall, Greive and England (by Legislative Council request):

Permitting counsel for defense to review the presentence report.

The bill was read the second time by sections.

On motion of Senator England, the rules were suspended, Senate Bill No. 60 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 60, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Foster, Herrmann, Lennart, Rasmussen—4.

Senate Bill No. 60, having received the constitutional majority, was declared passed.

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

MOTION

At 2:15 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Thursday, February 14, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTY-SECOND DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, February 14, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster and Hallauer.

On motion of Senator Chytil, Senator Foster was excused.

On motion of Senator Hanna, Senator Hallauer was excused.

The Color Guard, consisting of Pages Kim Rasmussen, Color Bearer, and Kate Keiser, presented the Colors.

Reverend Teddy E. Turner, minister of the First Christian Church of Olympia, offered prayer as follows:

"Spirit divine, attend our prayer, and make our hearts Thy home. Descend with all Thy gracious power; Come, Holy Spirit, come.

"Come as the light to waiting minds that long the truth to know. Reveal the narrow path of right, the way of duty show.

"Come as the dew on hearts that pine. Descend in this still hour until every barren place shall own with joy Thy quickening power.

"Come as the wind. Sweep clean away what dead within us lies. And search and freshen all our souls with living energies.

"And now, our Father, let us all do our work with diligence and holy integrity knowing that to whom much is given, much is required. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 13, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 69; also Senate Bill No. 141, have compared same with the original bill and find them correctly engrossed. FRANK W. FOLEY, *Chairman*.

We concur in this report: Fred H. Dore, Michael J. Gallagher.

Senate Bill No. 4:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Authorizing horizontal property regimes and for the regulation thereof (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Jack England, Herbert H. Freise, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 41:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Authorizing the superior court in third class counties to appoint specific family court assistance (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Martin J. Durkan, Jack England, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 61:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Removing the expiration date from certain tax provisions (reported by Committee on Highways):

MAJORITY recommends that it do pass., *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Frank W. Foley, Karl V. Herrmann, Andy Hess, Reuben A. Knoblauch, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 76:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Requiring safety glass doors (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 113:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Allowing decrease in state appraisal of decedent's estates to coincide with federal appraisal (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

SIGNED BY THE PRESIDENT

The President signed: Senate Joint Memorial No. 8.

Senate Bill No. 151:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Authorizing state and local governments to provide medical aid and hospitalization benefits for employees (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 240:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Revising budget and funding procedures for the department of personnel (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 241:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Establishing a state teletypewriter communications network (reported by Committee on State Government):

MAJORITY recommends that it do pass, and be referred to the Committee on Ways and Means.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

On motion of Senator Henry, the committee report was adopted and Senate Bill No. 241 was referred to the Committee on Ways and Means.

Senate Bill No. 371:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Establishing state law enforcement officers' training commission; providing state aid to increase standards of local law enforcement personnel (reported by Committee on State Government):

MAJORITY recommends that it do pass, and be referred to the Committee on Ways and Means.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan, Perry B. Woodall.

On motion of Senator Henry, the committee report was adopted and Senate Bill No. 371 was referred to the Committee on Ways and Means.

Senate Bill No. 405:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Changing public utility district financing and refunding provisions (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass.

JOHN T. McCUTCHEON, *Chairman*.

We concur in this report: Robert C. Bailey, Robert L. Charette, Joe Chytil, Martin J. Durkan, William A. Gissberg, H. B. Hanna, Mike McCormack, Don L. Talley, Nat Washington.

Senate Bill No. 405:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Changing public utility district financing and refunding provisions (reported by Committee on Public Utilities):

MINORITY recommends that it do not pass.

....., *Chairman*.

I concur in this report: Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 143:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Regulating motor vehicle speed limits (reported by Committee on Highways):
MAJORITY recommends that it do pass.
NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, Sam C. Guess, H. B. Hanna, Andy Hess, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 13, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Joint Memorial No. 8, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS

The following were read first time by title and acted upon as indicated:

Senate Bill No. 450, by Senators Thompson, Jr. and Hess:

An Act relating to the licensing of certain schools and their representatives.

Referred to Committee on Education.

Senate Bill No. 451, by Senators Cooney and McMillan:

An Act relating to that lake on the Spokane river which is immediately upstream of Long Lake dam located at township 27, North Range 39e, section 13.

Referred to Committee on Natural Resources.

Senate Bill No. 452, by Senator Hanna:

An Act relating to public health and safety; directing the department of health to study the eradication of ragweed; and making an appropriation.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 453, by Senators Bailey, Foley and Riley (by Departmental request):

An Act relating to employment security department funds; amending section 60, chapter 35, Laws of 1945, as last amended by section 1, chapter 170, Laws of 1959 and RCW 50.16.010; amending section 61, chapter 35, Laws of 1945, as amended by section 6, chapter 8, Laws of 1953 first extraordinary session and RCW 50.16.020; amending section 64, chapter 35, Laws of 1945, as last amended by section 3, chapter 170, Laws of 1959 and RCW 50.16.050; and providing an effective date.

Referred to Committee on State Government.

Senate Bill No. 454, by Senators Freise, Henry and Rasmussen:

An Act relating to electrical apparatus and electrical construction; and repealing chapter 130, Laws of 1913, section 1, chapter 41, Laws of 1917, sec-

tion 1, chapter 20, Laws of 1921, section 1, chapter 24, Laws of 1931, section 1, chapter 105, Laws of 1937, and RCW 19.29.010 through 19.29.060.

Referred to Committee on State Government.

On motion of Senator Greive, there being no objection the rules were suspended and Senator Rasmussen was added as an additional sponsor to Senate Bill No. 454.

Senate Bill No. 455, by Senators England, Charette and Dore:

An Act relating to marriage; and adding a new section to chapter 26.04 RCW.

Referred to Judiciary Committee.

Senate Bill No. 456, by Senators McCormack, DeGarmo and Woodall:

An Act relating to youth development and conservation; transferring the administration of the youth development and conservation division to the department of natural resources; amending section 2, chapter 215, Laws of 1961 and RCW 43.51.510; and repealing section 3, chapter 215, Laws of 1961 and RCW 43.51.520.

Referred to Committee on Natural Resources.

Senate Bill No. 457, by Senators Greive, Stender and Dore:

An Act relating to superior courts; and amending section 7, page 343, Laws of 1890 and RCW 2.08.030.

Referred to Judiciary Committee.

Senate Bill No. 458, by Senator Hanna:

An Act relating to public health and safety; and making an appropriation. Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 459, by Senator Hanna:

An Act relating to public health and safety; amending section 7, chapter 65, Laws of 1903 as amended by section 5, chapter 85, Laws of 1907 and RCW 70.06.070; adding a new section to chapter 65, Laws of 1903 and to chapter 70.06 RCW; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 460, by Senators Guess, Thompson, Jr. and Stender:

An Act relating to privilege taxes; and adding a new section to chapter 278, Laws of 1957 and to chapter 54.28 RCW.

Referred to Committee on Public Utilities.

Senate Bill No. 461, by Senators Greive, Durkan and Dore:

An Act relating to professional service corporations as herein defined; authorizing the incorporation and organization thereof; providing special provisions, conditions, and regulations; and prescribing certain powers, duties, liabilities and restrictions.

Referred to Judiciary Committee.

Senate Bill No. 462, by Senators Greive and Petrich:

An Act relating to justice courts; redesignating justice courts as district courts; and redesignating justices of the peace as district judges.

Referred to Judiciary Committee.

Senate Bill No. 463, by Senator Dore:

An Act relating to unemployment compensation; and amending section 26, chapter 35, Laws of 1945 and RCW 50.04.250.

Referred to Committee on Labor and Social Security.

Senate Bill No. 464, by Senators Riley, Hanna and Neill:

An Act relating to the underground storage of natural gas; and adding a new chapter to Title 80 RCW.

Referred to Committee on Public Utilities.

Senate Bill No. 465, by Senator Keefe:

An Act relating to motor vehicles; and amending section 46.44.030, chapter 12, Laws of 1961 as amended by section 36, chapter 21, Laws of 1961 first extraordinary session and RCW 46.44.030.

Referred to Committee on Highways.

Senate Bill No. 466, by Senator Morgan:

An Act relating to parolees and probationers and public acceptance of these men and women as useful citizens; and making an appropriation.

Referred to Committee on Public Institutions.

Senate Bill No. 467, by Senators Riley, Woodall and Connor:

An Act relating to intoxicating liquors; and amending section 42, chapter 62, Laws of 1933 extraordinary session, as amended by section 4, chapter 62, Laws of 1937 and RCW 66.28.050.

Referred to Committee on Liquor Control.

PERSONAL PRIVILEGE

Senator Hess:

"Point of personal privilege, Mr. President:

"The other day when Senate Bill No. 128 was referred to the Committee on State Government, Senator Gissberg indicated rather strongly that he felt that I had a personal responsibility to see that a substitute measure was prepared. I would like the records of the Senate to show that I now hand to Senator Henry for his committee's review a redraft and proposed substitute measure for Senate Bill No. 128. I don't claim that it is a perfect redraft, but I do think that it will do the job that the constitutional amendment made it mandatory to be done, and will do it much more simply."

PERSONAL PRIVILEGE

Senator Henry:

"Mr President:

"I have heard of communications breaking down and particularly in a public address system, but never when an aggrieved Senator sits so close to me. Now I don't think there is anything wrong with the State Government Committee. In fact like Senator McCutcheon, I think I am a good chairman. I think this bill has been taken up in orderly presentation and I suggest Senator Hess appear before the committee at the proper time and present his bill or amendment, or give it to the Secretary of the Senate.

"Therefore, I want the record to show I now hand it back to him."

PRESIDENT'S PRIVILEGE

The President:

"Senator Morgan:

"The members of the Senate and the President believe you exude the true spirit of St. Valentine! Would you please stand and hold up your bouquet?"

Senator Morgan:

"Mr. President and Gentlemen of the Senate:

"May I say something I should have said last session, but I am going to say it now. It has been a pleasure to serve with all of you and I have enjoyed every moment of it."

SECOND READING OF BILLS

Senate Bill No. 57, by Senators Woodall, Riley and Williams (by Legislative Council request):

Authorizing special foreclosure and procedure on abandoned residences.

REPORT OF STANDING COMMITTEE

Senate Bill No. 57:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Authorizing special foreclosure and procedure on abandoned residences (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

Strike all of section 1 and substitute the following:

NEW SECTION. Section 1. There is added to chapter 53, Laws of 1899 and to chapter 61.12 RCW a new section to read as follows:

In actions to foreclosure mortgages on real property improved by structure or structures, if the court finds that there has been a voluntary relinquishment of ownership rights by the mortgagor or his successors in interest of the mortgaged property with the intention of terminating ownership therein more than six months prior to the date of the decree of foreclosure, the purchaser at the sheriff's sale shall take title in and to such property free from redemption rights of the mortgagor as judgment debtor or his successor in interest as provided for in RCW 6.24.130 et seq. upon confirmation of the sheriff's sale by the court.

NEW SECTION. Sec. 2. There is added to chapter 53, Laws of 1899 and to chapter 61.12 RCW a new section to read as follows:

When proceeding under this act no deficiency judgment shall be allowed. No mortgagee shall deprive any mortgagor of redemption rights by default decree without alleging such intention in the complaint.

NEW SECTION. Sec. 3. There is added to chapter 53, Laws of 1899 and to chapter 61.12 RCW a new section to read as follows:

Sections 1 and 2 of this act shall not apply to property used for agricultural purposes.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Williams, the committee amendments were adopted.

On motion of Senator Williams, the rules were suspended, Engrossed Senate Bill No. 57 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 57, and the bill passed the Senate by the following vote: Yeas, 42; nays, 5; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senators Dore, Mardesich, Morgan, Petrich, Rasmussen—5.

Those absent or not voting were: Senators Foster, Hallauer—2.

Engrossed Senate Bill No. 57, having received the constitutional majority, was declared passed.

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

Senate Bill No. 169, by Senators Woodall, Stender and Greive:

Providing union insurance coverage of up to \$1,000 on the spouse of an employee.

The bill was read the second time by sections.

On motion of Senator Stender, the rules were suspended, Senate Bill No. 169 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 169, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foster, Hallauer—2.

Senate Bill No. 169, having received the constitutional majority, was declared passed.

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

Senate Bill No. 144, by Senators Kupka, Rickdall and Keefe:

Permits transfer of deficient residential school personnel to hospitals for mentally ill.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 144 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 144, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senator Petrich—1.

Those absent or not voting were: Senators Foster, Hallauer—2.

Senate Bill No. 144, having received the constitutional majority, was declared passed.

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

Senate Bill No. 120, by Senators Henry, Peterson and Greive:
Regulating optometry.

On motion of Senator Rasmussen, Senate Bill No. 120 was placed at the end of the second reading calendar for today.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The attention of the President has been called to the presence of an outstanding and honored former member of the Washington State Senate.

APPOINTMENT OF SPECIAL COMMITTEE

"The President should like to ask Senator Keefe, Senator Gissberg, Senator Ryder and Senator Neill to act as a committee of honor to escort the Honorable Francis Pearson to a place of honor on the rostrum. Senator Sandison, would you please act as chairman of this escort committee?"

A committee of honor consisting of Senators Keefe, Gissberg, Ryder, Neill and Sandison escorted former Senator Francis Pearson to the rostrum.

The President:

"Members of the Senate, Ladies and Gentlemen:

"It is a signal honor for the President to have the opportunity to present one of the most outstanding and esteemed former member of the Washington State Senate. Many of you are familiar with the wonderful sense of humor always exemplified by the Honorable Francis Pearson. The President can remember many amusing and glorious occasions during the time he had the privilege of serving with Senator Francis Pearson.

"Everyone is especially delighted with the action of the Senate a few days ago when they unanimously approved Francis's appointment as Chairman of the Utilities and Transportation Commission in an unprecedented action taken by the Senate.

"The members of the Senate, I am sure, join the President in expressing delight that the lovely, gracious and beautiful Mrs. Betty Pearson, his wife, is present in the south gallery and before presenting Senator Pearson, would Mrs. Pearson please stand in order that the members of the Senate may properly receive and recognize her?"

(Applause.)

"Francis, the members are certainly happy that you are visiting the Senate chamber this morning and would be delighted if, at this time, you would address them. Won't you please?"

Senator Pearson:

"Thank you, Mr. President, members of the Senate:

"I noticed that we were having a little trouble, Senator Sandison and I both getting together in the aisle a moment ago. It was quite difficult for the third one. My wife has told me I was beginning to look like a bale of alfalfa hay with the middle wire broke. I don't know what she will say about both of us.

"I realize you do have a lot of problems, as always, and this time is no different. In fact, it seems as the state grows, it generates more problems for you folks when you come down here to try and take care of the problems that are coming about because of a terrifically fast expansion in the Pacific Northwest. I know that in the industry we regulate, or the various industries, we have had many trips to Washington, D. C. before the Federal Power Commission, the Interstate Commerce Commission, the Securities Exchange Commission and the C.A.B. concerning various activities developing in the Northwest.

"When I was first appointed to the Commission, the natural gas industry was in its infancy. I think there was less than half a million therms used in the state at that time. Now, with the advent of natural gas going throughout the entire area of the state to work in conjunction with the other means of power that we have, whether electricity, coal or oil, why the gas industry has grown from less than half a million therms to over seven hundred million therms, which means that there were more

BTU units, a therm equals 29.3 kilowatt hours, used in the state last year than the total output of Grand Coulee, Chief Joseph and Bonneville Dams put together.

"I appreciate the resolution you passed which was presented by Senator Woodall and Senator Gissberg on helping us out before the Power Commission. It could mean millions of dollars to the Northwest. We deal with these people with the airplanes coming out of Seattle, in order to compete Puget Sound industry with the California market. We do the same thing on tie lines. We work with British Columbia to do the things that are necessary in utilizing some of the products they have to send down here that we can use very well in our expansion.

"As I say it is a pleasure for me to come over here. It was a very fine Valentine's present for me to have the opportunity to come and visit you and we welcome you over to the Commission. You have two other ex-Senators over there, Senator Patrick D. Sutherland and Senator Dayton E. Witten, so any time you folks feel that you want to relax a little bit, you can come over and listen to our problems and we will be happy to listen to yours.

"Now, Mr. President, I don't know what your new rules are, because I haven't been keeping track of them, but there used to be a rule called Rule 40, as I recall. Whatever you have along that line now, I would like to have the privilege of suspending it. If Sergeant at Arms Johnson will see that the cigars and candy are passed around, I would appreciate it very much."

PERSONAL PRIVILEGE

Senator Lennart:

"Senators:

"In all of the years that I have been here, I think that I have never met a more remarkable man than Francis Pearson. He has faculties none of us ever dreamed of having. The fact that he is blind hasn't stopped him at all, and every time he comes here he recognizes, of course, my unusual dialect. But I was thinking about Milton and his blindness and I will quote to you what he said because it illustrates more than anything else what I think about Francis Pearson:

"Thus through the years seasons return, but not to me returns the sweet approach of night or summer's rose, or flocks, or herds, or human face divine, but darkness instead. An ever enduring cloud surrounds me and from the pleasant face of man cut off and from the book of knowledge fair surrounded with the universal black, all nature's work to me obscured and erased and wisdom from one entrance quite shut out. So much greater, Thou, Celestial Light, shine inwards and the mind through all her works radiates their planet eyes. All myself from them purge and disperse that I may see and tell of things invisible to mortal eyes."

SECOND READING OF BILLS

Senate Bill No. 247, by Senators Herrmann, Cooney and Lennart:

Providing in lieu fees for certain fixed load motor vehicles.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended, Senate Bill No. 247 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 247, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foster, Hallauer—2.

Senate Bill No. 247, having received the constitutional majority, was declared passed.

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

Senate Bill No. 63, by Senators Hallauer and Thompson, Jr.:

Removing fiscal limitation on state library commission.

The bill was read the second time by sections.

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

On page 1, section 1, line 18, after "expenses" insert "*not to exceed twenty-five dollars per day, plus mileage,*"

On motion of Senator Thompson, Jr., the rules were suspended, Engrossed Senate Bill No. 63 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 63 and the bill passed the Senate by the following vote. Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foster, Hallauer—2.

Engrossed Senate Bill No. 63, having received the constitutional majority, was declared passed.

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

MOTION

At 12:25 p. m., on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster and Hallauer who were previously excused.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 16:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Creating eyesight qualifications for issuance of hunting licenses (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Robert C. Bailey, David E. McMillan, Ted G. Peterson, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 81:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Regulating the taking of beaver and sale of pelts (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that the attached substitute bill be substituted therefor, and the substitute bill do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 190:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Authorizing sport fishing from Hood Canal bridge (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, David E. McMillan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Senate Bill No. 190:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Authorizing sport fishing from Hood Canal bridge (reported by Committee on Fisheries, Game and Game Fish):

MINORITY recommends that it do not pass.

....., *Chairman*.

I concur in this report: Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 195:

Senate Chamber,
Olympia, Wash., February 11, 1963.

Supplementing law relating to employee welfare trust funds (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 271:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Clarifying provisions relating to the sale of firearms (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass. GEORGE W. KUPKA, *Chairman*.

We concur in this report: John L. Cooney, David C. Cowen, Martin J. Durkan, Michael J. Gallagher, James Keefe, August P. Mardesich, Ted G. Peterson.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 327:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Changing license fee for commercial fishing vessels (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, David E. McMillan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 338:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Providing for reciprocity as to certain fishing licenses with the state of Oregon (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, David E. McMillan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 340:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Changing the definition of the term "fish buyer" (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, David E. McMillan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

SECOND READING OF BILLS

Senate Bill No. 288, by Senators Washington and Raugust:

Supplementing law relating to motor vehicle equipment and lighting.

On motion of Senator Woodall, Senate Bill No. 288 was referred to the Judiciary Committee with instructions to report back to the Senate within five working days.

Senate Bill No. 120, by Senators Henry, Peterson and Greive:

Regulating optometry.

REPORT OF STANDING COMMITTEE**Senate Bill No. 120:**

Senate Chamber,
Olympia, Wash., January 31, 1963.

Regulating optometry (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass with the following amendment:

On page 3, section 9, line 16, strike the period (.) following "board" and insert the following: " : *Provided, However,* That the board shall not be vested with rule making power and shall be limited in its regulatory activities to the provisions of the optometry board act."

DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, R. R. (Bob) Grieve, Frances Haddon Morgan, Albert C. Thompson, Jr., Perry B. Woodall.

The bill was read the second time by sections.

Senator McMillan moved the adoption of the committee amendment. Debate ensued.

POINT OF INQUIRY

Senator Moriarty, Jr.:

"Would Senator Greive yield to a question? Senator Greive, you referred to the optometry board act. Wouldn't it be better legislative procedure to refer to the RCW section?"

Senator Greive:

"I called it the optometry board act. In reality it is RCW 18.53.140. I thought that I would just dub it that way for the present moment."

Senator Moriarty, Jr.:

"I wonder if the Secretary of the Senate could prepare an amendment to the amendment striking the words, 'the optometry board act' and inserting in lieu thereof the Revised Code of Washington citation that we have in mind. Would that be satisfactory?"

Senator Greive:

"This would be unnecessary, Senator. If you will look at section 8 and section 9, that the sections we are referring to are already specifically set out, so it would seem that merely to put them in two places would be superfluous."

POINT OF INQUIRY

Senator Petrich:

"Would Senator Greive yield?"

"Senator, isn't it true that in section 16 of the proposed act that you have identified this particular bill as the optometry board act?"

Senator Greive:

"That's correct.

"It would seem to me that since this is the new identification for this particular bill and since the specific sections to which Senator Moriarty referred are set out in the act, that the proposed amendment to the committee amendment isn't necessary."

Senator Moriarty, Jr.:

"If this bill becomes the optometry board act, and in this bill you are referring to another optometry board act, won't that be confusing?"

Senator Greive:

"That isn't what we are doing in this bill. We make specific reference to those sections, and all this says is that the powers of the board which are created will be limited to those sections set out in the bill, and they will refer back to others. I have no objection to the amendment but I don't think it does anything except confuse the situation. I have no real objection to it. If you insist, all right, but I just don't think that it does anything."

POINT OF INQUIRY

Senator Petrich:

"Would Senator Greive yield?"

"Perhaps I need a pair of glasses to help me understand this a little better but I am somewhat confused by the restrictive wording of this amendment. You are making it nearly impossible to establish normal rules for the promulgation of standards of conducting examinations and that sort of thing, which, as I understand this act, you have taken away from the section. Aren't you unnecessarily limiting this board by not permitting it to adopt rules to prescribe the manner in which people shall apply and take examinations and be certified as optometrists?"

Senator Greive:

"I frankly am confused as to your question. We have the RCW set forth, we have chapter 18.53.140 and we have optometry board act. You have a board set out to do the

particular work. I can't for the life of me see why we are restricting them in any way other than we are telling them to do what was heretofore done by the License Department or the old optometry board, both of which are set out in the statute. But if you think for some reason that wouldn't apply, I would appreciate it if you would make it clear."

Further debate ensued.

MOTIONS

Senator Rasmussen moved that Senate Bill No. 120 be referred to the Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

On motion of Senator Greive, the motion by Senator Rasmussen was laid on the table.

On motion of Senator Greive, the committee amendment was laid on the table.

Senator Rasmussen moved that Senate Bill No. 120 be indefinitely postponed.

Debate ensued.

POINT OF ORDER

Senator Peterson:

"Point of order, Mr. President:

"The question here was as to the amendment as to whether it should be codified or whether it should be referred to as the optometry act. Senator Rasmussen is now making a speech against the bill and endeavoring to kill it."

Senator Rasmussen:

"Point of order, Mr. President:

"The question is on indefinite postponement of this bill and I explained the reason why it should be indefinitely postponed."

RULING BY THE PRESIDENT

The President:

"Senator Rasmussen, your point of order is well taken."

Debate ensued:

MOTION

Senator Riley moved that the motion by Senator Rasmussen be laid on the table.

The motion was carried.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President:

"As a point of personal privilege, I just want to say this. I haven't knowingly accepted any money for any of my campaigns, not even from the Republican Party and the last time I was elected I turned money over to someone else. I have nothing against people who take it but I just want to make that statement.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President, personal privilege:

"May I say that the gentleman (Senator Rasmussen) who just spoke a few moments ago, came to me before this bill came out and attempted to blackmail me and said he was going to blacken my name if the bill came out. I said that I don't believe in blackmail and that if he had any charges to go ahead and make them.

"I have never in my sixteen years in the Senate seen such a despicable attack with so little evidence to go on. I suggest that if Senator Rasmussen has anything, that he come forward with the evidence."

PERSONAL PRIVILEGE

Senator Cowen:

"Mr. President:

"I wish to express myself on personal privilege to the members of the Senate. I think that I have run for public office longer than any person here. I too have never accepted a campaign donation in all of my long career either in the Senate or in the House."

PERSONAL PRIVILEGE

Senator Durkan:

"Mr. President, personal privilege:

"I have never been fortunate enough to receive any campaign contributions from Senator Greive, however, that is not the question. The thing that constantly provokes the Senate is the chairman of the Labor Committee and the fact that he is always riding on his great white charger. I would like to point out to him that I am sure, that he, like me, has received support from organized labor. I have received it in the past and I hope that I will receive it again, but if we were to follow Senator Rasmussen's logic, it would mean that he should resign as chairman of the Labor and Social Security Committee, that he can't really vote on those bills because he has an interest in them. And when they come on the floor, that I, who am an attorney for a labor union, must stand up and disqualify myself because I have an interest in them also and that he who works as a working man or for a railroad company has to disqualify himself. Now, how absurd can you be?"

"Senator Rasmussen charges down the aisle back and forth, slashing at will but never does he sit and contemplate that the things he charges us with, he is equally guilty of, if it be guilt."

"Thank you, Mr. President."

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President:

"There are some members of this body who run in what we call 'secure districts'. Some members who may not even campaign, there are some members who find themselves in economic brackets where it is not necessary to have any assistance whatever and that is very fine and very splendid for any people who are in an economic bracket for them to run without assistance from anybody else and I appreciate those type of public servants. But on this matter brought up today, I have known Senator Greive ever since I first came down here. I have probably disagreed with him more frequently than I have agreed with him in years gone by. I used to think he was kind of a 'wild man' and kind of an 'odd ball'. I have disagreed with him many, many times but at no time did I ever think that this man's heart or conscience were for sale."

"I think the type of thing that happened here this morning should have been taken up in the Democratic Caucus and you folks should have decided among yourselves whether or not you wanted to bring this in and have it discussed here today. I think for this side of the aisle we can say, Senator Greive, we have known you a long time and we have never known you to do anything that wasn't honorable."

PERSONAL PRIVILEGE

Senator Raugust:

"Personal privilege, Mr. President, since everybody else has a little to say:

"I do want to say that I have run for twenty years and I have never taken a dollar, but I don't see where there is anything wrong with some man that needs support taking it. I have made my contribution to candidates that ran for offices, and I don't see anything wrong and I don't think it has anything to do with this. If you run in a district where we haven't got much competition, you don't have to spend money. This year I had no competition. I did make a contribution. I do say this with Senator Woodall, although I have not always agreed with Senator Greive, I have always admired him where he stood and when he told me he would do something, he would do it."

PERSONAL PRIVILEGE

Senator Knoblauch:

"Mr. President and members of the Senate:

"I haven't made it a policy to speak much in the Senate but I think the talk I have heard by Senator Rasmussen was one that should not have taken place on the floor of the Senate. He has cast a reflection upon every man that sits in the State Senate.

"We are forgetting the purpose that we are here for this afternoon. We are discussing the merits of a bill.

"Let me say that also a reflection has been cast upon a fine group of professional men in the state of Washington whom we look toward for much help in my area, and this afternoon I can say that I have in the south gallery some of the finest citizens in the state of Washington, who happen to reside in the 25th district. These young men are optometrists, men whom we respect and who are taking their places in our community; and it is a sad, sad day when statements like this must be made on the floor of the State Senate.

"Senator Rasmussen, you made a statement two years ago that you were sorry to be seated in the Senate of the State of Washington. I think we have that in mind this afternoon.

"I have never always agreed with Senator Greive. I may have opposed him at times when he was up for election as Democratic Majority Leader. But let me say that as time goes on, I have come to respect him very much as one of the finest members of the State Senate. He is extremely fair to both sides of the aisle. I don't think the Republicans could ever criticize the fairness of Senator Bob Greive, and that goes for the Democrats, and I am sorry that this spectacle took place on the floor of the Senate this afternoon."

PERSONAL PRIVILEGE

Senator Peterson:

"Mr. President and members of the Senate:

"When I walked over and talked with Senator Greive a moment ago, I said, 'Sit down, Senator, because I am going to go all out to protect you against these charges.'

"Now, as a sponsor of this bill, Senator Rasmussen, this is a bombshell to me. I am really surprised that this is the method that you would use to injure, and I say 'injure' advisedly, a profession that is as highly thought of as the Optometrical Association. You could have used any other bill, but not one involving a profession that has had as long a life and throughout its history, yes, and its history goes way back, has done such a wonderful work for all the people. I stand here and I see all of my fellow Senators, many of them are wearing glasses, many of them have them tucked away in their desks. Senator Cowen is smiling—

"But to do this to your Majority Leader, Senator Rasmussen, I think this is something that all of the Senators on this side will concur in with me, is certainly an act that should have been taken up in your caucus. That, I think, would have been the place to have done it. There are many people sitting here and the people of the state of Washington are going to wonder what we are doing here.

"Yes, we all need help in marshaling our districts and to come down here and do the work we should, and they say it is honorable and people should want to help, even with a dollar. We go from house to house collecting campaign money to help."

PERSONAL PRIVILEGE

Senator Rasmussen:

"Speaking on personal privilege, first let me clear up one item that was brought to the attention of the Senate where Mr. Durkan said that I would rightly be charged with personal interest, being a laboring man and serving as Chairman of the Labor Committee. Well, Mr. Durkan, being one of the Committee on Committees, knows that I had a personal interview with the Committee sitting en banc when I tried to relieve myself of the responsibility of being committee chairman of the Labor and Social Security Committee. The committee unanimously refused to grant me that and insisted that I be chairman. That was very well. I examined my conscience and said I had run for election and should serve.

"What Mr. Durkan is not aware of, I happen to be a laboring man with a railroad and as an employée of a railroad I am not subject to any of the state laws regarding labor, either unemployment compensation or social security or anything like that. We are covered by federal laws, so I am probably one of those that could serve on that committee as chairman without affecting myself in any way as a laboring man. So I hope, Senator Durkan, that will clear that up in your mind. You can research it if you desire.

"Secondly, Senator Peterson just said I could have raised this issue on any one of a number of other bills. I am surprised, Senator Peterson, you would say we have that many bills that I could raise this issue on. I stated at the outset that, and one thing for the Senate's information, my remarks were not recorded in the Journal as they were debate on a motion to indefinitely postpone. You do not record in the Journal debate on a bill. You do record in the Journal personal privilege and remarks under that.

"There hasn't been anyone as yet that has gotten up to deny their knowledge of the 'Greive Fund.' My remarks at that time were directed toward the fact that I thought the Senate, itself, should institute an investigation. I did not personally impugn Senator Greive of any wrongdoing. I have had very high regard for him in the eighteen years that we have worked together between the House and the Senate and I think that Senator Greive and I, though we have had differences of opinion about this source of money, that I did indicate to him and I do not consider it blackmail, if this bill came on the floor it would be necessary for me to reveal the knowledge that had come into my possession and I have here copies of an audit report. This is information that I have for the Senate that I am asking them to investigate themselves and certainly if there is nothing to it, I will be the first to admit that there is nothing wrong with collecting money in this manner.

"This isn't tarring the optometrical association. What I am saying is that when some Senator or any lobbyist that wants to give you money for a campaign, and I say the same thing the others have (interrupted)."

The President:

"For what purpose does Senator Woodall rise?"

Senator Woodall:

"To inquire is the Senator speaking now under personal privilege or is he speaking on the merits of the bill?"

Senator Rasmussen:

"Personal privilege, Senator, and I have never raised my voice against another Senator speaking on personal privilege.

"I would like to say that if the Senate does not want to be tarred with the public opinion that says, 'We wonder what is going on there,' that they should investigate themselves.

"Campaign funds, I have accepted campaign funds. It is true what Senator Lennart and some of the others have said. Senator Raugust, some areas you don't have to spend a great deal of money and I have never objected to anyone accepting all the money they could get but I do think that the public is entitled to know where they get it. We have several bills up in committee that would require the listing of campaign expenditures. We have a bill up in the State Government Committee that would include the Senators and Representatives under a code of ethics. As you recall a few years back in general administration, we put public employees under a code of ethics and we came back last session with this same problem and extended it to municipal government and we put those under a code of ethics and in each session we have left the legislature's code of ethics. Now a code of ethics in itself would not prevent what I am speaking about here today but it would give them leverage for the interested public opinion to move into the picture and say these Senators and Representatives violated the code of ethics.

"You heard the issue raised on the floor of the House where a certain representative was accused of having some 35 to 60 thousand dollars of private power money. There was truth back of that story. That money was put out in an attempt to buy the speaker's race. I think that's the thing we're talking about here. The Senators get on their feet and say what a great noble thing that we are doing. Why do they object to an investigation—why do they not assist in getting some of these bills passed that would list where these campaign funds come from. Let's not wrap up our service

in a white sheet and ride the charger down. Maybe Rasmussen is guilty, investigate, but bring the guilty ones to the attention of the public—they will take care of them at the elections.

"Thank you, Senators, you have your own conscience to live with as I have mine."

PERSONAL PRIVILEGE

Senator Hess:

"Mr. President:

"I rise to reluctantly continue a conversation that never should have begun under personal privilege. I rise for one reason—an honorable man's reputation has been unjustly besmirched. I have known Senator Greive, fought with him and fought beside him but as long as I have been in this legislature I would stake my own reputation on his honesty and I am very proud of my reputation. I know that some of the reporters that have covered this legislature for years and years agree with this appraisal of Senator Greive because within the last few months we have discussed various legislators and I know that they regard him in that light.

"Since the subject has been raised and since Senator Greive has been criticized for serving as one who collected campaign funds for Senators seeking reelection and I assume the Republicans have someone who performs this same function, I am sure you must, if you don't then someone in the party does because I am sure you receive just as much financial assistance as any of us. Your campaign delivered is an indication of it anyway. May I say this, Senator Greive helped me financially in my campaign and you know what the help consisted of? He sent me a letter and with this letter came a check and the check was for a total amount and it was for my share of the contributions that voluntarily had been given Senator Greive and that had been apportioned out among a number of Senators. The number of Senators were listed, my fraction was listed, the total contribution was listed and the amount I received was listed and at the bottom of it was a statement that these were accepted with the explicit understanding that they would in no way influence your attitude on any matter coming before the legislature. I accepted them in that vein, I deposited them in a bank in that vein, I drew checks against them in that vein.

"Legislative campaigns are not inexpensive. I don't know to this day because I don't have the list here whose names were and weren't on that group. I read it at the time. The amounts were not huge, they didn't influence my attitude on any legislation. I think this kind of thing is done with respect to both political parties at every level of government where campaigns cost money.

"Now I think that a code of ethics is entirely a different matter. I believe we need a code of ethics for the legislature. There are serious abuses but the example that has been raised today of a responsible Senator raising money for reasonable campaign contributions in an open, above-board, responsible manner with an accounting for the funds and the group that he has raised the funds for is responsible, a public respected organization and the bill that is before us stands on its own merits. I think it is most unfortunate that this entire subject has been raised."

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

On page 1, section 3, line 17, after "board" insert a period. Strike lines 18, 19, 20 and 21 to and including "include"

On page 1, section 3, line 21, after "include" strike "only" and insert "Only"

On page 1, section 3, line 24, before "years" strike "seven" and insert "four"

On page 1, section 3, line 26, after "business" and before the period, insert "may be appointed"

Senator Rasmussen moved the adoption of the following amendment:

Amend Senate Bill No. 120 by striking section 11, beginning on line 27, page 3 of the printed bill and insert the following:

NEW SECTION. Sec. 11. Any person against whom a rule or provision of law has been invoked by the board may appeal the action in the superior court in and for the county in which the licensee resides. The appeal shall be conducted as a trial de novo, and the court shall have the power to issue such orders and grant such relief as it deems just and suitable. The jurisdiction of the court shall be exclusive and its judgment and decree shall be final, except that the same shall be subject to a review by the supreme court, on appeal, by either party.

Debate ensued.

On motion of Senator Gallagher, the amendment was laid on the table. Senator Rasmussen moved the adoption of the following amendment:

Amend Senate Bill No. 120 by striking on line 12, page 1, of the printed bill "re-organized and reconstituted as the optometry board," and inserting "abolished and its duties transferred to the optometry board." and by striking section 3, beginning on line 14, page 1, of the printed bill and inserting the following:

"NEW SECTION. Sec. 3. The board shall be composed of five members appointed by the governor. The governor shall appoint to the initial board two members for terms of two and three years respectively, from a list of nominees submitted by the Washington Optometric Association, said list to contain at least four names. The governor shall appoint to the initial board two members for terms of two and three years respectively, from a list submitted by the National Association of Optometrists, Northwest division, said list to contain at least four names. The governor shall appoint the fifth member of the board for a one year term, from a list of four nominees, two submitted by the Washington Optometric Association and two submitted by the National Association of Optometrists, Northwest division. All nominees shall be optometrists who are citizens of the United States, residents of this state, having been licensed to practice and practicing optometry in this state for a period of at least seven years immediately preceding the effective date of appointment, and who have no connection with any school or college embracing the teaching of optometry or with any optical supply business.

Thereafter appointments to regular terms shall be for three years and the method and source of nomination in each instance shall be the same as for appointment to the same position previously. In every instance the association asked to submit nominees shall submit at least two nominees for each position to be filled.

In the event a vacancy shall occur other than at the conclusion of a regular term, appointment will be from a list of at least two names submitted by the association which submitted the name of the board member whose position is vacant."

Debate ensued.

On motion of Senator Greive, the amendment was laid on the table.

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

On page 2, section 5, line 12, after "chairman" and before "at" insert "or the director of licenses"

On page 2, section 5, line 13, after "chairman" and before "may" insert "or the director of licenses". After "designate" and before the period insert "by giving three days' notice."

On page 3, section 9, line 16, after the period following "board" insert "Nothing in this act shall be construed to give the board the power to set or recommend a minimum schedule of fees to be charged by licensed optometrists."

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

On page 4, section 13, line 3, strike all of the new section and substitute the following: "Members of the board are entitled to receive their actual and necessary expenses, not exceeding twenty-five dollars per day, plus mileage, for time spent in the performance of their duties as members of the board."

MOTION

On motion of Senator Ryder, Senators Bailey and Williams were excused. Senator Rasmussen moved the adoption of the following amendment:

Amend new section 10, page 3, line 26, after the period add:

"Due notice shall be effective when the party or parties thereby affected shall have served upon them, in the same manner as legal process, notice containing a complete statement of the nature of the proceedings, the scope of the proceedings, the names of any witness to be called or the description of the documents to be introduced as evidence if no witness is to be called, and the time and place of such hearing.

"The filing with a Superior Court of a petition for review of the proceedings of any board shall stay the proceedings of the board and the orders of the board unless otherwise directed by the Court."

Debate ensued.

On motion of Senator Durkan, the amendment was laid on the table.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 120 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 120, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—44.

Those voting nay were: Senator Petrich—1.

Those absent or not voting were: Senators Bailey, Foster, Hallauer, Williams—4.

Engrossed Senate Bill No. 120, having received the constitutional majority, was declared passed.

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

MOTION

At 3:00 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Friday, February 14, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTY-THIRD DAY

MORNING SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Friday, February 15, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Foster and McMillan.

On motion of Senator Chytil, Senator Foster was excused.

On motion of Senator Riley, Senators McMillan and Donohue were excused.

The Color Guard, consisting of Pages Kim Rasmussen, Color Bearer, and Kate Keiser, presented the Colors.

Réverend Teddy E. Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Out of the stillness of the night into the staggering challenges of a new day we come, our Divine Father. We do not know what the hours hold which lie ahead.

We live by the faith that with a firm reliance upon Thee, we may walk and talk and live with confidence.

"We thank Thee for the variety of talent and insight represented among these members of the Senate. Out of the combined strength of character and wisdom which they bring to their tasks, grant that a tapestry of sound government and a responsible citizenry may be woven.

"As they labor together, may they exemplify the fine art of disagreeing agreeably; of rejecting ideas without rejecting each other. May they be loyal to their highest principles, and in moments of confusion and bewilderment, grant them courage to keep time to the beat of a far distant drummer.

"Enable us all to think constantly upon the things that are true, honorable, just, lovely and of good report. In the Master's Name. Amen."

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

PERSONAL PRIVILEGE

Senator Riley:

"Mr. President:

"I just want to comment lightly that this is one Journal that, if it were read, I think a lot of people would like to be able to count to ten because of some of the irresponsible statements that were made yesterday."

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President:

"Further personal privilege, for the record, I would like to say that the statements I made yesterday were not irresponsible and I am still asking for an investigation, and I propose asking the State Bar also to move in and investigate because they too have a code of ethics with regard to the operation of the members of their group. I again reiterate my remarks. I do not consider them irresponsible."

PRESIDENT'S PRIVILEGE

The President:

"At this time, the President has been informed of the presence of a former member of the Senate within the Senate chamber.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a committee of honor consisting of Senators Keefe, Cowen, Guess, Cooney and Herrmann to escort former Senator Roderick A. Lindsay to the rostrum.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,

Olympia, Wash., February 14, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 57; also Senate Bill No. 63; also Senate Bill No. 120, have compared same with the original bills and find them correctly engrossed.

....., Chairman.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive.

Senate Chamber,

Olympia, Wash., February 14, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 47; also Senate Bill No. 48; also Senate Bill No. 49; also

Senate Bill No. 50; also Senate Bill No. 51; also Senate Joint Memorial No. 1, have inspected same, and find them correctly enrolled and certified.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive.

Senate Bill No. 59:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Authorizing legislative review of administrative rules and regulations (reported by Judiciary Committee):

MAJORITY recommends that the attached substitute bill be substituted therefor and that the substitute bill do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 111:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Providing state aid to school districts for driver education courses (reported by Committee on Education):

MAJORITY recommends that it do pass as amended.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, William A. Gissberg, Reuben A. Knoblauch, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 133:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Making car rental liability agreements applicable to all types of accidents (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 159:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Authorizing law enforcement officers of the second and fourth class municipal corporations to pursue law violators beyond their boundary limits (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, John A. Petrich, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 163:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Authorizing metropolitan park districts to participate in flood control projects (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Victor F. DeGarmo, Dewey

C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, John A. Petrich, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 192:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Changing tax roll procedure (reported by Committee on Cities, Towns and Counties):
MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, John A. Petrich, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 196:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Permitting banks to invest in banking service corporations (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

KARL V. HERRMANN, *Chairman*,
AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 262:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Supplementing the uniform Washington Food, Drug and Cosmetic Act (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 296:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Requiring highway commission approval of city speed regulations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, John A. Petrich, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 321:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Changing estate appraisal method and fees (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Fred H. Dore, Jack England, Herbert H. Freise, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 347:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Changing Washington uniform reciprocal support of dependents' act to conform with uniform act (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 14, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 12; also
House Bill No. 93; also
House Bill No. 100; also
Engrossed House Bill No. 105; also
Engrossed House Bill No. 153; also
House Bill No. 158; also
Engrossed House Bill No. 181; also
House Bill No. 242, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 14, 1963.

MR. PRESIDENT:

The House has passed: Senate Bill No. 47; also
Senate Bill No. 48; also
Senate Bill No. 49; also
Senate Bill No. 50; also
Senate Bill No. 51; also
Senate Joint Memorial No. 1, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 47; also
Senate Bill No. 48; also
Senate Bill No. 49; also
Senate Bill No. 50; also
Senate Bill No. 51; also
Senate Joint Memorial No. 1.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 468, by Senators Washington and Bailey:

An Act relating to cemetery districts; and amending section 84.52.052, chapter 15, Laws of 1961 and RCW 84.52.052.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 469, by Senators Washington and Woodall:

An Act relating to highways; amending section 47.01.150, chapter 13, Laws of 1961 and RCW 47.01.150.

Referred to Committee on Highways.

On motion of Senator Woodall, there being no objections, the rules were suspended and the name of Senator Stender was permitted as an additional sponsor to Senate Bill No. 469.

Senate Bill No. 470, by Senators Kupka, Dore and Peterson:

An Act relating to kosher foods; and prescribing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 471, by Senators Keefe, Herrmann and Talley:

An Act relating to firemen; and adding a new section to chapter 5, Laws of 1959 and to chapter 41.16 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 472, by Senators Herrmann and Cooney:

An Act relating to industrial loan companies; and repealing chapter 172, Laws of 1923, chapter 186, Laws of 1925 extraordinary session, chapter 71, Laws of 1929, chapter 95, Laws of 1939 and chapter 19, Laws of 1941 and RCW 31.04.010 through 31.04.270.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 473, by Senators Keefe, Cooney and Cowen:

An Act relating to highways; and amending section 47.20.220, chapter 13, Laws of 1961 as amended by section 13, chapter 21, Laws of 1961, extraordinary session, and RCW 47.20.220.

Referred to Committee on Highways.

Senate Bill No. 474, by Senator Durkan:

An Act relating to metropolitan municipal corporations; and adding a new section to chapter 213, Laws of 1957 and to chapter 35.58 RCW.

Referred to Judiciary Committee.

Senate Bill No. 475, by Senators Rasmussen and Kupka:

An Act providing for public defenders.

Referred to Judiciary Committee.

Senate Bill No. 476, by Senator Rasmussen:

An Act relating to public assistance; providing for an advisory council on aging and prescribing powers and duties in relation thereto; and adding new sections to chapter 26, Laws of 1959 and to chapter 74.04 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 477, by Senators Sandison, Dore and Lennart (by Departmental request):

An Act relating to a national park service parkway from Port Angeles to the Olympic National Park; amending section 47.20.380, chapter 13, Laws of 1961 and RCW 47.20.380; and declaring an emergency.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 478, by Senators Talley, Henry and Connor:

An Act relating to transfers within county budgets; and amending section 36.40.100, chapter, (Senate Bill No. 47), Laws of 1963 and RCW 36.40.100.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 479, by Senators Moriarty, Jr., Hanna and Williams:

An Act relating to corporations; amending section 4, chapter 70, Laws of

1937 as amended by section 2, chapter 198, Laws of 1957 and RCW 23.60.030; amending section 5, chapter 70, Laws of 1937 as amended by section 3, chapter 198, Laws of 1957 and RCW 23.60.080; and amending section 10, chapter 70, Laws 1937 and RCW 23.60.100.

Referred to Committee on Ways and Means.

Senate Bill No. 480, by Senator Rasmussen:

An Act relating to hairdressing and beauty culture; providing for an increase in license fees; defining powers of the examining committee; regulating the training of students in beauty schools; amending section 5, chapter 180, Laws of 1951 as last amended by section 4, chapter 324, Laws of 1959 and RCW 18.18.090; amending section 3, chapter 168, Laws of 1953 and RCW 18.18.106; amending section 7, chapter 180, Laws of 1951 as last amended by section 5, chapter 324, Laws of 1959 and RCW 18.18.140; and amending section 9, chapter 180, Laws of 1951 as amended by section 10, chapter 52, Laws of 1957 and RCW 18.18.210.

Referred to Committee on Commerce, Manufacturing and Licenses.

On motion of Senator Rasmussen, there being no objection, the rules were suspended and the name of Senator Morgan was permitted as an additional sponsor to Senate Bill No. 480.

On motion of Senator Kupka, there being no objection, the rules were suspended and the name of Senator Thompson, Jr. was permitted as an additional sponsor to Senate Bill No. 480.

Senate Bill No. 481, by Senators Morgan, Keefe and Woodall:

An Act relating to institutions; providing for certain improvements at Rainier School; making an appropriation and providing for the reimbursement thereof through monthly payments by parents and/or guardians of residents in state residential institutions for the mentally deficient.

Referred to Committee on Public Institutions.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 12, by Representatives Johnston and Rosenberg:

An Act relating to mining; amending section 2, chapter 45, Laws of 1899 as amended by section 1, chapter 12, Laws of 1949 and RCW 78.08.060; and amending section 1, chapter 114, Laws of 1959, and RCW 78.08.072.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 93, by Representatives Ahlquist, Jolly and McDougall:

An Act relating to irrigation districts; providing for compensation for directors; and amending section 39, page 692, Laws of 1889-1890 as last amended by section 1, chapter 189, Laws of 1951, and RCW 87.03.460.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 100, by Representatives King, Conner and Canfield (by Legislative Budget Committee request):

An Act relating to payment of employer's contribution to the state employees' retirement system; and amending section 38, chapter 274, Laws of 1947 as last amended by section 12, chapter 291, Laws of 1961, and RCW 41.40.370.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 105, by Representatives Leland, Garrett and Taylor:

An Act relating to purchasing by cities, towns, metropolitan park districts, counties and library districts; and amending section 1, chapter 158, Laws of 1961 and RCW 39.30.010.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 153, by Representatives Juelling, Newschwander and Gallagher:

An Act relating to water rights; and amending section 4, chapter 107, Laws of 1939, as last amended by section 2, chapter 258, Laws of 1959, and RCW 90.24.030.

Referred to Committee on Natural Resources.

House Bill No. 158, by Representatives Eldridge, Mundy and Pritchard:

An Act relating to drainage and diking districts; and adding a new section to chapter 102, Laws of 1935, and to chapter 85.07 RCW.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 181, by Representatives Reese, Brouillet and McCormick:

An Act relating to school district elections; and adding new sections to chapter 28.58 RCW.

Referred to Committee on Education.

House Bill No. 242, by Representatives Bigley, Lewis and Wedekind (by Departmental request):

An Act relating to licensing of log patrol activities; and amending section 3, chapter 116, Laws of 1947, as last amended by section 3, chapter 182, Laws of 1957 and RCW 76.40.030.

Referred to Committee on Natural Resources.

MOTIONS

On motion of Senator McCutcheon, the Senate reverted to the first order of business for the purpose of receiving a motion.

On motion of Senator McCutcheon, the Committee on Public Utilities was relieved of further consideration of Senate Bill No. 322.

On motion of Senator McCutcheon, Senate Bill No. 322 was referred to the Committee on Ways and Means.

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

SECOND READING OF BILLS

Senate Bill No. 285, by Senators Cowen, Sandison and Ryder:

Providing additional state school of architecture.

The bill was read the second time by sections.

On motion of Senator Sandison, the rules were suspended, Senate Bill No. 285 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 285, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Donohue, Dore, Foster, McMillan, Raugust, Stender—6.

Senate Bill No. 285, having received the constitutional majority, was declared passed.

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

Senate Bill No. 76, by Senators Freise and Hess:

Requiring safety glass doors.

On motion of Senator Freise, Senate Bill No. 76 was ordered to retain its place at the top of tomorrow's calendar for second reading.

Senate Bill No. 240, by Senators Durkan, Neill and Foley (by Legislative Budget Committee request):

Revising budget and funding procedures for the department of personnel.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 240 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 240, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Donohue, Foster, McMillan, Talley—4.

Senate Bill No. 240, having received the constitutional majority, was declared passed.

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

Senate Bill No. 190, by Senators Sandison and Bailey:

Authorizing sport fishing from Hood Canal bridge.

REPORT OF STANDING COMMITTEE

Senate Bill No. 190:

Senate Chamber,

Olympia, Wash., February 12, 1963.

Authorizing sport fishing from Hood Canal bridge (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass with the following amendment:

In section 1, line 10, after "commission" and before "establish" strike "shall" and insert "may"

ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, David E. McMillan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

The bill was read the second time by sections.

On motion of Senator Charette, the committee amendment was adopted.

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 190 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 190, and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Hermann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—40.

Those voting nay were: Senators Atwood, England, Guess, Lennart, Peterson—5.

Those absent or not voting were: Senators Donohue, Foster, McMillan, Williams—4.

Engrossed Senate Bill No. 190, having received the constitutional majority, was declared passed.

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

Senate Bill No. 65, by Senators Hanna, Freise and Foley:

Removing time delay for entry of judgments by court commissioners.

On motion of Senator Hanna, Senate Bill No. 65 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 164, by Senators Mardesich, Williams and Riley:

Repealing restrictions on liquor sales in University district.

The bill was read the second time by sections.

On motion of Senator Gallagher, Senate Bill No. 164 was ordered placed at the end of today's second reading calendar.

Senate Bill No. 61, by Senators Gallagher, Kupka and Moriarty, Jr.:

Removing the expiration date from certain tax provisions.

The bill was read the second time by sections.

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

On page 2, section 1, line 3, after "originated" strike ". [: Provided further, That this section shall expire June 30, 1963]" and insert " : Provided further, That this section shall expire June 30, 1965."

On page 2, section 2, line 26, after "originated" strike ". [: Provided further, That this section shall expire June 30, 1963]" and insert " : Provided further, That this section shall expire June 30, 1965."

On motion of Senator Gallagher, the rules were suspended, Engrossed Senate Bill No. 61 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 61, and the bill passed the Senate by the following vote: Yeas, 40; nays, 6; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—40.

Those voting nay were: Senators Freise, Hallauer, Lennart, Neill, Raugust, Woodall—6.

Those absent or not voting were: Senators Donohue, Foster, McMillan—3.

Engrossed Senate Bill No. 61, having received the constitutional majority, was declared passed.

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

Senate Bill No. 52, by Senators Moriarty, Jr., Petrich and Williams:

Increasing the probate award in lieu of homestead to \$10,000.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 52 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 52, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senator Chytil—1.

Those absent or not voting were: Senators Donohue, Foster, Guess, McMillan—4.

Senate Bill No. 52, having received the constitutional majority, was declared passed.

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

Senate Bill No. 164, by Senators Mardesich, Williams and Riley:

Repealing restrictions on liquor sales in University District.

The bill was read the second time by sections.

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

On line 9, after "190" strike the semicolon (;) and the remainder of lines 9 and 10 and insert "is repealed."

On line 11, add a new section as follows: "NEW SECTION. Sec. 2. It shall be unlawful to sell any intoxicating liquors, with or without a license, on lands of the University of Washington devoted to academic purposes."

Amend the title on line 4, after "190" strike the remainder of the title and insert a period (.)

On motion of Senator Riley, the rules were suspended, Engrossed Senate Bill No. 164 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 164, and the bill failed to pass the Senate by the following vote: Yeas, 14; nays, 31; absent or not voting, 4.

Those voting yea were: Senators Connor, Cooney, DeGarmo, England, Gallagher, Hallauer, Henry, Kupka, Mardesich, Moriarty, Jr., Ryder, Stender, Thompson, Jr., Williams—14.

Those voting nay were: Senators Atwood, Bailey, Charette, Chytil, Cowen, Dore, Durkan, Foley, Freise, Gissberg, Greive, Hanna, Herrmann, Hess, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Talley, Washington, Woodall—31.

Those absent or not voting were: Senators Donohue, Foster, Guess, McMillan—4.

Engrossed Senate Bill No. 164, having failed to receive the constitutional majority, was declared lost.

NOTICE OF RECONSIDERATION

Senator Riley, having voted on the prevailing side, gave notice that he would, on the next working day, move for reconsideration of the vote by which Engrossed Senate Bill No. 164 failed to pass the Senate.

MOTION

At 1:10 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Saturday, February 16, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTY-FOURTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Saturday, February 16, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Foster, Freise, McMillan and Neill.

On motion of Senator Lennart, Senator Cowen was excused.

On motion of Senator Woodall, Senators Foster, Freise and Neill were excused.

On motion of Senator Bailey, Senator McMillan was excused.

The Color Guard, consisting of Pages Kim Rasmussen, Color Bearer, and Kate Keiser, presented the Colors.

Reverend Teddy E. Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Father in Heaven, give us the long view of our work and our world. Help us to see that it is better to fail in a cause that will ultimately succeed than to succeed in a cause that will ultimately fail.

"May a conscious effort be made to carry out Thy will for justice and mercy, love and forgiveness in all our dialogue and deliberation today. Above party and personality, beyond time and circumstance, for the good of our State and our Nation, and the peace of the world, let our minds, our hearts, and our bodies be employed right now. In the Master's name and Spirit. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 15, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 61; also Senate Bill No. 190, have compared same with the original bills and find them correctly engrossed.

FRANK W. FOLEY, *Chairman.*

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive.

Senate Bill No. 6:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Adjusting salaries of certain county officials (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Victor F. DeGarmo, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, John A. Petrich, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 9:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Extending veterans' preferences in examinations to widows of veterans (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 139:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Authorizing murals in legislative building (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 177:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Creating committee to promote and establish a statue of Elisha P. Ferry in the hall of fame in Washington, D.C. (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 180:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Prescribing functions of county coroners (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, John A. Petrich, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 225:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Giving preference to blind persons for operation of vending stands in public buildings (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 228:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Authorizing sale of water systems (reported by Committee on Public Utilities):

MAJORITY recommends that the attached substitute bill be substituted therefor, and that the substitute bill do pass.

JOHN T. McCUTCHEON, *Chairman*.

We concur in this report: Robert C. Bailey, Robert L. Charette, Joe Chytil, Martin J. Durkan, William A. Gissberg, R. R. (Bob) Greive, H. B. Hanna, Albert C. Thompson, Jr., Nat Washington.

On motion of Senator Gissberg, the rules were suspended, the committee report was adopted and Substitute Senate Bill No. 228 was substituted for Senate Bill No. 228.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 284:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Relating to armories (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 314:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Authorizing interstate industrial insurance agreements (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 351:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Permitting certain insurance companies to issue one dollar par stock (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass.

KARL V. HERRMANN, *Chairman*,

AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 4:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Creating legislative committee on murals (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 21:

Senate Chamber,
Olympia, Wash., February 16, 1963.

Requiring seat belts on new private motor vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

NAT WASHINGTON, *Chairman.*

....., *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

**GOVERNATORIAL APPOINTMENTS
REPORTS OF STANDING COMMITTEE**

Senate Chamber,
Olympia, Wash., February 14, 1963.

ELEANOR GORDON, appointed to the State Parks and Recreation Commission July 17, 1961, for the term ending December 31, 1966, succeeding Constance T. Staatz (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that said appointment be confirmed.

VICTOR F. DEGARMO, *Chairman.*

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., February 14, 1963.

CLAIR V. GREELEY, appointed to the State Parks and Recreation Commission January 3, 1963, for the term ending December 31, 1968, succeeding himself (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that said appointment be confirmed.

VICTOR F. DEGARMO, *Chairman.*

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., February 14, 1963.

HOWARD MARTIN, appointed to the State Parks and Recreation Commission August 3, 1961, for the term ending December 31, 1966, succeeding John M. McClelland, Jr. (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that said appointment be confirmed.

VICTOR F. DEGARMO, *Chairman.*

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 15, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 47; also
Senate Bill No. 48; also

Senate Bill No. 49; also

Senate Bill No. 50; also

Senate Bill No. 51; also

Senate Joint Memorial No. 1, and the same are herewith transmitted.

S. R. HOLCOMB, Chief Clerk.

MOTION

At 10:20 a.m., on motion of Senator Greive, the Senate recessed until 11:55 a. m.

SECOND MORNING SESSION

The President called the Senate to order at 11:55 a. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Foster, Freise, McMillan, Neill and Rasmussen; Senators Cowen, Foster, Freise, McMillan and Neill having been previously excused.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 482, by Senators DeGarmo, Hallauer and Williams:

An Act relating to disposition of moneys received from the management of the east capitol site by the department of general administration; and amending section 8, chapter 167, Laws of 1961 and RCW 79.24.570.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 483, by Senators DeGarmo, Hallauer and Williams:

An Act relating to the disposition of funds derived from parking rentals and the enforcement of traffic regulations at the state capitol; establishing the "state capitol vehicle parking fund"; providing for control of traffic on the state capitol grounds and jurisdiction of certain justice courts; prescribing a penalty; adding a new section to chapter 12, Laws of 1961 and to chapter 46.08 RCW; and amending section 46.08.170, chapter 12, Laws of 1961 and RCW 46.08.170.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 484, by Senators Thompson, Jr. and Washington (by Departmental request):

An Act relating to community colleges; and amending section 5, chapter 198, Laws of 1961 as amended by section 1, chapter 20, Laws of 1961 first extraordinary session and RCW 28.84.210; amending section 2, chapter 20, Laws of 1961 first extraordinary session, and RCW 28.84.270; and adding a new section to chapter 198, Laws of 1961 and to chapter 28.84 RCW.

Referred to Committee on Education.

Senate Bill No. 485, by Senators Hallauer and Thompson, Jr.:

An Act relating to industrial insurance; and amending section 51.36.020, chapter 23, Laws of 1961, and RCW 51.36.020.

Referred to Committee on Labor and Social Security.

Senate Bill No. 486, by Senator Petrich:

An Act relating to justice courts; amending section 3, chapter 299, Laws of 1961 and RCW 3.30.030; section 110, chapter 299, Laws of 1961 and RCW 3.62.060; section 112, chapter 299, Laws of 1961 and RCW 3.66.010; section 113, chapter 299, Laws of 1961 and RCW 3.66.020; section 117, chapter 299, Laws of 1961 and RCW 3.66.060; and section 1, chapter 160, Laws of 1909, as amended by section 1, chapter 126, Laws of 1911 and RCW 12.32.010; and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 487, by Senators Rasmussen and Peterson:

An Act relating to motor vehicles; and amending section 46.16.310, chapter 12, Laws of 1961 and RCW 46.16.310.

Referred to Committee on Highways.

Senate Bill No. 488, by Senators Washington and Raugust:

An Act establishing an applied research Columbia Basin agricultural experiment station; and adding a new section to chapter 28.80 RCW.

Referred to Committee on Agriculture and Horticulture.

Senate Bill No. 489, by Senators England, Hallauer and Peterson:

An Act relating to state government; and establishing a state employees' merit award system.

Referred to Committee on State Government.

Senate Bill No. 490, by Senator Hanna:

An Act relating to public health and safety; and adding a new section to chapter 228, Laws of 1961 and to chapter 70.77 RCW.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 491, by Senators Gissberg, Woodall and Cooney:

An Act relating to crimes and punishment; and adding a new section to chapter 249, Laws of 1909 and to chapter 9.19 RCW.

Referred to Judiciary Committee.

Senate Concurrent Resolution No. 5, by Senators Washington and Peterson:

Providing for development of simplified forms for securing of information necessary for administration of laws relating to commercial vehicles.

Referred to Committee on Highways.

SECOND READING OF BILLS**Senate Bill No. 65**, by Senators Hanna, Freise and Foley:

Removing time delay for entry of judgments by court commissioners.

REPORT OF STANDING COMMITTEE**Senate Bill No. 65:**

Senate Chamber,

Olympia, Wash., February 16, 1963.

Removing time delay for entry of judgments by court commissioners (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, subsection (8), line 5, after "School" and before "with" insert "or other schools or institutions designated for the commitment of minors"

JOHN A. PETRICH, Chairman.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill.

The bill was read the second time by sections.

On motion of Senator Hanna, there being no objection, the Senate postponed consideration of the committee amendment until after consideration of floor amendments.

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

On page 2, section 1 (8), line 3, after "the" strike "commitment" and insert "[commitment] commitments"

On page 2, section 1 (8), lines 4 and 5, after "minors" strike "to the state reform or industrial school (Green Hill School or Maple Lane School)" and insert "[to the state reform or industrial school (Green Hill School or Maple Lane School)]"

On motion of Senator Hanna, the committee amendment was not adopted.

On motion of Senator Hanna, the rules were suspended, Engrossed Senate Bill No. 65 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 65, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Cowen, Foster, Freise, McMillan, Neill—5.

Engrossed Senate Bill No. 65, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator DeGarmo, the Senate reverted to the first order of business for the purpose of receiving a motion.

On motion of Senator DeGarmo, the Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense was relieved of further consideration of Senate Bill No. 477.

On motion of Senator Washington, Senate Bill No. 477 was referred to the Committee on Highways.

On motion of Senator Riley, the rules were suspended and his notice of reconsideration of the vote by which Senate Bill No. 164 failed to pass the Senate was made a special order of business immediately after the luncheon recess on Monday, February 18, 1963.

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

SECOND READING OF BILLS

Senate Bill No. 271, by Senators Durkan and Dore:
Clarifying provisions relating to the sale of firearms.
The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 271 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Would Senator Durkan yield to a question, please?"

"Senator Durkan, in consideration of this bill before the committee, were the sheriffs and police associations and state patrol there? Did they appear before your committee and testify?"

Senator Durkan:

"The answer is 'no'; however, we publicized this before the session of the legislature and we had no comments. Maybe I should best answer you on this, Senator Rasmussen, that nowhere throughout the state except in the isolated instance of Seattle has there been any infringing upon the act that we passed in 1959."

Senator Rasmussen:

"Did the Association of Washington Cities appear? Were they represented?"

Senator Durkan:

"I also informed their counsel and the only letter we received is the one Senator Hess has received."

POINT OF INQUIRY

Senator Riley:

"Would Senator Hess yield to a question? Senator, you made reference to a letter from the Chief of Police of Seattle. I wonder with the permission of the Senate, could you read a few lines from that letter so that we might have some idea of the Chief's attitude, he being the chief law enforcement officer of the metropolitan city."

On motion of Senator Durkan, the rules were suspended and Senator Riley was permitted to read the letter as follows:

Senator Riley:

"There being no objection, let me quote from the letter. It is dated February 11, City of Seattle, from the Office of the Chief of Police, Chief Ramon:

"Recently Senate Bill 271 was introduced. This bill relates to firearms and prohibits any city or town or other political subdivision from requiring the purchaser to secure a permit to purchase.

"In the 1961 legislature, the state legislature enacted a statute concerning the sale of short firearms. In August of 1961, the City Council of Seattle enacted an ordinance requiring a purchaser of a short firearm to secure a permit to do so from the Police Department. A lawsuit of the type described as "friendly" was filed and heard in the Superior Court in King County, and the Seattle Ordinance was declared by the court to be a reasonable extension of police powers and a necessary ordinance.

"Part of the reason that the ordinance was enacted in Seattle was that the licensed firearm dealers felt that the 1961 legislation made it extremely difficult for them to comply with the law. It placed upon them the responsibility of determining whether or not an applicant to purchase a pistol was not one of those prohibited from doing so by the state law. The majority of the dealers preferred that the Police Department accept this responsibility.

"Currently a Congressional committee has recently held a highly publicized hearing in Los Angeles, California, which elicited the danger to the community of unregulated sale of short firearms. It is respectfully requested that you give consideration to the denial of the passage of this proposed statute.

"Yours very truly, F. C. Ramon, Chief of Police."

POINT OF INQUIRY

Senator Moriarty, Jr.:

"Would Senator Durkan yield to a question? Senator Durkan, as I understand this, it requires or forbids the city or any political subdivision from requiring a license

or permit from the police department before the sale, but is the law designed to prohibit the political subdivision of the city from requiring a permit after the sale?"

Senator Durkan:

"No, but as you are aware, the constitutional right to bear arms is a very important part of this act, but if it is going to be a concealed weapon, the law requires a permit not only after, but before the sale. Now we have to operate on the premise that the majority of the citizens are honest and when they go into a dealer's, they are going to buy a weapon for a legitimate purpose, but if it is going to be a concealed weapon, then they have to go to the police department and get a permit, or afterwards, if they are going to use the weapon for concealed purposes, they have to get a permit."

Senator Moriarty, Jr.:

"One further question, then. Could the city of Seattle after the passage of this ordinance simply change the time when the person is required to go down to the police department, and say after the sale is made and after the dealer has licensed the purchaser, that thereafter they have to go down to the police department to get the form? If that's the case, then I can't see any objection to the bill."

Senator Durkan:

"As I read the law, it specifically applies only to the dealer. It has nothing to do with the purchaser of the firearm, if he is going to carry it in his car or in the city. This is covering the specific item of the dealer's license."

Senator Moriarty, Jr.:

"Then the police department or the Seattle City Council, if they felt it was necessary, could say, all right, after the purchase is made and after the dealer has done what he has to do, the purchaser must, after he has purchased the firearm, also go down after the sale and pick up the permit and in that way you could get the uniformity you are requiring."

Senator Durkan:

"I would like to answer that question 'yes' but since Senator Rasmussen is here, I just don't know whether this does or not. It may be that this little debate on the Senate floor, like it always does, brings out some points that perhaps should be cleared up."

Debate ensued:

On motion of Senator Durkan, Senate Bill No. 271 was ordered to retain its place on the third reading calendar for Monday, February 18, 1963.

Senate Bill No. 16, by Senators Peterson and Talley:

Creating eyesight qualifications for issuance of hunting licenses.

REPORT OF STANDING COMMITTEE

Senate Bill No. 16:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Creating eyesight qualifications for issuance of hunting licenses (reported by Committee on Fisheries, Game, and Game Fish):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 6, after "game" strike all of the matter down to and including the period following "requirements" in line 16 and insert "shall not issue a hunting license to any person when in the opinion of the director such person is afflicted with or is suffering from defects in his vision as will prevent him from exercising reasonable and ordinary care while hunting: *Provided*, That the Game Commission may permit any such person to demonstrate personally that notwithstanding any defect in vision he is a proper person to hunt and the director in his discretion may cause to be issued to such person a restricted hunting license conditioned on whatever restrictions are necessary to insure the health and safety of other persons, which restrictions shall be endorsed on the restricted hunter's license."

On page 1, section 2, line 21, after "cents" and before "obtain" in line 22, strike "and by meeting the eyesight requirements promulgated under section 1 of this act"

ROBERT L. CHARETTE, Chairman.

We concur in this report: Robert C. Bailey, David E. McMillan, Ted G. Peterson, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

The bill was read the second time by sections.

On motion of Senator Charette, the committee amendments were adopted.

On motion of Senator Peterson, the rules were suspended, Engrossed Senate Bill No. 16 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 16, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senator Lennart—1.

Those absent or not voting were: Senators Cowen, Foster, Freise, McMillan, Neill—5.

Engrossed Senate Bill No. 16, having received the constitutional majority, was declared passed.

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

Senate Bill No. 296, by Senators McMillan, Raugust and Donohue:

Requiring highway commission approval of city speed regulations.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 296 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 296, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Cowen, Foster, Freise, McMillan, Neill—5.

Senate Bill No. 296, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 167 was ordered to retain its place on the second reading calendar for Monday, February 18, 1963.

At 12:50 p. m., on motion of Senator Greive, the Senate adjourned until noon, Monday, February 18, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTY-SIXTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, February 18, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster and Petrich, Senator Foster having been excused.

The Color Guard, consisting of Pages Robert Seeber, Jr., Color Bearer, and Kathryn Williams, presented the Colors.

Reverend Judson L. Cray, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"O merciful Father in Heaven, of whom is all earthly rule and authority; graciously regard Thy servants, the Governor of this State, and all those who serve in public office, remembering especially those elected to this body, the Senate, that under their direction this people may walk in the ways of Thy commandments and be blessed with Thy continued favor.

"Lead us in the ways of justice and peace; inspiring us to break down all oppression and wrong, to gain for every man his due reward, and from every man his due service; that each may live for all, and all may care for each; in the Name of Jesus Christ our Lord. Amen."

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

PRESENTATION OF PETITIONS, MOTIONS AND RESOLUTIONS

MOTION

Senator Riley:

"Mr. President:

"Having served notice, I now move that the Senate —"

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"Wasn't this a special order of business after lunch?"

RULING BY THE PRESIDENT

The President:

"Ruling upon your point of order, the point of order is well taken, Senator Woodall. The question of reconsideration was made a special order of business after lunch today."

POINT OF ORDER

Senator Riley:

"It is true that that is the way my motion was originally stated; however, when the President restated it, he did not mention 'after lunch' so it is quite all right which ever way the President rules. It will be taken up this afternoon although several of us have already had lunch and it is ten after twelve."

RULING BY THE PRESIDENT

The President:

"The President believes that perhaps it would be advisable to discuss the question of reconsideration at this time. If this meets with the unanimous approval of the Senate, it is so ordered."

MOTION FOR RECONSIDERATION

Senator Riley:

"Mr. President, members of the Senate, having served notice Saturday, February 16th, I now move that the Senate reconsider the vote by which Engrossed Senate Bill No. 164 failed to pass the Senate."

The motion to reconsider was carried.

PARLIAMENTARY INQUIRY

Senator Riley:

"Parliamentary inquiry, Mr. President. When the bill comes before us in its present form, is it on third or second reading?"

RULING BY THE PRESIDENT

The President:

"The bill is on third reading."

On motion of Senator Riley, the rules were suspended and Engrossed Senate Bill No. 164 was returned to second reading for the purpose of amendments.

Senator England moved the adoption of the following amendment:

In line 2 of the title, after "grounds;" and before "section" strike "repealing" and insert "amending"

Debate ensued.

Senator Cowen demanded the previous question and the demand was sustained by Senators Knoblauch, Gallagher and Riley.

The President stated the question before the Senate is the adoption of the amendment by Senator England.

The motion was carried and the amendment was adopted.

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

Amend the amendment by Senators Gissberg and Durkan in line 4 of the title by striking the period after "190" and insert "and adding a new section to RCW 66.44."

On motion of Senator Riley, the rules were suspended, Re-Engrossed Senate Bill No. 164 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Re-Engrossed Senate Bill No. 164, and the bill passed the Senate by the following vote: Yeas, 30; nays, 18; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McMillan, Mardesich, Moriarty, Jr., Neill, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—30.

Those voting nay were: Senators Charette, Chytil, Freise, Gissberg, Guess, Hallauer, Lennart, McCormack, McCutcheon, Morgan, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Talley, Washington—18.

Those absent or not voting were: Senator Foster—1.

Re-Engrossed Senate Bill No. 164, having received the constitutional majority, was declared passed.

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

MOTION

Senator Rasmussen:

"Mr. President:

"I move that the Senate subpoena the records of the Ted Best and Associates. I have the motion in writing here, Mr. President. I'll present it."

The President:

"Would you send the motion to the secretary's desk, please?"

"It has been moved that the records of the Ted Best and Associates, 4443 California Avenue, Seattle 16, Washington be subpoenaed for investigation by the Senate."

PARLIAMENTARY INQUIRY

Senator Woodall:

"Point of parliamentary inquiry, Mr. President.

"I have always had the impression that the power of subpoena could only be exercised by joint committees and could not be exercised unilaterally by one house. I would like to have that point clarified because, while certainly we on this side of the aisle are prepared to investigate anything, we are glad to do that, it would be foolish to vote to give the power of subpoena if, in fact, we do not have it, and if I recall a law case on the subject, I think the power of subpoena only comes about by concurrent resolution. I would like to be further advised on that point. I don't know whether Judge McCutcheon or Judge Petrich or someone would care to comment on that point of law, but I do think, I have grave doubt as to the powers of subpoena."

Senator Rasmussen:

"Mr. President, speaking on the point of order (Interruption)"

MOTION

Senator Gallagher:

"Mr. President:"

The President:

"Senator Gallagher, for what purpose do you rise?"

QUESTION OF CONSIDERATION

Senator Gallagher:

"I move to raise the question of consideration on the motion by Senator Rasmussen."

The President:

"The Senator from King County has moved the question of consideration upon the motion as presented by Senator Rasmussen.

"For what purpose does Senator Woodall rise?"

Senator Woodall:

"I would like a ruling as to my point of order, if we can have it, because this would perhaps influence the vote on the question of consideration. I would like to request that we be put at ease for some little period to peruse this particular matter."

The President declared the Senate to be at ease subject to the call of the President.

The President called the Senate to order.

MOTION

At 12:40 p. m., on motion of Senator Greive, the Senate recessed until 1:50 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:50 p. m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and Foster, Senator Foster having been excused.

On motion of Senator Bailey, Senator Talley was excused.

RULING BY THE PRESIDENT

The President:

"The President's ruling on the parliamentary inquiry raised by Senator Woodall:

"Senator Rasmussen has moved that the records of the Ted Best and Associates, 4443 California Avenue, Seattle 16, Washington be subpoenaed for investigation by the Senate. Senator Woodall has raised a point of parliamentary inquiry as to whether or not the power of subpoena can be exercised by the Senate and expressing his opinion that the subpoena power could be exercised only by joint committees and that it could not be exercised unilaterally by one house.

"The reply on the parliamentary inquiry raised by Senator Woodall must be answered by reference to the Senate Rules. The State Constitution in Article 2, section 9 grants each house of the legislature the power to make its own rules. In referring to the duties of the President of the Senate, Rule 1 of the Rules of the Senate provides in part, as follows: 'He shall sign all writs, warrants and subpoenas issued by order of the Senate, all of which shall be attested by the Secretary.' This rule implies and in fact makes direct reference to the power of the Senate to issue subpoenas.

"The President believes the word 'subpoenas' is broad enough to include a subpoena of the type requested in Senator Rasmussen's motion."

The President:

"Senator Gallagher has raised the question of consideration on the motion presented by Senator Rasmussen.

"For what purpose does Senator Rasmussen rise?"

Senator Rasmussen:

"To raise a point of order, Mr. President."

The President:

"The Senator will state his point of order."

POINT OF ORDER

Senator Rasmussen:

"Mr. President, I had been recognized on my motion. I was taken off of the floor by Senator Woodall on parliamentary inquiry. I have a right to the floor now on the motion."

The President:

"For what purpose does Senator Gallagher rise?"

POINT OF ORDER

Senator Gallagher:

"Point of order. As I interpret Rule 68 it says: 'When the question of consideration has been raised as to any motion, resolution or amendment, it shall not be put until said motion, resolution or amendment has been read. The question of consideration shall be carried by a majority vote of the Senators present.'

"Now the motion as presented by Senator Rasmussen has been read in full. I was recognized by the Chair. I raised the question of consideration. Therefore, I think it is in order at this time."

Senator Greive:

"May I point out under Reed's 110, the question of consideration has to be made immediately before any consideration has been taken up or it is not in order."

POINT OF ORDER

Senator Rasmussen:

"Mr. President, further point of order.

"The motion had been read, the Chair had recognized Senator Rasmussen, and Senator Woodall raised the parliamentary inquiry and at the time the Chair recognized Senator Woodall for his parliamentary inquiry, Senator Gallagher jumped up and was not recognized in order because the parliamentary inquiry was pending. Then he raised the question for consideration. I still maintain, Mr. President, that I should have the floor."

RULING BY THE PRESIDENT

The President:

"The President's ruling on the point of order as raised by Senator Rasmussen:

"The President respectfully directs the attention of the members of the Senate and Senator Rasmussen to Rule 110 of Reed's Parliamentary Rules which states:

"The Question of Consideration. — The assembly, upon hearing the proposition or question stated by the Chair, may conclude that it does not desire to consider it at all. In order to determine this any member has a right to raise the question of consideration, which he does usually in the form in which Senator Gallagher presented it. Therefore, the question before the Senate is the question of consideration on Senator Rasmussen's motion, as raised by Senator Gallagher.

"For what purpose does Senator Rasmussen rise?"

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Parliamentary inquiry, Mr. President:

"If the question of consideration prevails, the Senate then has indicated that it does not wish to consider the matter of this investigation?"

POINT OF ORDER

Senator McCutcheon:

"Point of order, Mr. President:

"The question of consideration doesn't go to a question of whether or not the Senate wants to investigate anybody or not. The question of consideration goes to this particular motion in which Senator Rasmussen wants the Senate to subpoena the Best records, only."

RULING BY THE PRESIDENT

The President:

"The explanation, as offered by Senator McCutcheon, is essentially the same as the President would have replied."

PARLIAMENTARY INQUIRY

The President:

"For what purpose does Senator Woodall rise?"

Senator Woodall:

"Parliamentary inquiry, Mr. President:

"Would you please explain the vote?"

The President:

"A vote 'aye' is in effect a vote not to consider, and a vote 'no' would in effect be a vote to consider."

PARLIAMENTARY INQUIRY

The President:

"For what purpose does Senator Moriarty rise?"

Senator Moriarty, Jr.:

"Parliamentary inquiry. I was curious to know whether debate had begun on the main motion presented to the Senate. Referring to Reed's Rules No. 163, as digested, it says if debate has begun on the main motion, it is too late to demand the question of consideration."

RULING OF THE PRESIDENT

The President:

"Senator Moriarty, in reply to your inquiry, the President in checking the minutes, finds the debate had not begun."

The President:

"For what purpose does Senator Rasmussen rise?"

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Parliamentary inquiry:

"Would the President clarify the vote that would mean a vote to sustain Senator Rasmussen or to sustain Senator Gallagher?"

The President:

"The President will try to establish that in his explanation."

POINT OF ORDER

Senator Woodall:

"Point of order.

"Let's not put it on the basis of sustaining Senator Rasmussen or Senator Gallagher or we Republicans will want a neutral vote if you put it that way."

The President stated the question before the Senate is: The question of consideration of Senator Rasmussen's motion has been raised by Senator Gallagher; a vote 'aye' will be a vote not to consider the motion presented by Senator Rasmussen; a vote 'no' will be a vote to consider the motion.

Senator Rasmussen demanded a roll call and the demand was sustained by Senators McCutcheon, Washington, DeGarmo, Thompson, Jr., Peterson, Atwood, Woodall and Guess.

ROLL CALL

The Secretary called the roll on the question of consideration as raised by Senator Gallagher and by their vote the Senate decided to consider the motion by Senator Rasmussen: Yeas, 24, nays, 25; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Morgan, Talley—24.

Those voting nay were: Senators Atwood, Chytil, Dore, England, Freise, Guess, Hallauer, Lennart, McCormack, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—24.

Those absent or not voting were: Senator Foster—1.

The President of the Senate voted nay.

Debate ensued.

POINT OF ORDER

Senator Hess:

"Point of order, Mr. President:

"I have an amendment to the motion on the desk."

The President:

"Do you wish the amendment read?"

Senator Hess:

"Yes, Mr. President."

Senator Hess moved the adoption of the following amendment to the motion by Senator Rasmussen:

After the comma on line 2 of the Rasmussen amendment, add the following, "and all records relating to campaign contributions given or accepted in the 1962 campaign in Washington".

Senator Gallagher moved that the Senate defer further action on the motion by Senator Rasmussen pending consideration of a resolution.

Debate ensued.

POINT OF INQUIRY

Senator Kupka:

"Would Senator Hess yield to a question?"

"Senator Hess, by your amendment to broaden this investigation of campaign funds or contributions, do you mean to tell me you want to go asking the ladies who baked cookies last year during the campaign to help their candidates—will they have to come forward and tell how many dozens of cookies they contributed? Just how broad do you want this?"

Senator Hess:

"Senator Kupka, I'm glad you asked that question. As a matter of fact, my curiosity has been aroused by the fact that one group in Pierce County contributed \$100,000 to a Republican state campaign at the last state-wide race and afterward I saw in the press that the candidate said the money was raised by cookies and I would like a little bit of clarification of how many cookies were sold."

Senators Herrmann, Cooney and Hanna demanded the previous question and the demand was sustained.

The President stated the question before the Senate is: It has been moved

by Senator Gallagher that action be deferred on the amendment proposed by Senator Hess until a resolution is considered.

Senator Rasmussen demanded a roll call and the demand was not sustained. The motion to defer action was carried.

INTRODUCTION AND FIRST READING OF RESOLUTION

Senator Greive moved that the Senate immediately take up consideration of Senate Concurrent Resolution No. 6.

The motion was carried.

Senate Concurrent Resolution No. 6 was introduced and read the first time by title.

On motion of Senator Greive, the rules were suspended, Senate Concurrent Resolution No. 6 was advanced to second reading and read the second time in full as follows:

Senate Concurrent Resolution No. 6, by Senator Greive, providing for investigation of political campaign contributions:

WHEREAS, Political campaign contributions and funds are of vital importance to the operation of the party system of government; and

WHEREAS, The nature and existence of political campaign contributions and funds ought to be more fully explored and evaluated;

Now, Therefore, Be It Resolved, by the Senate, the House of Representatives concurring, That there shall be appointed a Joint Bi-partisan Legislative Committee to meet during the Thirty-eighth Legislature to explore and evaluate the existence, nature and operation of political campaign contributions whether to an individual or group of candidates, including contributions and funds raised by any political party or subdivision or committee thereof, lobbyists or those representing matters before the Legislature, who shall not be protected by their professional confidences, or by any committee independent of any political party or by industry or by labor, and including contributions raised by fund raising dinners and by all other means together with lists of donors and/or ticket purchasers; three members shall be appointed from the Senate by the President of the Senate and three members shall be appointed from the House of Representatives by the Speaker of the House; and the Chairman of the Committee shall be the Chief Justice of the Supreme Court; and

Be It Further Resolved, That each member of the Legislature or of any group as enumerated in the foregoing paragraph is expected to cooperate with such Committee, and to bring forth and disclose thereto such knowledge as he may possess concerning such funds and contributions; and

Be It Further Resolved, That the committee may, if it so desires, retain the services of a certified public accountant to examine and make a confidential report to the Committee as to the donors and fiscal operation of any such contribution or fund; and may, at its option keep the amounts of contributions and the names of contributors confidential, if the same were so received; and

Be It Further Resolved, That the Committee shall have the power to issue subpoenas; and

Be It Further Resolved, That the Committee shall report to the Legislature such of its findings and recommendations as it shall deem appropriate.

Senator Rasmussen moved the adoption of the following amendment:

On page 1, lines 23 and 24, after "Paragraph" strike "is expected to" and insert "shall"

Debate ensued.

The motion was carried and the amendment was adopted.

Senator Rasmussen moved the adoption of the following amendment:

On page 2, line 3, after "or fund;" strike the balance of the paragraph and insert "the committee shall make public the report and their recommendations; and"

Debate ensued.

The motion was carried and the amendment was adopted.

POINT OF INQUIRY

Senator Rasmussen:

"Would Senator Woodall yield to a question?"

Senator Woodall:

"Yes, I will yield."

Senator Rasmussen:

"Senator Woodall, I would wish to employ you as my legal counsel."

Senator Woodall:

"Employment refused."

Senator Rasmussen:

"I can't pay you the wages anyway, Senator.

"I have a question here on line 20 of the first page of the resolution that we are working on, in which it says that the Chairman of this committee shall be the Chief Justice of the Supreme Court. My question is: Can the Senate appoint the Chief Justice to any committee?"

Senator Woodall:

"No, that's the reason, if you will note my proposed amendment that I wish to present, if you will lay all of yours aside and adopt mine, you will find the resolution will be in good order. The Senate cannot order the Chief Justice of the Supreme Court to do anything."

Senator Woodall moved the adoption of the following amendment:

On page 1, line 7, after "appointed" strike the balance of the resolution and insert the following:

"a subcommittee of the Legislative Council to meet during the interim following the Thirty-eighth Legislature to explore and evaluate the existence, nature and operation of political campaign contributions whether to an individual or group of candidates, including contributions and funds raised by any political party or subdivision or committee thereof, lobbyists or those representing matters before the Legislature, who shall not be protected by their professional confidences, or by any committee independent of any political party or by industry or by labor, and including contributions raised by fund raising dinners and by all other means together with lists of donors and/or ticket purchasers; and

Be It Further Resolved, That all state elective officials, including legislators, and all groups enumerated in the foregoing paragraph are expected to cooperate with such Committee, and to bring forth and disclose thereto such knowledge as they or any of them may possess concerning such funds and contributions; and

Be It Further Resolved, That the Committee shall report to the Thirty-ninth Legislature such of its findings and recommendations as it shall deem appropriate."

Debate ensued.

Senator Gallagher moved that the amendment by Senator Woodall be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Lennart, Neill, Ryder, Moriarty, Jr., Thompson, Jr., Freise, Peterson and England.

ROLL CALL

The Secretary called the roll on the motion by Senator Gallagher, and the amendment by Senator Woodall was laid upon the table by the following vote: Yeas, 31; nays, 17; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hal-lauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCor-

mack, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Riley, Sandison, Talley, Washington—31.

Those voting nay were: Senators Atwood, Chytill, Cowen, England, Freise, Guess, Lennart, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Ryder, Stender, Thompson, Jr., Williams, Woodall—17.

Those absent or not voting were: Senator Foster—1.

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

On page 1, line 20, after "House" and before "and", strike the semicolon and the balance of lines 20 and 21 and insert ", said committee to elect one of its members as chairman thereof; and"

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

On page 1, line 22, after "Legislature" insert "and all candidates for any office voted upon in the 1962 primary and general election."

Senator Rasmussen moved the adoption of the following amendment:

On page 2, line 8, strike the last paragraph.

Debate ensued.

On motion of Senator Dore, the amendment was laid upon the table.

Senator Petrich moved the adoption of the following amendment:

On page 2, line 6, after "Resolved," strike "That the Committee shall have the power to issue subpoenas" and insert the following:

"That the committee hereby created in exercising the powers and performing the functions vested in it by this resolution shall have: (I) All the powers conferred upon legislative committees in Chapter 44.16 Revised Code of Washington; (II) except when inconsistent with this resolution, all the powers conferred upon committees by the rules of the House of Representatives, the rules of the Senate, and the joint rules of the Senate and House of Representatives, as they are enacted and amended from time to time and such rules are hereby incorporated herein and made a part hereof the same as if they were set forth in this resolution in full; (III) all powers necessary or convenient to accomplish the objects and purposes of this resolution, including but not limited to the following duties and powers:

"(1) The chairman shall have authority to create subcommittees from its membership, assigning to the subcommittee any study, inquiry, investigation or hearing which the committee itself has authority to undertake or hold, and the subcommittee for the purpose of this assignment shall have and exercise all of the powers conferred upon the committee limited by the express terms of the resolution or resolutions of the latter defining the powers and duties of the subcommittee, which powers may be withdrawn or terminated at any time by the committee;

"(2) To hold public hearings at any place in the state of Washington at which hearings the people are to have an opportunity to present their views to the committee;

"(3) To make a complete study, survey and investigation of every phase of the subject of this resolution, including but not limited to the operation, effect, administration, enforcement, and needed revision of any and all laws in anywise bearing upon or relating to the subject of this resolution;

"(4) To meet at any and all places in this state, in public or executive session;

"(5) To act during this session of the legislature, including any recess hereof, and after final adjournment hereof until commencement of the Thirty-ninth Legislature;

"(6) To file a report with the Thirty-ninth Legislature;

"(7) To summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, and records of every kind and description; to issue subpoenas and to take all necessary means to compel the attendance of witnesses and procure testimony; to pay fees and traveling expenses of witnesses to insure their attendance, if necessary; to procure from any court having jurisdiction, upon complaint showing probable cause to believe that pertinent evidence is being concealed or withheld from the committee, a search warrant and cause a search to be made therefor;

"(8) To cooperate with and secure the cooperation of county, city, city and county and other local enforcement agencies in investigating any matter within the scope

of this resolution, and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee; and

"(9) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution; and in case of disobedience on the part of any witness to comply with any subpoena issued by the committee or on the refusal of any person to testify regarding any matter on which he may be lawfully interrogated, the superior court of any county, or the judge thereof, on application of the committee shall compel compliance by proceedings for contempt, as in the case of disobedience of the requirements of a subpoena issued from such court or a refusal to testify therein"

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Would Senator Petrich yield?"

Senator Petrich:

"Delighted to."

Senator Woodall:

"That was a very lengthy amendment. I did not get it in detail. What about the time element under your resolution? Which group handles it and when do they report back? I didn't understand that."

Senator Petrich:

"In the enumerated powers, the committee can go to work as soon as the resolution is adopted, and meet during this session or in the interim, and is required to report back to the Thirty-ninth Legislative Session."

POINT OF INQUIRY

Senator Durkan:

"Would Senator Petrich yield?"

"Senator, I just wonder how much money we are going to appropriate for this, and the reason I ask this is a sincere question. Are the appropriations going to be on your bill? Have you considered it? This is not a delaying tactic when I ask this question."

Senator Petrich:

"Senator, I know it isn't a delaying tactic and frankly I haven't been able to work this out. I have been working on this for approximately thirty minutes. However, if the investigation is going to be done, we have to have the appropriate machinery to authorize the committee to do it."

Debate ensued.

POINT OF ORDER

Senator Gallagher:

"Point of order, Mr. President:

"Is Senator Rasmussen speaking on the amendment as proposed by Senator Petrich or is he speaking on his original motion?"

RULING BY THE PRESIDENT

The President:

"Senator Rasmussen, please confine your remarks to the motion, the adoption of the amendment as proposed by Senator Petrich."

Senator Rasmussen:

"Yes, Mr. President."

Debate ensued.

POINT OF ORDER

Senator Gallagher:

"Point of order, Mr. President. Again, to the point of order, I think that the

Senator should confine his remarks strictly to the adoption of the amendment proposed by Senator Petrich; otherwise, I think the President should put him in his proper position."

RULING BY THE PRESIDENT

The President:

"Senator Rasmussen, will you please do as the President requested and confine your remarks to the question of the adoption of the amendment."

Debate ensued.

Senators Hanna, Herrmann and Cooney demanded the previous question and the demand was sustained.

PERSONAL PRIVILEGE

Senator Woodall:

"Point of personal privilege, Mr. President."

The President:

"The Senator will state his point of personal privilege."

Senator Woodall:

"Mr. President:

"This last remark by Senator Rasmussen that there are some Senators involved in delaying tactics, I want to make something abundantly clear: That if he has any reference to the fact that on this side of the aisle we have proposed amendments which would place it in the hands of the legislative council, he is entirely in error. That was not delaying tactics. I know nothing of this fund or anything connected with it. I don't know where he gets his figure of eighteen Senators. I know of no man on this side of the aisle involved at all and I resent the implication that if someone tries to adopt a constructive amendment that he gets tarred with the accusation of delaying tactics. The amendments submitted on this side of the aisle were submitted in good faith in an approach to the problem. We happened to feel that it was a proper one and was not in any way a delaying measure."

The President stated the question before the Senate is the adoption of the amendment by Senator Petrich.

The motion was carried and the amendment was adopted.

Senator Woodall moved the adoption of the following amendment:

On page 1, line 17, strike "three" and insert "four"

Debate ensued.

The motion was carried and the amendment was adopted.

Senator Woodall moved the adoption of the following amendment:

On page 1, line 19, strike "three" and insert "four"

Debate ensued.

POINT OF INQUIRY

Senator McCormack:

"Would Senator Woodall yield to a question?"

Senator Woodall:

"Yes."

Senator McCormack:

"Senator Woodall, quite aside from the point Senator Kupka just now raised as to how many might be from the Senate or the House and which side of the aisle, I wonder if you would accept this wording for your amendment, if we don't worry about the number, if we would say in line 19 or say in line 17, four members to be appointed from the Senate by the President of the Senate, and insert 'two each from each party caucus' and four members to be appointed from the House of Representatives by the Speaker of the House, 'two each from each major party caucus' would you accept that wording?"

Senator Woodall:

"As I stated a moment ago, any wording that makes it clear in the minds of everyone, I would be most happy to accept, and if you will go ahead and submit an amendment while this is under consideration and have it ready in that period of time, I will be glad to pass on it instead of the one I have."

The motion was carried and the amendment was adopted.

Senator McCormack moved the adoption of the following amendment:

On page 1, line 19, after "Senate", insert ", two each from each party caucus,"

Debate ensued.

POINT OF ORDER

Senator McCormack:

"Point of order, Mr. President:

"There are two amendments. We are dealing in halves. The first one is with respect to the House and the other with respect to the Senate. The one before us now applies only to the Senate and it will be followed by an amendment dealing with the House."

POINT OF INQUIRY

Senator McCutcheon:

"Would Senator McCormack yield to a question?"

"Senator McCormack, would you object to having your other amendment read?"

Senator McCormack:

"Not at all, Mr. President. I would be glad to."

MOTION

Senator Greive:

"Mr. President:

"I move that under Reed's Rule No. 140, we suspend the rules and permit both amendments to be considered as a whole."

There being no objection, the following amendment by Senator McCormack was read:

On page 1, line 20, after "House" and before the semicolon, insert ", two each to be selected by the Republican caucus and two by the Democratic caucus, and all appointed members shall be confirmed by a majority vote of both houses"

On motion of Senator McCormack, the amendments were consolidated.

POINT OF INQUIRY

Senator Riley:

"Would Senator McCormack yield?"

"Senator, I want to be as straightforward on this as I can to make sure I am in agreement with you. Is it the intent of your amendment, or as it is read, would you interpret it to mean that all eight must be confirmed by the House and all eight confirmed by the Senate, or do you just mean that the four from the Senate shall be confirmed by the Senate and the four from the House shall be confirmed by the House? If you meant that, I think perhaps the words 'respective houses' might well be put in there to eliminate any confusion."

Senator McCormack:

"In answer to Senator Riley's question, Mr. President, I intended all eight members should be confirmed by both Houses. That is why I omitted the word 'respectively.'"

Senator McCormack moved the adoption of the consolidated amendments. Debate ensued.

The motion was carried and the consolidated amendments were adopted. On motion of Senator Greive, the rules were suspended, Engrossed Senate

Concurrent Resolution No. 6 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

Debate ensued.

Senators Gallagher, Petrich and Dore demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 6, and the resolution passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Marde-sich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Durkan, Foster—2.

Engrossed Senate Concurrent Resolution No. 6, having received the constitutional majority, was declared passed.

On motion of Senator Greive, Engrossed Senate Concurrent Resolution No. 6 was ordered immediately transmitted to the House.

The Senate resumed consideration of the amendment by Senator Hess to the motion as presented by Senator Rasmussen.

The President declared the question before the Senate is: The adoption of the amendment by Senator Hess to the motion as presented by Senator Rasmussen.

Debate ensued.

Senator Woodall moved the adoption of the following amendment to the amendment by Senator Hess:

Add the following to Senator Hess' amendment to the motion by Senator Rasmussen: "and the 1960 gubernatorial election campaign in Washington State."

Senator Gallagher moved that Senator Rasmussen's motion and all amendments thereto be laid upon the table.

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Point of parliamentary inquiry, Mr. President:
"Will the motion take the original motion with it?"

The President:

"Would you state the motion again, Senator Gallagher?"

Senator Gallagher:

"I move that the Senate amendment pending by Senator Hess to the motion made by Senator Rasmussen be laid upon the table together with all further amendments pending thereto."

Senator Rasmussen demanded a roll call and the demand was not sustained.

The President declared the question before the Senate is: It has been moved that the motion made by Senator Rasmussen and the amendment proposed by Senator Hess be laid upon the table.

The motion was carried.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, personal privilege."

The President:

"Senator, the President believes that just about everything has been answered and discussed. If you have a matter of personal privilege that is pertinent to your person alone, the President will permit you to speak. Otherwise, the President must indicate that he will rule otherwise."

Senator Rasmussen:

"Thank you, Mr. President.

"Senators, all throughout this discussion, I have never attacked Senator Greive personally or declared that he was not a Christian or that he was dishonest. I have pointed out to the Senate merely what, in my opinion, was necessary that the Senate look into. I want to apologize to Senator Greive if he thought that I was inferring that he was dishonest. Never at any time have I done that, but I think that everybody will agree that this is something that should interest the Senate.

"Thank you, Mr. President."

MOTIONS

On motion of Senator Greive, all bills on second reading were ordered to retain their place on tomorrow's calendar for second reading.

At 4:55 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Tuesday, February 19, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTY-SEVENTH DAY

MORNING SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, February 19, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator England.

On motion of Senator Neill, Senator England was excused.

The Color Guard, consisting of Pages Randall D. Donohue, Color Bearer, and Kathryn Williams, presented the Colors.

Reverend Judson L. Crary, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"O God, who in this land hast made the people the ministers of Thy just rule: So turn their hearts unto Thee that holding their citizenship as a sacred trust, they may guard, defend and use it according to Thy will; and that, serving Thee with willing, joyful and obedient hearts, they may cherish their freedom as a blessing of Thy Gospel, and strive to bring it to all people.

"Heavenly Father, grant us in all our doubts and uncertainties the grace to ask

what Thou wouldst have us to do; that the spirit of wisdom may save us from false choices, and that in Thy light we may see light and in Thy straight path may not stumble; through our Lord Jesus Christ. Amen."

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

PERSONAL PRIVILEGE

Senator DeGarmo:

"Mr. President:

"I think someone should be recognized this morning, a man who has labored and suffered somewhat, our good friend, Senator Foster is with us again."

The President:

"Thank you very much, Senator DeGarmo."

PERSONAL PRIVILEGE

Senator Foster:

"Mr. President, members of the Senate:

"As you know, my recent bout with the flu hospitalized me a few days. During that period of time, they gave me about every kind of test you can think of and some you can't think of. When the tests were over, they gave me a good bill of health, and yesterday they liberated me.

"I am very glad to be back in the Senate this morning and I want to take this opportunity to thank you, the members of the Senate and the President, for the lovely bouquet which you sent me. It helped to brighten an otherwise drab hospital."

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 16, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 16; also Senate Bill No. 65, have compared same with the original bills and find them correctly engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive.

Senate Chamber,
Olympia, Wash., February 18, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 164; also Senate Concurrent Resolution No. 6, have compared same with the original bills and find them correctly engrossed.

....., *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive.

Senate Bill No. 91:

Senate Chamber,
Olympia, Wash., February 16, 1963.

Regulating operation, installation and repair of moving walks, elevators and other lifting devices (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 201:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Allowing banks and trust companies to have authorized but unissued stock (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass as amended.

KARL V. HERRMANN, *Chairman*.

AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 239:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Authorizing sale, lease or exchange of the Seattle Armory (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, H. B. Hanna, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 309:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Changing laws relating to the state employees' retirement system (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 343:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Relating to public service companies (reported by Committee on Public Utilities): MAJORITY recommends that it do pass.

JOHN T. MCCUTCHEON, *Chairman*.

We concur in this report: Robert C. Bailey, Robert L. Charette, Joe Chytil, Martin J. Durkan, William A. Gissberg, R. R. (Bob) Greive, H. B. Hanna, A. L. Rasmussen, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 482:

Senate Chamber,
Olympia, Wash., February 18, 1963.

Providing for disposition of east capitol site management moneys (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass and be referred to the Committee on Ways and Means.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

On motion of Senator Riley, the committee report was adopted and Senate Bill No. 482 was referred to the Committee on Ways and Means.

Senate Bill No. 483:

Senate Chamber,
Olympia, Wash., February 18, 1963.

Relating to parking and control of traffic on the state capitol grounds (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass and be referred to the Committee on Ways and Means. VICTOR F. DEGARMO, *Chairman.*

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

On motion of Senator Riley, the committee report was adopted and Senate Bill No. 483 was referred to the Committee on Ways and Means.

House Bill No. 47:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Establishing new licensing and fee provisions for dental hygienists (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, R. R. (Bob) Greive, Frances Haddon Morgan, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 52:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Permitting practices of dentistry by dental internes (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, R. R. (Bob) Greive, Frances Haddon Morgan, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 70:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Clarifying the practice of licensed practical nurses and raising certain fees (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, R. R. (Bob) Greive, Frances Haddon Morgan, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 114:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Repealing certain midwifery provisions (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, R. R. (Bob) Greive, Frances Haddon Morgan, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 151:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Permitting municipalities and health districts to contract for sale or purchase of health services (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, R. R. (Bob) Greive, Frances Haddon Morgan, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, February 18, 1963.

To the Honorable, The Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 47:

"An Act relating to state and local government; enacting a title of the Revised Code of Washington to be known as Title 36—Counties; providing penalties; repealing certain acts and parts of acts; and declaring an emergency."

Senate Bill No. 48:

"An Act relating to school districts; reenacting section 2, chapter 68, Laws of 1955, as last amended by section 1, chapter 66, Laws of 1961 and Section 1, chapter 237, Laws of 1961 and section 1, chapter 305, Laws of 1961, and RCW 28.58.100; and declaring an emergency."

Senate Bill No. 49:

"An Act relating to industrial insurance; amending section 51.52.095, chapter 23, Laws of 1961 and RCW 51.52.095, and declaring an emergency."

Senate Bill No. 50:

"An Act relating to taxation; reenacting section 82.04.050, chapter 15, Laws of 1961, as last amended by section 1, chapter 293, Laws of 1961 and section 1, chapter 24, Laws of 1961 first extraordinary session, and RCW 82.04.050; and declaring an emergency."

Senate Bill No. 51:

"An Act relating to property taxes; amending section 84.64.080, chapter 15, Laws of 1961 and RCW 84.64.080; validating prior actions and proceedings; and declaring an emergency.

Very truly yours,

(signed) BURTON L. JOHNSON,
Legal Administrative Assistant.

State of Washington, Executive Department,
Olympia, February 19, 1963.

To the Honorable, The Senate of the State of Washington.

LADIES AND GENTLEMEN:

I wish to talk to you today about matters primarily related to public education.

I know that each of you is aware that during the past few years, the quality of instruction in our schools has improved immeasurably. During this same period, teachers' salaries and their quest for professional recognition have taken a well deserved and unprecedented rise.

You will recall that in my first two messages to the 38th Legislature I stressed the fact that the primary concern of this administration continues to lie in the field of public education. I emphasized then—and repeatedly since then—that the balanced budget I submitted to you would allocate 75 percent of all new general fund revenue to common schools and higher education. Furthermore, I have promised that this

administration would continue to seek new sources of revenue for public education.

I am pleased to report that we now appear to have found the means by which additional funds can be made available to public education.

During the past several weeks intensive discussions were held upon our initiative with the Department of Health, Education, and Welfare about Federal regulations related to payment of certain welfare funds. This involved a new interpretation of these Federal regulations.

We have just received verbal assurance that this new interpretation can be applied in our State, and that written confirmation of this will be forthcoming.

Therefore, I am able at this time to inform you that the State of Washington is eligible to receive an additional six million dollars in Federal funds to be used by the Department of Public Assistance. This, in turn, will free an identical amount of state general funds, without impairing our Public Assistance programs.

This will result from a change in procedure that will permit us to use money from the Federal Government's program of Medical Assistance to the Aged, and apply this money to programs for citizens who need Nursing Home care, but who at the same time would qualify for Old Age Assistance, Aid to the Blind, and Disability Assistance.

To repeat, this procedural change will result in an additional six million dollars to our State from the Federal Government, and thus make available six million dollars in state general funds.

Concerning the allocation of this six million dollars, I respectfully suggest that one million dollars be given to the Department of Public Assistance to assure continuance of State medical care service to children in foster homes and those covered under our program of Aid to Dependent Children.

I further suggest that the remaining balance of five million dollars of the six million dollars be allocated to public education for such important areas as increased OASI payments, predetermined salary increases, and the educational enrichment programs.

I might also suggest that a portion of this could be applied to the establishment of such worthwhile programs as the proposed Research Center for retarded children at the University of Washington.

I would like to take this opportunity to explain some widely misunderstood facts concerning my budget proposals for education.

I refer the members of the Legislature to Page 428 of the Budget Document. The information contained on that page shows clearly that the estimated revenues of the school districts of the State will be 15 million dollars *more* than the estimated total expenditures of the school districts.

In connection with this, I emphasize that our figures for school district *revenues* include the same level of excess levies that were approved in the school districts for the present biennium, and also that the school district *expenditures* are based on cost levels of the 1962-1963 school year as estimated by the Superintendent of Public Instruction.

Keeping these facts in mind, it becomes evident that if school districts will approve local excess levies to the same extent that they did for the present biennium, then some 15 million dollars more will be available to them than would be required for anticipated enrollment increases, based on today's cost levels.

Add to this the five million dollars made possible through our efforts to obtain additional Federal welfare funds, and we have a total of 20 million dollars available to help resolve some of the problem areas in the field of education.

I commend this information and suggestions to you for your approval and action.

ALBERT D. ROSELLINI, *Governor*,
State of Washington.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated.

Senate Bill No. 492, by Senators Foley, Hanna, Durkan, Keefe, Herrmann and Cooney:

An Act relating to the business and occupation tax; adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; and providing an expiration date.

Referred to Committee on Ways and Means.

On motion of Senator Durkan, there being no objection, the rules were suspended and the names of Senators Keefe, Herrmann and Cooney were permitted as additional sponsors to Senate Bill No. 492.

Senate Bill No. 493, by Senators Knoblauch and Stender:

An Act relating to governmental officers and employees; and amending section 133, chapter 7, Laws of 1921 as amended by section 1, chapter 140, Laws of 1955, and RCW 43.01.040.

Referred to Committee on State Government.

Senate Bill No. 494, by Senators Petrich and Washington:

An Act relating to civil procedure; and amending section 390, Code of 1881 as amended by section 1, chapter 19, Laws of 1891.

Referred to Judiciary Committee.

Senate Bill No. 495, by Senator Petrich:

An Act relating to adoption; and amending section 12, chapter 291, Laws of 1955 and RCW 26.32.120.

Referred to Judiciary Committee.

Senate Bill No. 496, by Senator Dore:

An Act relating to the division of municipal corporations; amending sections 6, 7, 10 and 11, chapter 76, Laws of 1909 and section 1, chapter 30, Laws of 1911 and section 1, chapter 119, Laws of 1919 and RCW 43.09.240, 43.09.250, 43.09.270 and 43.09.280; creating a municipal revolving fund; and making an appropriation.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 497, by Senators Thompson, Jr., and Rasmussen:

An Act relating to the state employees' retirement system; excluding agency vendors appointed after July 1, 1963 by the liquor control board from membership; and amending section 13, chapter 274, Laws of 1947 as last amended by section 2, chapter 231, Laws of 1957 and RCW 41.40.120.

Referred to Committee on Liquor Control.

Senate Bill No. 498, by Senators Hess and Sandison:

An Act relating to state parks and recreation; adding new sections to chapter 149, Laws of 1921 and to chapter 43.51 RCW; and repealing sections 2 and 3, chapter 271, Laws of 1947 and RCW 43.51.010 and 43.51.030, and section 10, chapter 7, Laws of 1921 as last amended by section 1, chapter 271, Laws of 1947 and RCW 43.51.020.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 499, by Senators England and Morgan:

An Act relating to the practice of naturopathy; and providing penalties.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

On motion of Senator Greive, there being no objection, the name of Senator Morgan was removed as a sponsor of Senate Bill No. 499.

Senate Bill No. 500, by Senators Gallagher, Williams and Talley:

An Act relating to retirement and pensions; and adding a new section to chapter 39, Laws of 1909 and to chapter 41.20 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 501, by Senators Foley and Henry:

An Act relating to highways; authorizing the relocation of a portion of secondary state highway No. 1T; and amending section 47.20.100, chapter 13, Laws of 1961 and RCW 47.20.100.

Referred to Committee on Highways.

Senate Bill No. 502, by Senators Moriarty, Jr., Hess and Ryder:

An Act relating to indebtedness of taxing districts; amending section 1 through 3, pages 324 through 326, Laws of 1909 as amended by sections 12 and 13, chapter 90, Laws of 1919, section 1, chapter 147, Laws of 1921; section 1, chapter 99, Laws of 1927, and section 1, chapter 163, Laws of 1953, and RCW 28.51.010 through 28.51.050 and 28.51.060; and amending section 1, chapter 143, Laws of 1917 as last amended by section 1, chapter 227, Laws of 1959 and RCW 39.36.020.

Referred to Committee on Ways and Means.

Senate Bill No. 503, by Senator Riley:

An Act relating to motor vehicle operators; and amending section 46.20.390, chapter 12, Laws of 1961 and RCW 46.20.390.

Referred to Judiciary Committee.

Senate Bill No. 504, by Senators Guess, Henry and Atwood:

An Act relating to the safety of persons employed in the construction or operation of tunnels, quarries, caissons and subways, excepting in connection with mines; and amending section 1, chapter 194, Laws of 1941 and RCW 49.24.080.

Referred to Committee on Labor and Social Security.

Senate Bill No. 505, by Senator Donohue:

An Act relating to primary state highway No. 3; and making an appropriation.

Referred to Committee on Highways.

Senate Bill No. 506, by Senators McCutcheon and Peterson:

An Act relating to education and community colleges; prescribing limitations on the use by school districts of state apportioned community college funds; amending section 2, chapter 198, Laws of 1961 and RCW 28.84.180; amending section 3, chapter 198, Laws of 1961 and RCW 28.84.190; amending section 4, chapter 198, Laws of 1961 and RCW 28.84.200; amending section 5, chapter 198, Laws of 1961 as amended by section 1, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.210; amending section 11, chapter 198, Laws of 1961 and RCW 28.84.260; amending section 2, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.270; and adding new sections to chapter 28.84 RCW.

Referred to Committee on Education.

Senate Bill No. 507, by Senator Sandison:

An Act relating to television districts; providing penalties; and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 508, by Senators Henry, Cooney and Mardesich:

An Act relating to motor vehicle fuel and aircraft fuel excise taxes; amending section 82.36.010, chapter 15, Laws of 1961 and RCW 82.36.010; amending section 82.36.020, chapter 15, Laws of 1961, as amended by section 1, chapter

7, Laws of 1961 first extraordinary session, and RCW 82.36.020; amending section 82.36.030, chapter 15, Laws of 1961 and RCW 82.36.030; amending section 82.36.040, chapter 15, Laws of 1961 and RCW 82.36.040; amending section 82.36.070, chapter 15, Laws of 1961 and RCW 82.36.070; amending section 82.36.080, chapter 15, Laws of 1961 and RCW 82.36.080; amending section 82.36.100, chapter 15, Laws of 1961, as amended by section 2, chapter 7, Laws of 1961 first extraordinary session, and RCW 82.36.100; amending section 82.36.110, chapter 15, Laws of 1961 and RCW 82.36.110; amending section 82.36.150, chapter 15, Laws of 1961 and RCW 82.36.150; amending section 82.36.160, chapter 15, Laws of 1961 and RCW 82.36.160; amending section 82.36.180, chapter 15, Laws of 1961 and RCW 82.36.180; amending section 82.36.190, chapter 15, Laws of 1961 and RCW 82.36.190; amending section 82.36.200, chapter 15, Laws of 1961 and RCW 82.36.200; amending section 82.36.210, chapter 15, Laws of 1961, as amended by section 30, chapter 21, Laws of 1961 first extraordinary session, and RCW 82.36.210; amending section 82.36.230, chapter 15, Laws of 1961 and RCW 82.36.230; amending section 82.36.310, chapter 15, Laws of 1961 and RCW 82.36.310; amending section 82.36.330, chapter 15, Laws of 1961 and RCW 82.36.330; amending section 82.36.335, chapter 15, Laws of 1961 and RCW 82.36.335; amending section 82.36.360, chapter 15, Laws of 1961 and RCW 82.36.360; amending section 82.36.370, chapter 15, Laws of 1961 and RCW 82.36.370; amending section 82.36.390, chapter 15, Laws of 1961 and RCW 82.36.390; amending section 82.36.410, chapter 15, Laws of 1961 and RCW 82.36.410; amending section 82.36.440, chapter 15, Laws of 1961 and RCW 82.36.440; adding new sections to chapter 15, Laws of 1961 and to chapter 82.36 RCW; providing penalties; and declaring an effective date.

Referred to Committee on Highways.

Senate Bill No. 509, by Senator Gissberg:

An Act relating to certain employee liens for contributions to benefit plans; amending section 1, chapter 86, Laws of 1961 and RCW 60.76.010; and amending section 2, chapter 86, Laws of 1961 and RCW 60.76.020.

Referred to Committee on Labor and Social Security.

Senate Joint Resolution No. 14, by Senators Moriarty, Jr., Hess and Ryder:

Authorizing the use of the permanent school fund to guarantee school district bonds.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Concurrent Resolution No. 7, by Senator Riley:

Requiring commerce and economic development department to study need for state magazine.

Referred to Committee on Commerce, Manufacturing and Licenses.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"Senator Morgan has called the attention of the President to the presence of a very fine gentleman from Bremerton, the Democratic State Chairman, Mr. Frank Keller."

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a committee of honor consisting of Senators Morgan, Sandison, DeGarmo and Stender to escort Mr. Frank Keller to the rostrum.

SECOND READING OF BILLS

Senate Bill No. 76, by Senators Freise and Hess:
Requiring safety glass doors.

REPORT OF STANDING COMMITTEE

Senate Bill No. 76:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Requiring safety glass doors (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

Strike all of section 1 and substitute the following:

NEW SECTION. Section 1. As used in this act:

(1) The glass in sliding glass doors and sliding glass door assemblies hereafter installed in new or remodeled buildings shall contain "safety glazing material."

(2) "Safety glazing material" means glazing materials so constructed, treated or combined with other materials as to reduce substantially, in comparison with ordinary sheet glass or plate glass, the likelihood of injury to persons by these safety glazing materials when they may be cracked or broken.

(3) "Supervisor" means the supervisor of the division of safety of the Department of Labor and Industries.

NEW SECTION. Sec. 2. The supervisor shall compile and publish on or before August 1, 1963, and annually thereafter, a list of the types, standards and specifications of safety glazing material approved by him as meeting the requirements of this act for such installations. In compiling such list the supervisor is authorized to consider the results of current tests of and standards for fully tempered glass, laminated glass, wire glass and other such safety glazing materials as are conducted and adopted by the American Standards Association. Such list shall be kept on file in the office of the supervisor. The supervisor, upon request, shall deliver to any person, firm or corporation a certified copy of such list.

All glass in sliding glass doors or sliding glass door assemblies installed on or after January 1, 1964 shall bear a label, decal or etching on a lower corner which shall be visible after installation indicating it has been approved by the supervisor or is of a type approved by the supervisor.

NEW SECTION. Sec. 3. On and after January 1, 1964, it shall be unlawful for any person, firm or corporation to install in houses, buildings or other structures, or cause to be so installed, sliding glass doors or sliding glass door assemblies unless the glazing material in such doors or assemblies is of a type approved by the supervisor.

NEW SECTION. Sec. 4. The violation of any provision of this act shall constitute a misdemeanor.

NEW SECTION. Sec. 5. If any provision of this act, on its application to any person or circumstances, is held to be invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

In line 1 of the title after "doors" strike the period (.) and insert "; and prescribing a penalty."

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Nat Washington, Walter B. Williams.

The bill was read the second time by sections.

Senator Freise moved that consideration of the committee amendment be deferred, pending consideration of a floor amendment.

The motion was carried.

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

In section 1, line 3, strike all the material contained in the section and insert

"NEW SECTION. Section 1. As used in this act, "safety glazing material" means glazing materials so constructed, treated or combined with other materials as to reduce substantially, in comparison with ordinary sheet glass or plate glass, the likelihood of injury to persons by these safety glazing materials when they may be cracked or broken, and these materials shall be of the following types and shall meet the following tests:

- (1) Fully tempered glass;
 - (a) Particle test—the fully tempered safety glass panel shall be fractured by impact with a spring loaded center punch or by striking a regular center punch with a hammer. The point of impact shall be one-half inch to one inch from any glass edge. When fractured, there shall be no individual fragment larger than 0.15 ounces.
 - (b) Impact test—as in test No. 8 of American Standards Association Z26.1 conducted January 1, 1950.
- (2) Laminated glass;
 - (a) Boil test—as in test No. 4 of American Standards Association Z26.1 conducted January 1, 1950.
 - (b) Impact test—as in tests Nos. 9 and 12 of American Standards Association Z26.1 conducted January 1, 1950.
- (3) Wire glass; impact test—as in test No. 11 of American Standards Association Z26.1 conducted January 1, 1950.

NEW SECTION. Sec. 2. The glass in sliding glass doors and sliding glass door assemblies installed after January 1, 1964 in new or remodeled houses, buildings, or other structures shall be of a safety glazing material as defined in section 1 of this act, and shall bear a label, decal, or etching in a lower corner which shall be visible after installation and shall identify the glass as being of a type and meeting the tests set forth in section 1 of this act.

NEW SECTION. Sec. 3. On and after January 1, 1964, it shall be unlawful for any person, firm or corporation to install in houses, buildings or other structures, or cause to be so installed, sliding glass doors, or sliding glass door assemblies unless the glazing material in such doors or assemblies is of a type and meets the test set forth in section 1 of this act.

NEW SECTION. Sec. 4. The violation of any provision of this act shall constitute a misdemeanor.

NEW SECTION. Sec. 5. If any provision of this act, or its application to any person or circumstance is held to be invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

On motion of Senator Riley, the committee amendment was not adopted. On motion of Senator Freise, the following amendment was adopted:

In line 1 of the title after "glass doors" and before the period insert "; and prescribing a penalty."

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 76 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 76, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Durkan, England, Herrmann, Peterson—4.

Engrossed Senate Bill No. 76, having received the constitutional majority, was declared passed.

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

The Committee of honor escorted Mr. Keller from the rostrum.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President, a matter of personal privilege:

"Much as I regret opening up the circumstances of yesterday, I feel that there is one matter that should be taken up.

"As I have personally informed the gentlemen of the Senate, Mr. Best has come to Olympia, he has been here since late last night, he has all of his books and records with him, and he desires anyone that is interested to come and look at them. He has offered them to the press. I understand that they have looked at them and made no great examination, but he is perfectly willing that they be examined by Senator Rasmussen, too.

"But that isn't what troubles me. The thing that really troubles me is that we get into a fight like this and sometimes we hurt friends. Mr. Best and I went to school together. Mr. Best has an office across the street from me. Mr. Best has served twelve years as Secretary of my commercial club, which would be to me the same as a Chamber of Commerce. Mr. Best has been Secretary of the West Seattle Commercial Club. He has a high privilege. He has been honored. He is one of the most regarded and respected men in my particular community. Mr. Best also represents two statewide organizations whose members are in various places.

"Yesterday Mr. Best was libeled. Mr. Best desires to meet Senator Rasmussen in a forum where he can speak also. Senator Rasmussen has served this body for many years. He knows the things he has said about this honorable gentleman are privileged. He knows they can be repeated as privilege. He knows he is not subject to lawsuit.

"Mr. Best has asked me as his lifelong friend to ask the lady and gentlemen of the Senate, or more specifically, Senator Rasmussen, to step off the floor and talk about bribery and solicitation, if those are the words he wants to use, so that he can sue him; and, I am here to say for Ted Best, that if he doesn't do it, he's a coward."

MOTION

Senator Rasmussen:

"I move the rules be suspended and we revert to the first order of business."

The President:

"It has been moved that the rules be suspended and that the Senate revert to the first order of business."

PARLIAMENTARY INQUIRY

Senator Gissberg:

"Mr. President:

"For what purpose is Senator Rasmussen making this motion? Before I vote I would wish to have the explanation for what purpose he wishes to revert back. I might also point out, Mr. President, that it does not require a suspension of the rules to revert to the first order of business; it simply requires a motion which would be sustained by a majority of those present."

Senator Rasmussen:

"Thank you, Senator Gissberg. That was my error.

"I move the Senate revert to the first order of business for the purpose of making a motion. I move that the Senate proceed with investigation of (Interruption)"

RULING BY THE PRESIDENT

The President:

"Senator Rasmussen the motion has not been carried as yet.

"The President stated the question before the Senate is: It has been moved that the Senate revert to the first order of business for the purpose of making a motion."

The motion was lost.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, personal privilege:

"There are times, gentlemen and members of the Senate, when things should be said and times when we should say more. We have had our differences. We will have our differences. Sometimes even Caesars have bitterness underscored. Sometimes we will think in terms of welfare of the Party, rather than Country, of political welfare, rather than public welfare. But such is the nature of our way of life, such is the nature of a democracy, that eventually all of us will fade away in depth of devotion for a common Country which, alone in all the world, all of us are obsessed with in Providence. Let us unite, independent and free. Let us go ahead with our business."

PERSONAL PRIVILEGE

Senator Rasmussen:

"Personal Privilege, Mr. President:

"Senator Greive has indicated that I have libeled and blackmailed and everything else on this floor. For the information of the Senate, and this is for the President to hold in his care until such a time as it is referred to the Supreme Court and the Bar Association of the State, this is a letter by Senator Greive: 'Whether or not my efforts on behalf of the profession in the legislature have been effective, I will let you judge.'

"Dr. Koch, who has been a legislative representative, can verify this. Senator Greive is telling an outright lie on this floor when he says he does not represent the association in the legislature. This is a letter written under his own hand justifying legal fees, and it must be explained to the Senate. We do not approve of lying on the Senate floor."

Senator Greive:

"Mr. President, personal privilege:

"Senator Rasmussen is, in this particular instance, confusing the situation. I do now and always have represented for many years the Osteopathic Association. The Osteopathic Organization is an organization quite apart from the Optometric Organization. It happens they both have the same executive secretary. No it is true from time to time I have on occasion represented the Optometric Association, but I have never done it on a regular basis. I think the last time was a year ago. I am not their regular attorney, who is Lionel Wolff in Spokane. My representation has been only on very special matters, namely anti-trust in recent years, in which I have some proficiency, and it was only a special matter. I wrote a brief at that time. I think I took one trip for them when I had occasion to do some work, but I would say that my relationship is very minor, say one as to five or something, as compared with the regular attorneys, and I have never sought, nor attempted to represent them. I do represent the Osteopathic profession regularly. I make no bones about it, that is no problem. But this does not in any way justify Mr. Rasmussen. He still hasn't answered the question. The question here isn't who I represent. It's whether he has libeled an honest gentleman. It is whether or not this gentleman who has made a good reputation, whose name is now spread over every paper in the state of Washington, has a right to redress."

POINT OF ORDER

Senator Rasmussen:

"Point of order, Mr. President:

"Am I going to have a rebuttal on this debate? Speaking to the point of order, Mr. President, these are charges so serious that the President must take action to appoint an individual committee of Senators to work on this, the point of order on the debate and the point of order I brought before the Senate."

PERSONAL PRIVILEGE

Senator Greive:

"Continuing my remarks, Mr. Rasmussen to satisfy me has only to step off the floor and make the same remarks. We will be glad to furnish him a copy of the remarks he made on the floor, so that he can be brought to court; and, as far as I am concerned, the question is simply whether or not Senator Rasmussen is a coward."

MOTION

Senator Durkan moved that the Senate proceed in order.
The motion was carried.

POINT OF ORDER

Senator Rasmussen:

"Point of order."

The President:

"The Senator will state his point of order."

Senator Rasmussen:

"Where does that leave my rebuttal?"

RULING BY THE PRESIDENT

The President:

"The President is not aware of any particular rule that provides an opportunity for rebuttal. The President is of the opinion that a debate did not ensue."

Senator Rasmussen:

"Thank you, Mr. President."

SECOND READING OF BILLS

Senate Bill No. 167, by Senators Foley and Neill:

Relating to state institutions of higher learning.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 167 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 167, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators England, Peterson—2.

Senate Bill No. 167, having received the constitutional majority, was declared passed.

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

Senate Bill No. 54, by Senators Moriarty, Jr., Petrich, Williams and Dore:
Increasing the exemption of wages in garnishment proceedings.

REPORT OF STANDING COMMITTEE

Senate Bill No. 54:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Increasing the exemption of wages in garnishment proceedings (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 1, Section 1, line 17, after "longer period" insert "[: *Provided*, That no money due or earned as wages or salary shall be exempt from garnishment in lieu of any other property]". On line 19, after "property]" strike the period and insert ": *Provided*, That the total amount exempted shall not exceed the sum of fifty dollars per week."

JOHN A. PETRICH, Chairman.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Petrich, the committee amendment was adopted.

On motion of Senator Moriarty, Jr., the rules were suspended, Engrossed Senate Bill No. 54 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 54, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators England, Henry, Peterson—3.

Engrossed Senate Bill No. 54, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 4 was ordered to retain its place on the calendar for second reading for tomorrow.

On motion of Senator Gissberg, the Senate reverted to the sixth order of business for the purpose of the introduction of a Senate bill.

INTRODUCTION AND FIRST READING OF BILLS

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 510, by Senator Gissberg:

An Act relating to insurance; amending section .17.26, chapter 79, Laws of 1947 as amended by section 24, chapter 190, Laws of 1949, and RCW 48.17.260; and adding a new section to chapter 79, Laws of 1947 and to chapter 48.17 RCW.

Referred to Committee on Banks, Financial Institutions and Insurance.

MOTION

On motion of Senator Moriarty, Jr., the Senate reverted to the first order of business for the purpose of receiving a motion.

On motion of Senator Moriarty, Jr., the Committee on Constitution, Elec-

tions and Legislative Processes was relieved of further consideration of Senate Joint Resolution No. 14.

On motion of Senator Moriarty, Jr., Senate Joint Resolution No. 14 was referred to the Committee on Ways and Means.

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

SECOND READING OF BILLS

Senate Joint Resolution No. 7, by Senators McCormack, Talley and Thompson, Jr.:

Changing by constitutional amendment the publication requirements for city charters.

The resolution was read the second time in full.

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

On page 2, line 8, after "[two" and before "newspapers" insert "daily"

On page 2, line 11, after "if no" and before "news-" insert "daily"

On page 2, lines 17, 18 and 19, after "be given" on line 17, strike "for at least ten days before the day of election, in all election districts of said city" and insert "[for at least ten days before the day of election, in all election districts of said city] as required by law"

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Joint Resolution No. 7 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

POINT OF INQUIRY

Senator Petrich:

"Would Senator McCormack yield to a question?"

"Senator McCormack, does this proposed resolution together with the amendments that we have adopted deal only with the question of publishing the respective notices in first class cities?"

Senator McCormack:

"Yes, it does."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 7, and the resolution passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators England, Peterson, Petrich—3.

Engrossed Senate Joint Resolution No. 7, having received the constitutional majority, was declared passed.

MOTION

At 12:30 p.m., on motion of Senator Greive, the Senate recessed until 1:40 p.m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators England, Peterson and Talley, Senator England having been excused.

SECOND READING OF BILLS

Senate Bill No. 17, by Senator Freise:

Authorizing persons to approve bail when judge or magistrate is absent or unable to do so.

REPORT OF STANDING COMMITTEE

Senate Bill No. 17:

Senate Chamber,

Olympia, Wash., February 19, 1963.

Authorizing persons to approve bail when judge or magistrate is absent or unable to do so (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

In section 1, line 16, after "sufficiency" strike the period (.) and insert " : *Provided, That the Judges of the Superior Court, Justices of the Peace or magistrates, by court order, have authorized such officers to so act.*"

In sec. 2, line 27, after "sufficiency" remove the period (.) and insert " : *Provided, That the Judges of the Superior Court, Justices of the Peace or magistrates, by court order, have authorized such officers to so act.*"

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Nat Washington, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments were adopted.

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

Following section 2 insert a new section to read as follows:

"**NEW SECTION.** Sec. 3. There is added to chapter 10.19 RCW a new section to read as follows:

Any person held to bail for an offense constituting a traffic violation may in place of giving bail, deposit with the clerk of the court to which he is held to answer or any other person authorized to accept bail or take recognizance, a pledge of real property in which he has an interest or an automobile to which he owns clear title: *Provided,* That the value of the pledge is an amount equal to or in excess of the amount of the bail required."

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

In line 3 of the title after "RCW" and before the period insert " ; and adding a new section to chapter 10.19 RCW."

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 17 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 17, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators England, Talley—2.

Engrossed Senate Bill No. 17, having received the constitutional majority, was declared passed.

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

Senate Bill No. 113, by Senators Moriarty, Jr., Durkan and Neill:

Allowing decrease in state appraisal of decedent's estates to coincide with federal appraisal.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 113 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 113, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators England, Talley—2.

Senate Bill No. 113, having received the constitutional majority, was declared passed.

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

Senate Bill No. 347, by Senators Gissberg, Henry and Woodall (by Executive request):

Changing Washington uniform reciprocal support of dependents' act to conform with uniform act.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 347 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 347, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise,

Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators England, Henry, Talley—3.

Senate Bill No. 347, having received the constitutional majority, was declared passed.

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

THIRD READING OF BILLS

Senate Bill No. 271, by Senators Durkan and Dore:

Clarifying provisions relating to the sale of firearms.

On motion of Senator Durkan, the rules were suspended and Senate Bill No. 271 was returned to second reading.

The bill was read the second time by sections.

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

On page 2, section 1, line 18, strike the period following "sale" and insert "except sales of 'short firearms' or 'pistols' as defined by RCW 9.41.010."

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 271 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 271, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators England, Talley—2.

Engrossed Senate Bill No. 271, having received the constitutional majority, was declared passed.

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

GUBERNATORIAL APPOINTMENTS

The following appointments by the Governor were acted upon as indicated:

State of Washington, Executive Department,
Olympia, January 28, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the position of director, Department of Health, subject to your confirmation:

Dr. Bernard Bucove, appointed October 3, 1955, for the term ending at the pleasure of the Governor, succeeding himself,

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., January 31, 1963.

DR. BERNARD BUCOVE, to the position of director, Department of Health, appointed October 3, 1955, for the term ending at the pleasure of the Governor, succeeding himself (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that said appointment be confirmed.

DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Don L. Talley, Albert C. Thompson, Jr., Perry B. Woodall.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Greive that the committee report be adopted and that the appointment of Dr. Bernard Bucove to the position of director of Department of Health be confirmed.

PERSONAL PRIVILEGES

Senator Greive:

"Mr. President:

"It has been my honor and pleasure over the last few years to work with Dr. Bucove. I think he is an excellent public servant. While I am not acquainted intimately with the duties that he has to perform, in those matters brought to my attention he has been both fair and interested in saving the public money and also getting Federal money whenever possible. I think he is a good public servant."

Senator Lennart:

"Mr. President:

"May I add a few words? This particular department takes a man of extraordinary talents because he has to deal with public health and sanitation. I have had experience with some of the men under him. I think many of his staff think of him as a very high class administrator and I certainly will vote for him."

Senator McMillan:

"Mr. President:

"I have had the pleasure to work with Dr. Bucove on various matters that have come before my committee, and I find that he is a man of high attainment and certainly worthy of our approval here in the Senate today."

Senator DeGarmo:

"Mr. President:

"Due to the fact that Dr. Bucove is a resident of Thurston County and is a friend and neighbor of mine, I also wish to concur."

Senator Morgan:

"Mr. President, members of the Senate:

"I would like to concur in the appointment of Dr. Bucove. Recently I have been working with him with regard to the Department of Institutions and last session, as Chairman of Medicine, Dentistry and Drugs. He is a very fine public servant."

Senator Cowen:

"Mr. President:

"Since everyone is complimenting him, I must inform the body that he is a 'Landsmann' of mine."

The motion carried.

APPOINTMENT OF DR. BERNARD BUCOVE

The Secretary called the roll and the appointment of Dr. Bernard Bucove to the position of director of the Department of Health was confirmed by

the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Dore, England, Foley—3.

Having received the approval of the Senate, the appointment of Dr. Bernard Bucove to the position of director of the Department of Health was confirmed.

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, January 28, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the position of member, State Personnel Board, subject to your confirmation:

Max Nicolai, appointed January 17, 1963, for the term ending January 4, 1969, succeeding Paul Coughlin.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 6, 1963.

MAX NICOLAI, to the position of member of the State Personnel Board, appointed January 17, 1963, for the term ending January 4, 1969, succeeding Paul Coughlin (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

AL HENRY, *Chairman.*

We concur in this report: Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Greive that the committee report be adopted, and that the appointment of Max Nicolai to the position of member of the State Personnel Board be confirmed.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President:

"It is my pleasure to speak on behalf of Max Nicolai for his new appointment as a member of the State Personnel Board. I have been acquainted with Max Nicolai some ten years, since the 1953 Session of the Legislature in the House of Representatives. I have found him to be a man of exceptional ability in the legal and other fields. He is a fellow who has a great range of humor and I am sure you have all enjoyed him at different times. We on our side have used him as Caucus counsel on a number of occasions and I am sure you have felt the barb of his wit on the other side of the aisle here, and we on this side of the aisle have enjoyed it and the exchange has been perfectly open and on a friendly basis.

"On behalf of Max Nicolai, I do want to assure you that while he is here now as the Governor's legal counsel, he is not being paid for that particular work which he is doing in the Governor's office at this time. He is a member of the Personnel Board and is being paid in that way, so he is not in a dual capacity here. His employment with the Personnel Board will really get under way after the Session.

Senator Woodall:

"Would Senators David Cowen yield to a question?
"Is this some form of your patronage?"

Senator Cowen:

"Yes."

Senator Washington:

"I wish to rise and also support the appointment of Max Nicolai. I have known Max as an attorney for a number of years, ever since coming to the legislature in 1951. He has a great deal of legal talent. He does have a brilliant mind. I know in the drafting of legislation in the past, although he was not a member of the bill drafting staff, he was always of great assistance, and I feel that he would be a real addition to this Board. I recommend him highly."

Senator Riley:

"It's rather unusual that I can concur in both the case of Dr. Bucove and Max Nicolai because it is very rarely that we can get fellows like this confirmed. We have them frequently in our Church, but we don't get very many of these members where we can get them confirmed."

The motion was carried.

APPOINTMENT OF MAX NICOLAI

The Secretary called the roll and the appointment of Max Nicolai to the position of member of the State Personnel Board was confirmed by the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—40.

Those absent or not voting were: Senators Atwood, Dore, England, Foley, Foster, Guess, Morgan, Stender, Talley—9.

Having received the approval of the Senate, the appointment of Max Nicolai as a member of the State Personnel Board was confirmed.

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, January 29, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointments to the position of members, State Aeronautics Commission, subject to your confirmation:

Arthur K. Avey, appointed January 31, 1962, for the term ending December 31, 1966, succeeding himself.

Robert E. Klatt, appointed September 21, 1962, for the term ending December 31, 1965, succeeding Robert L. Greenhalgh.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 6, 1963.

ARTHUR K. AVEY, to the position of member of the State Aeronautics Commission, appointed January 31, 1962, for the term ending December 31, 1966, succeeding himself (reported by Committee on State Government):

MAJORITY recommends said appointment be confirmed. AL HENRY, *Chairman.*

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator McMillan that the committee report be adopted, and that the appointment of Arthur K. Avey to the position of member of the State Aeronautics Commission be confirmed.

PERSONAL PRIVILEGE

Senator McMillan:

"Mr. President:

"Mr. Avey is a resident of our second district composed of Stevens and Pend Oreille Counties. He is a former member of the State House of Representatives. I think he is very well qualified for the position of member of the State Aeronautics Commission. I urge his confirmation."

Senator Rickdall:

"Mr. President, members of the Senate:

"I would like to support the nomination of Arthur Avey. I had the pleasure of serving with him in the House and I found him a very able and forthright man. I think he will make a fine addition to the Commission."

The motion was carried.

APPOINTMENT OF ARTHUR K. AVEY

The Secretary called the roll and the appointment of Arthur K. Avey to the position of member of the State Aeronautics Commission was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Dore, England, Foley, Guess—4.

Having receive the approval of the Senate, the appointment of Arthur F. Avey to the position of member of the State Aeronautics Commission was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 6, 1963.

ROBERT E. KLATT, to the position of member of the State Aeronautics Commission, appointed September 21, 1962, for the term ending December 31, 1965, succeeding Robert L. Greenhaigh (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Greive that the committee report be adopted, and that the appointment of Robert E Klatt to the position of member of the State Aeronautics Commission be confirmed.

PERSONAL PRIVILEGE

Senator Henry:

"Mr. President, members of the Senate:

"This appointment came before the State Government Committee and Mr. Robert E.

Klatt was highly recommended. He has served in that capacity before and we feel that his appointment should be confirmed."

The motion was carried.

APPOINTMENT OF ROBERT E. KLATT

The Secretary called the roll and the appointment of Robert E. Klatt to the position of member of the State Aeronautics Commission was confirmed by the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Atwood, Dore, England, Foley, Guess, Talley, Thompson, Jr.—7.

Having received the approval of the Senate, the appointment of Robert E. Klatt to the position of member of the State Aeronautics Commission was confirmed.

MOTION

At 2:30 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Wednesday, February 20, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTY-EIGHTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, February 20, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Randall D. Donohue, Color Bearer, and Kathryn Williams, presented the Colors.

Reverend Judson L. Crary, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"Our Father in Heaven, whose mercies are ever rich and abundant, we give thanks to Thee for the refreshment of body and soul and the promise of Thy grace through the day before us. Direct us in all our doings with Thy most gracious favor, and further us with Thy continued help; that in all our works begun, continued, and ended in Thee, we may glorify Thy holy Name.

"Above the expanse of problems make us humbly eager to serve our fellow men, fair and resolute in criticism and triumphant in faith. We pray that courtesy may be the aroma of our conduct, so as to lift us above the strata of strife. Grant to the President and his staff and these Senators and all who are joined with them in conference the fullest measure of wisdom and strength to do Thy will and Thine shall be the praise forever, through Jesus Christ our Lord. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President observed within the Bar of the Senate former State Senator Theodore Wilson of the 19th District and appointed a special committee consisting of Senators Bailey, Charette and Williams to escort the former Senator to a place of honor upon the rostrum.

MOTIONS

On motion of Senator Henry, the Committee on Highways was relieved of further consideration of Senate Bill No. 508.

On motion of Senator Henry, Senate Bill No. 508 was referred to the Committee on Ways and Means.

AMENDMENT TO SENATE RULE 58

Senator Greive:

"Mr. President:

"I move that the rules be suspended and that Rule 58 of the Senate Rules be amended to read as follows:

Be It Resolved, By the Senate, that the permanent rules of the Senate for the Thirty-eighth Session of the Legislature be amended as follows:

RULE 58. All bills, resolutions and memorials to be introduced shall be in quintuplet, each shall be endorsed with a statement of the title and the name of the member introducing the same. Not more than three senators may sponsor a bill,

except committee bills which shall be in accordance with the joint rules of the Senate and House;

Provided, However, That any member desiring to introduce a bill, joint resolution or memorial shall file the same with the secretary of the senate by five o'clock on the evening of the day before the convening of the session at which said bill, resolution or memorial is to be introduced; and that no bill, resolution or memorial is to be introduced which has not been in the hands of the secretary at the time above stated.

The original bill is for the use of the senate, one copy for the printer, two for the secretary and the other for use by the members of the press.

After the fortieth day of the session no bill shall be introduced, except as the legislature shall direct by a vote of two-thirds of all the members elected to each house, said vote to be taken by yeas and nays and entered upon the journal, or unless the same be at a special session;

Provided, That the time limitation for introduction of bills shall not apply to substitute bills reported by standing committees for bills pending before such committees, bills relating to redistricting or reapportionment, and general appropriation and revenue bills.

The motion was carried, and Senate Rule 58 as amended was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 19, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing to whom was referred:

Senate Bill No. 17; also

Senate Bill No. 54; also

Senate Bill No. 76; also

Senate Bill No. 271; also

Senate Joint Resolution No. 7, have compared same with the original bills and find them correctly engrossed.

FRANK W. FOLEY, *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher.

Senate Bill No. 134:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Regulating government labor management relations (reported by Committee on State Government):

MAJORITY recommends that it do pass as amended. AL HENRY, *Chairman.*

We concur in this report: Victor F. DeGarmo, Jack England, Karl V. Herrmann, Mike McCormack, David E. McMillan, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 244:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Providing for financial responsibility of motor vehicle operators and owners (reported by Committee on Highways):

MAJORITY recommends that the attached substitute bill be substituted therefor, and the substitute bill do pass.

NAT WASHINGTON, *Chairman.*

AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, W. C. Raugust, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 289:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Providing accident reports be made immediately to local officials or state patrol (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Martin J. Durkan, F. Stuart Foster, William A. Gissberg, Sam C. Guess, H. B. Hanna, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, W. C. Raugust, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 294:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Eliminating power of waiver of three day waiting period in marriage license issuance (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 424:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Implementing the law relating to motor vehicle lighting and equipment (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended. NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, W. C. Raugust, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 427:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Amending the legal age for marriage (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 5:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Providing for development of simplified forms for securing of information necessary for administration of laws relating to commercial vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Martin J. Durkan, F. Stuart Foster, William A. Gissberg, Sam C. Guess, H. B. Hanna, Andy Hess, James Keefe, Reuben A.

Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, W. C. Raugust, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 65:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Providing certain testimony in support cases (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 263:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Allocating part of automobile license fee to state patrol (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, W. C. Raugust, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 275:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Providing for certification back to and vesting of title in counties, cities and towns of unneeded state highway routes (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Andy Hess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, W. C. Raugust, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENTS

The following appointments by the Governor were acted upon as indicated:

STATE AERONAUTICS COMMISSION

W. O. Wikstrom, appointed February 20, 1963, for the term ending December 31, 1967, succeeding himself.

Referred to Committee on State Government.

STATE TAX COMMISSION

G. Merton Dick, appointed February 20, 1963, for the term ending January 31, 1969, succeeding himself.

Referred to Committee on Ways and Means.

APPOINTMENT OF SPECIAL COMMITTEE

The President observed within the bar of the Senate, former State Senator Corwin Philip Shank and appointed a special committee consisting of Senators Thompson, Jr., Ryder and Connor to escort the former Senator to a place of honor upon the rostrum.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 19, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 51; also
House Bill No. 61; also
House Bill No. 83; also
Substitute House Bill No. 110; also
Engrossed House Bill No. 113; also
House Bill No. 119; also
House Bill No. 176; also
Engrossed House Bill No. 195; also
House Bill No. 200; also
House Bill No. 240; also
House Bill No. 248; also
Re-Engrossed House Bill No. 264; also
House Bill No. 293; also
Engrossed House Bill No. 303; also
House Bill No. 319, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 511, by Senators Kupka, Stender and Dore (by Departmental request):

An Act relating to boilers and unfired pressure vessels; and amending section 32, chapter 32, Laws of 1951, and RCW 70.79.330.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 512, by Senators Gallagher, Knoblauch and Herrmann (by Departmental request):

An Act relating to the inspection of hotels; creating the hotel operator's license account in the general fund; making appropriations; repealing sections 14 through 19 of chapter 29, Laws of 1909; section 7, chapter 169, Laws of 1915; chapter 77, Laws of 1927; chapter 105, Laws of 1953; and RCW 43.22.060 through RCW 43.22.110; adding new sections to chapter 43.22 RCW; and defining crimes and prescribing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 513, by Senator Rasmussen:

An Act relating to motor vehicle insurance; amending section 1, chapter 174, Laws of 1953 as last amended by section 19, chapter 215, Laws of 1957 and RCW 43.17.010; amending section 2, chapter 174, Laws of 1953 as last amended by section 20, chapter 215, Laws of 1957 and RCW 43.17.020; making an appropriation; and providing an effective date.

Referred to Committee on Banks, Financial Institutions and Insurance.

Senate Bill No. 514, by Senators Talley, Donohue and Raugust:

An Act relating to soil and water conservation districts; amending section 23, chapter 304, Laws of 1955 as amended by section 13, chapter 240, Laws of 1961 and RCW 89.08.220.

Referred to Committee on Natural Resources.

Senate Bill No. 515, by Senators Rasmussen and Williams (by Departmental request):

An Act relating to public assistance and amending section 74.04.034, chapter 26, Laws of 1959 and RCW 74.04.034; amending section 74.04.035, chapter 26, Laws of 1959 and RCW 74.04.035; amending section 74.04.141, chapter 26, Laws of 1959 and RCW 74.04.141; and adding new sections to chapter 26, Laws of 1959 and to chapter 74.04 RCW; and repealing sections 74.09.100, chapter 26, Laws of 1959 and RCW 74.09.100; and section 74.16.011, chapter 26, Laws of 1959 and RCW 74.16.011.

Referred to Committee on Labor and Social Security.

Senate Bill No. 516, by Senators Rasmussen and Williams (by Departmental request):

An Act relating to public assistance; amending section 74.09.040, chapter 26, Laws of 1959 and RCW 74.09.040; amending section 74.09.050, chapter 26, Laws of 1959 and RCW 74.09.050; amending section 74.09.060, chapter 26, Laws of 1959 and RCW 74.09.060; amending section 74.09.070, chapter 26, Laws of 1959 and RCW 74.09.070; amending section 74.09.080, chapter 26, Laws of 1959 and RCW 74.09.080; amending section 74.09.090, chapter 26, Laws of 1959 and RCW 74.09.090; amending section 74.09.120, chapter 26, Laws of 1959 and RCW 74.09.120; amending section 74.09.150, chapter 26, Laws of 1959 and RCW 74.09.150; amending section 74.09.170, chapter 26, Laws of 1959 and RCW 74.09.170; amending section 74.09.190, chapter 26, Laws of 1959 and RCW 74.09.190; adding new sections to chapter 26, Laws of 1959 and to chapter 74.09 RCW; and repealing sections 74.09.010, 74.09.020, 74.09.030, 74.09.100, 74.09.110, 74.09.130 and 74.09.140 of chapter 26, Laws of 1959 and RCW 74.09.010, RCW 74.09.020, RCW 74.09.030, RCW 74.09.100, RCW 74.09.110, RCW 74.09.130, and RCW 74.09.140.

Referred to Committee on Labor and Social Security.

Senate Bill No. 517, by Senator Keefe:

An Act relating to motor vehicles; prescribing penalties for violation of certain pedestrian provisions by motor vehicle operators; and adding a new section to chapter 12, Laws of 1961, and to chapter 46.60 RCW.

Referred to Judiciary Committee.

Senate Bill No. 518, by Senators Bailey, Durkan and Mardesich (by Departmental request):

An Act relating to the payment and collection of wages; repealing chapter 128, Laws of 1888; chapter 112, Laws of 1905; chapter 32, Laws of 1909; chapter 20, Laws of 1933 extraordinary session; chapter 96, Laws of 1935; chapter 139, Laws of 1939; chapter 181, Laws of 1947; and RCW 49.48.010 through RCW 49.48.120; and adding a new chapter to Title 49 RCW.

Referred to Judiciary Committee.

Senate Bill No. 519, by Senators Cowen and Keefe:

An Act relating to and authorizing the creation of county park and recreation service areas.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 520, by Senators Riley and Stender (by Departmental request):

An Act relating to the conservation of oil and gas; amending section 4, chapter 146, Laws of 1951, as amended by section 7, chapter 300, Laws of 1961, and RCW 78.52.020; amending section 5, chapter 146, Laws of 1951, and RCW 78.52.025; amending section 23, chapter 146, Laws of 1951, and RCW 78.52.210; amending section 27, chapter 146, Laws of 1951, and RCW 78.52.250; repealing section 35, chapter 146, Laws of 1951, and RCW 78.52.330; amending section 41, chapter 146, Laws of 1951, and RCW 78.52.380; amending section 42, chapter 146, Laws of 1951, and RCW 78.52.390; and amending section 49, chapter 146, Laws of 1951, and RCW 78.52.460.

Referred to Committee on Natural Resources.

Senate Bill No. 521, by Senators Gallagher, Williams and Donohue:

An Act relating to elections; amending sections 3068 and 3075, Code of 1881, section 15, chapter 209, Laws of 1907, section 2, chapter 165, Laws of 1935 and section 1, chapter 182, Laws of 1947 and RCW 29.45.010, 29.45.030, 29.45.040, 29.45.070 and 29.04.020; amending section 4, chapter 168, Laws of 1955 and RCW 29.45.020; amending section 2, chapter 148, Laws of 1955 and RCW 29.45.050; amending section 3, chapter 148, Laws of 1955 and RCW 29.45.060; amending section 2, chapter 91, Laws of 1893 and RCW 29.54.010; amending sections 3088, 3090 and 3092, Code 1881, section 4, chapter 26, Laws of 1935, and section 1, chapter 90, Laws of 1945 and RCW 29.54.020, 29.54.040, and 29.54.070; amending section 3089, Code 1881 as amended by section 4, chapter 148, Laws of 1955 and RCW 29.54.030; amending section 5, chapter 148, Laws of 1955 and RCW 29.54.045; amending section 3091, Code 1881, and section 10, chapter 156, Laws of 1895 and RCW 29.54.050; and adding a new section to chapter 29.54 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 522, by Senators Gallagher, Williams and Donohue:

An Act relating to political powers; and adding new sections to chapter 130, Laws of 1961 and to chapter 29.42 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 523, by Senators Hanna, Hallauer, Woodall and Durkan:

An Act relating to motor vehicles; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.08 RCW.

Referred to Judiciary Committee.

On motion of Senator Greive, there being no objection the rules were suspended and Senator Durkan was permitted as an additional sponsor to Senate Bill No. 523.

Senate Bill No. 524, by Senators Keefe, McMillan and Washington (by Departmental request):

An Act relating to the salaries, expenses, and duties of mine inspectors; and amending section 7, chapter 36, Laws of 1917, as last amended by section 1, chapter 166, Laws of 1947, and RCW 43.22.190; and declaring an emergency.

Referred to Committee on Labor and Social Security.

Senate Joint Memorial No. 11, by Senator Riley:

Memorializing Congress to permit five hundred dollars duty free goods per person per year.

MOTIONS

On motion of Senator Ryder, Senators Neill and Foley were excused.

On motion of Senator Riley, the rules were suspended, Senate Joint Memorial No. 11 was advanced to second reading and read the second time in full.

On motion of Senator Riley, the rules were suspended, Senate Joint Memorial No. 11 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 11, and the memorial passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster Freise, Gallagher, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Dore, Foley, Gissberg, Hanna, Neill—5.

Senate Joint Memorial No. 11, having received the constitutional majority, was declared passed.

Senate Joint Memorial No. 12, by Senators Gallagher, Williams and Donohue:

Requesting federal tax deduction for political party contributions of one hundred dollars per year.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 15, by Senators Gallagher and Moriarty, Jr.:

Amending the Constitution to revise procedures for electing superior and supreme court judges when only one candidate files.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 51, by Representatives Canfield, Bozarth and Clark:

An Act relating to agriculture and marketing; and amending sections 15.28.010, 15.28.060, 15.28.160 and 15.28.180, chapter 11, Laws of 1961 and RCW 15.28.010, 15.28.060, 15.28.160 and 15.28.180.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 61, by Representatives Campbell and Copeland (by Legislative Council request):

An Act relating to the Washington state teachers' retirement system; and repealing section 21, chapter 80, Laws of 1947 and RCW 41.32.210.

Referred to Committee on Labor and Social Security.

House Bill No. 83, by Representatives Brouillet, Backstrom and Folsom (by Joint Interim Committee on Education request):

An Act relating to education and the state board of education; and amending section 1, chapter 47, Laws of 1961 and RCW 43.63.140.

Referred to Committee on Education.

Substitute House Bill No. 110, by Committee on Local Government:

An Act relating to municipal corporations; amending section 15, p 141, Laws of 1890, and RCW 35.21.010; and amending section 5, chapter 319, Laws of 1955, and RCW 35.01.040.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No 113, by Representatives Jueling, Garrett and Berentson:

An Act relating to municipal corporations and dog licensing; and amending section 154, page 201, Laws of 1890 as last amended by section 4, chapter 378, Laws of 1955 and RCW 35.27.370.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 119, by Representatives O'Connell, May and Sawyer:

An Act relating to the prevailing wage on public works; and adding a new section to chapter 63, Laws of 1945, and to chapter 39.12 RCW.

Referred to Committee on Labor and Social Security.

House Bill No. 176, by Representatives O'Brien, King and Canfield (by Legislative Budget Committee request):

An Act relating to the legislative budget committee; amending section 1, chapter 43, Laws of 1951 as amended by section 4, chapter 206, Laws of 1955; and declaring an emergency.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 195, by Representatives Schaefer, Wang and Burtch:

An Act relating to motor vehicles; and amending section 46.52.110, chapter 12, Laws of 1961, and RCW 46.52.110.

Referred to Committee on Highways.

House Bill No. 200, by Representatives Burtch, Gleason and Johnston (by Legislative Council request):

An Act relating to family support and amending the uniform reciprocal enforcement of support act; amending sections 2, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17 and 18, chapter 196, Laws of 1951, and RCW 26.21.010, 26.21.030, 26.21.040, 26.21.050, 26.21.060, 26.21.070, 26.21.080, 26.21.090, 26.21.100, 26.21.110, 26.21.120, 26.21.130, 26.21.140, 26.21.150, 26.21.160 and 26.21.170; and adding new sections to chapter 196, Laws of 1951 and to chapter 26.21 RCW; and declaring an emergency.

Referred to Judiciary Committee.

House Bill No. 240, by Representatives Lewis, Odell and Brouillet (by Departmental request):

An Act relating to vocational rehabilitation for the non-disabled; and amending section 74.11.030, chapter 26, Laws of 1959 and RCW 74.11.030.

Referred to Committee on Labor and Social Security.

House Bill No. 248, by Representatives Lewis, Flanagan and Rosenberg (by Departmental request):

An Act relating to grazing ranges; and amending section 1, chapter 324, Laws of 1955, and RCW 79.28.070.

Referred to Committee on Natural Resources.

Re-Engrossed House Bill No. 264, by Representatives Jolly, Flanagan and Mundy (by Departmental request):

An Act relating to agricultural products; amending sections 1, 17, 37 and 38, chapter 139, Laws of 1959 and RCW 20.01.010, 20.01.170, 20.01.370 and 20.01.380; repealing and reenacting section 21, chapter 139, Laws of 1959 and RCW 20.01.210; and adding new sections to chapter 139, Laws of 1959 and to chapter 20.01 RCW; and providing penalties.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 293, by Representatives Conner and Adams:

An Act relating to the conditional licensing to practice medicine and surgery of certain employees of the department of institutions; and amending section 2, chapter 189, Laws of 1959 and RCW 18.71.096.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 303, by Representatives Pritchard, Campbell and Mahaffey:

An Act relating to physical education; and amending section 5, chapter 89, Laws of 1919, section 2, chapter 89, Laws of 1919, as amended by section 1, chapter 78, Laws of 1923 and RCW 28.05.040.

Referred to Committee on Education.

House Bill No. 319, by Representatives Garrett, Andersen and Grant:

An Act relating to public hospital districts; and adding a new section to chapter 264, Laws of 1945 and to chapter 70.44 RCW.

Referred to Committee on Cities, Towns and Counties.

SECOND READING OF BILLS

MOTIONS

On motion of Senator Greive, Senate Bill No. 4 was ordered to retain its place on the second reading calendar for tomorrow.

On motion of Senator Gallagher, Senate Bill No. 225 was ordered to retain its place at the end of the second reading calendar for today.

On motion of Senator Woodall, consideration of Senate Bill No. 204 on second reading was deferred pending consideration of Senate Bill No. 309.

On motion of Senator Bailey, Senate Bill No. 309 was ordered to retain its place at the end of today's second reading calendar.

On motion of Senator Woodall, Senate Bill No. 204 was ordered to retain its place on second reading for today next to the end of the second reading calendar.

Senate Bill No. 149, by Senators McMillan, Riley and Williams (by Departmental request):

Supplementing air pollution control law.

The bill was read the second time by sections.

On motion of Senator McMillan, the rules were suspended, Senate Bill No. 149 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Foster:

"Would Senator McMillan yield?"

"Senator, would this district have the power to levy a millage?"

Senator McMillan:

"Well, I rather think not. I see nothing of that nature in the bill."

Senator Foster:

"Could they under existing law?"

Senator McMillan:

"Now, as to the existing law, I can't say. It was never brought up in committee. I seriously doubt it, Senator Foster, that they have that power."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 149, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Dore, Foley, Gissberg, Henry, McCormack—5.

Senate Bill No. 149, having received the constitutional majority, was declared passed.

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

Senate Bill No. 36, by Senators Talley, Donohue and Raugust:

Removing prohibition on increasing salaries of appointive town officials.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 36 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 36, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senator Freise—1.

Those absent or not voting were: Senators Bailey, Henry—2.

Senate Bill No. 36, having received the constitutional majority, was declared passed.

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

Senate Bill No. 59, by Senators Woodall, Greive and Rickdall (by Legislative Council request):

Authorizing legislative review of administrative rules and regulations.

Senator Woodall moved that Substitute Senate Bill No. 59 by substituted for Senate Bill No. 59 and that Substitute Senate Bill No. 59 take its place on the calendar for second reading.

The motion was carried.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Substitute Senate Bill No. 59 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 59, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Durkan—1.

Substitute Senate Bill No. 59, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Freise, Senate Bill No. 287 was ordered to retain its place at the top of the second reading calendar for tomorrow.

Senate Bill No. 225, by Senators Gissberg, Cowen and Ryder:

Giving preference to blind persons for operation of vending stands in public buildings.

The bill was read the second time by sections.

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

In section 1, lines 11 and 12, strike "on property" and insert "operated by not more than two persons in public buildings"

Senator Gallagher moved the adoption of the following amendment:

In section 1, line 16, after the word "feasible" strike the period and insert "but shall not in any way interfere with any existing business operations of any persons operating vending stands in such premises on or before the effective date of this amendatory act."

Debate ensued:

POINT OF INQUIRY

Senator Riley:

"Would Senator Gissberg yield to a question?"

"Senator, when you make reference to the title of the act relating to public assistance and then in line 14 you say, 'the department,' would it be the Department of Public Welfare that will promulgate the rules?"

Senator Gissberg:

"Mr. President and Senator Riley:

"Yes, through the Division of the Blind within the Department of Public Assistance."

The motion was carried and the amendment was adopted.

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 225 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 225, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Hallauer—1.

Engrossed Senate Bill No. 225, having received the constitutional majority, was declared passed.

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

Senate Bill No. 204, by Senators Bailey, Henry and Moriarty, Jr.:

Implementing public right of access to public records and public meetings.

The bill was read the second time by sections.

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

On page 1, section 1, line 23, after "rule," insert "or for which prior published notice is required by specific statute and such notice has been given,"

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Bill No. 204 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Greive, Engrossed Senate Bill No. 204 was ordered to retain its place on the third reading calendar for tomorrow.

MOTION

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

INTRODUCTION AND FIRST READING OF BILLS

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 525, by Senators Foley, Neill and Gissberg (by Executive request):

An Act relating to public assistance; adding new sections to chapter 26, Laws of 1959 and to chapter 74.09 RCW; repealing section 74.08.295, chapter 26, Laws of 1959 and RCW 74.08.295; and declaring an emergency.

Referred to Committee on Ways and Means.

On motion of Senator Foley, there being no objection the rules were suspended and the name of Senator Dore was permitted as an additional sponsor to Senate Bill No. 525.

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

MOTION

Senator Greive:

"Mr. President:

"I move that Senate Bills No. 4, 309 and 287 hold their respective places on the second reading calendar for tomorrow."

The President:

"With the unanimous approval of the Senate, it is so ordered."

MOTION

At 1:00 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Thursday, February 21, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTY-NINTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, February 21, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Randall D. Donohue, Color Bearer, and Kathryn Williams, presented the Colors.

Reverend Judson L. Crary, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"Almighty God, Heavenly Father, keep us this day in health of body and soundness of mind, in purity of heart and cheerfulness of spirit, in contentment with our lot and charity with our neighbor; and further all our lawful undertakings with Thy blessing. Forbid that we should approach the throne of grace in the merit of our own achievements or things of personal gain but rather seek Thy presence as the pathway of eternal righteousness and truth.

"Grant freedom from anxiety to the members of this Senate and make way for diligence to the tasks which lie before them by keeping their loved ones in safety and health. And may this diligence give to the people of this state rich examples of trusteeship. Hear, too, our unspoken prayers with their deeper hopes. In the name of Christ we pray. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,

MR. PRESIDENT:

Olympia, Wash., February 20, 1963.

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 225, have compared same with the original bill and find it correctly engrossed.

....., *Chairman.*

We concur in this report: Fred H. Dore, Michael J. Gallagher, R. R. (Bob) Greive.

Senate Bill No. 15:

Senate Chamber,

Olympia, Wash., February 20, 1963.

Relating to mutual savings banks (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass as amended.

KARL V. HERRMANN, *Chairman.*

AUGUST P. MARDESICH, *Vice Chairman.*

We concur in this report: Robert L. Charette, Frank Connor, Fred H. Dore, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 44:

Senate Chamber,

Olympia, Wash., February 19, 1963.

Exempting production credit associations organized under the Farm Credit Act of 1933 from business and occupation tax provisions (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman,*

Committee on Revenue and Regulatory Agencies.

....., *Chairman,*

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, R. R. (Bob) Greive, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, David E. McMillan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 70:

Senate Chamber,

Olympia, Wash., February 19, 1963.

Permitting levy for port district industrial development district purposes (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 105:

Senate Chamber,

Olympia, Wash., February 12, 1963.

Making liability contracts of lessors of vehicles "insurance" within the meaning of the insurance code (reported by Committee on Banks, Financial Institutions and Insurance):

KARL V. HERRMANN, *Chairman.*

....., *Vice Chairman.*

We concur in this report: Robert L. Charette, John L. Cooney, Fred H. Dore, Herbert H. Freise, George W. Kupka, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 119:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Providing for duplicate cost bills in felony cases (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman.*
MARTIN J. DURKAN, *Chairman,*
Committee on Revenue and Regulatory Agencies.
....., *Chairman,*
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, R. R. (Bob) Greive, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, David E. McMillan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 129:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Providing civil defense workmen's compensation (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that the attached substitute bill be substituted therefor, and the substitute bill do pass.

VICTOR F. DEGARMO, *Chairman.*

We concur in this report: Jack England, Frank W. Foley, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 173:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Supplementing the law as to the procurement and use of dangerous drugs (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 182:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Lowering percentage of public contracts price retained by political subdivision to ten percent and providing conditions for repayment before job completion (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 202:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Amending and supplementing state insurance code (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass as amended.

KARL V. HERRMANN, *Chairman.*
AUGUST P. MARDESICH, *Vice Chairman.*

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 211:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Decreasing business and occupation tax on independent general insurance managers (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, R. R. (Bob) Greive, Wilbur G. Hallauer, George W. Kupka, David E. McMillan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 235:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Modernizing apple advertising commission law (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass as amended.

AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, W. C. Raugust, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 259:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Establishing maximum rates for advertising constitutional amendments (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Fred H. Dore, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, Andy Hess, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust, John N. Ryder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 261:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Supplementing law relating to irrigation and rehabilitation districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that the attached substitute bill be substituted therefor, and that the substitute bill do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 277:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Removes residence qualification for civil service employment in cities and counties (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 293:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Providing abstract of driver's record may be furnished without consent of operator (reported by Judiciary Committee):

MAJORITY recommends that the attached substitute bill be substituted therefor, and the substitute bill do pass. JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 295:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Authorizing municipal leasing and purchasing (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 316:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Enacting the uniform supervision of trustees for charitable purposes act (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass. GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, Martin J. Durkan, Michael J. Gallagher, Reuben A. Knoblauch, August P. Mardesich, W. C. Raugust, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 334:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Allowing state employees to participate in partisan political activity (reported by Committee on Constitution, Elections and Legislatives Processes):

MAJORITY recommends that it do pass as amended. DEWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, Andy Hess, James Keefe, John T. McCutcheon.

Senate Bill No. 334:

Allowing state employees to participate in partisan political activity (reported by Committee on Constitution, Elections and Legislatives Processes):

MINORITY recommends that it do not pass., *Chairman.*

We concur in this report: Sam C. Guess, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 356:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Changing city, town and certain district elections to the first Monday in November of odd-numbered years (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that the attached substitute bill be substituted therefor, and the substitute bill do pass.

DEWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Fred H. Dore, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, Andy Hess, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust, John N. Ryder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 389:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Revising methods for forming library local improvement districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended.

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Sam C. Guess, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 390:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Revising statutes relating to savings and loan associations (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass as amended.

KARL V. HERRMANN, *Chairman.*

AUGUST P. MARDESICH, *Vice Chairman.*

We concur in this report: Robert L. Charette, Frank Connor, Fred H. Dore, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 403:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Establishing measure of damages in action for wrongful death of child (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 448:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Increasing the rights of cities regarding waterfront (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank

Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 153:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Removing publication of court petition requirement in lowering of lake water proceedings (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass. *MIKE McCORMACK, Chairman.*

We concur in this report: Joe Chytil, Al Henry, John T. McCutcheon, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 188:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Changing definition of second degree arson (reported by Judiciary Committee):

MAJORITY recommends that it do pass. *JOHN A. PETRICH, Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, H. B. Hanna, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 242:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Providing log patrol licenses be obtained from department of natural resources (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass. *MIKE McCORMACK, Chairman.*

We concur in this report: Joe Chytil, Al Henry, John T. McCutcheon, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 247:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Repealing obsolete section relating to fees for marks and brands for forest products (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass. *MIKE McCORMACK, Chairman.*

We concur in this report: Joe Chytil, Al Henry, John T. McCutcheon, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Mrs. Willa Myroie, Capitol Queen for 1963, and appointed a committee consisting of Senators DeGarmo, Moriarty, Jr., Knoblauch, Riley and Chytil to escort the visiting royalty to a place of honor upon the rostrum.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 20, 1963.

MR. PRESIDENT:

The House has adopted House Concurrent Resolution No. 8, and the same is herewith transmitted. *S. R. HOLCOMB, Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 526, by Senator Washington:

An Act relating to highways and the operation of vehicles thereon; describing powers and duties of the Washington state highway commission, the Washington state toll bridge authority, the license department, and the interim committee on highways, streets and bridges; establishing and designating certain highways; providing for surveys and studies of proposed highway additions and proposed toll facilities; prescribing fees, size, weight, load permits and equipment restrictions for certain motor vehicles; providing penalties; making appropriations; providing effective dates; and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 527, by Senator Gissberg (by Departmental request):

An Act relating to industrial insurance; amending section 51.48.070, chapter 23, Laws of 1961, and RCW 51.48.070.

Referred to Committee on Labor and Social Security.

Senate Bill No. 528, by Senators Lennart and Riley:

An Act relating to state government and elections; and providing for submission of this act to a vote of the people.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 529, by Senator Durkan (by Departmental request):

An Act relating to revenue and taxation; amending section 82.04.030, chapter 15, Laws of 1961, and RCW 82.04.030; amending section 82.04.050, chapter 15, Laws of 1961, as last amended by section 1, chapter 293, Laws of 1961 and section 1, chapter 24, Laws of 1961 extraordinary session, as reenacted by section 1, chapter (Senate Bill No. 50), Laws of 1963, and RCW 82.04.050; amending section 82.08.030, chapter 15, Laws of 1961, as amended by section 7, chapter 293, Laws of 1961, and RCW 82.08.030; amending section 82.12.030, chapter 15, Laws of 1961, as amended by section 10, chapter 293, Laws of 1961, and RCW 82.12.030; amending section 82.32.080, chapter 15, Laws of 1961, and RCW 82.32.080; amending section 82.32.090, chapter 15, Laws of 1961, and RCW 82.32.090; amending section 82.32.160, chapter 15, Laws of 1961, and RCW 82.32.160; amending section 82.32.180, chapter 15, Laws of 1961, and RCW 82.32.180; amending section 82.32.210, chapter 15, Laws of 1961, and RCW 82.32.210; amending section 82.32.330, chapter 15, Laws of 1961, and RCW 82.32.330; and adding a new section to chapter 15, Laws of 1961, and to chapter 82.32 RCW; and making an effective date.

Referred to Committee on Ways and Means.

Senate Bill No. 530, by Senators Donohue, Lennart, Raugust and Charette:

An Act relating to elections; providing annual general elections; amending section 2, chapter 61, Laws of 1921 as last amended by section 1, chapter 55, Laws of 1955 and RCW 29.13.020; amending section 13, chapter 55, Laws of 1955 and RCW 29.13.022; amending section 1, chapter 170, Laws of 1921 as last amended by section 2, chapter 55, Laws of 1955 and RCW 29.13.030; amending section 5, chapter 161, Laws of 1949 as last amended by section 3,

chapter 55, Laws of 1955, and RCW 29.13.040; amending section 14, chapter 55, Laws of 1955 and RCW 29.13.061; amending section 9, chapter 55, Laws of 1955 as amended by section 2, chapter 86, Laws of 1959 and RCW 35.17.020; amending section 10, chapter 55, Laws of 1955 and RCW 35.17.400; amending section 6, chapter 55, Laws of 1955 as last amended by section 4, chapter 86, Laws of 1959 and RCW 35.24.050; amending section 4, chapter 89, Laws of 1961 and RCW 35.27.090; amending section 1, chapter 110, Laws of 1953, as amended by section 12, chapter 55, Laws of 1955, and RCW 56.12.020; and adding new sections to chapter 29.13 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Greive, there being no objection the rules were suspended, and additional names were permitted as sponsors to Senate Bill No. 530.

Senate Bill No. 531, by Senators Charette and Sandison (by Departmental request):

An Act relating to food fish and shellfish; adding two new sections to chapter 75.28 RCW; and providing penalties.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 532, by Senators Charette and Sandison (by Departmental request):

An Act relating to food fish and shellfish; adding a new section to chapter 12, Laws of 1955, and to chapter 75.28 RCW; repealing section 75.28.090, chapter 12, Laws of 1955 as amended by section 4, chapter 212, Laws of 1955 and RCW 75.28.090; and providing an effective date.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 533, by Senators Petrich and Williams:

An Act relating to eminent domain, providing for payment of certain costs of moving personal property from lands acquired; and adding four new sections to chapter 8.04 RCW, chapter 8.08 RCW, chapter 8.12 RCW, chapter 8.16 RCW and chapter 8.20 RCW, and declaring an emergency.

Referred to Judiciary Committee.

Senate Bill No. 534, by Senator Talley:

An Act relating to motor vehicles; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.37 RCW.

Referred to Committee on Highways.

Senate Bill No. 535, by Senators Thompson, Jr., Sandison and Woodall:

An Act relating to school districts; and amending section 1, chapter 5, (Senate Bill No. 48), Laws of 1963 and RCW 28.58.100.

Referred to Committee on Education.

Senate Bill No. 536, by Senators Woodall, Hallauer and Donohue:

An Act relating to motor vehicles; and amending section 46.16.010, chapter 12, Laws of 1961 as amended by section 32, chapter 21, Laws of 1961 first extraordinary session, and RCW 46.16.010.

Referred to Committee on Highways.

Senate Bill No. 537, by Senators Henry, Woodall and Greive:

An Act relating to venue in criminal cases in justice courts; and amending section 4, chapter 206, Laws of 1953 and RCW 3.20.131.

Referred to Judiciary Committee.

Senate Bill No. 538, by Senators Thompson, Jr. and Gallagher:

An Act relating to revenue and taxation; and amending section 82.28.020, chapter 15, Laws of 1961 and RCW 82.28.020.

Referred to Committee on Ways and Means.

Senate Bill No. 539, by Senators Greive, Sandison and Rickdall:

An Act relating to state development and world trade centers; creating a commission for the study of the feasibility of a world trade center and the determination of its location; describing powers and duties; making an appropriation; and declaring an emergency.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 540, by Senators Sandison, Connor and Cooney (by Departmental request):

An Act relating to industrial insurance; repealing sections 51.16.150 through 51.16.170, chapter 23, Laws of 1961, and RCW 51.16.150 through 51.16.170; adding new sections to chapter 23, Laws of 1961, and to chapter 51.16 RCW; and prescribing a penalty.

Referred to Committee on Labor and Social Security.

Senate Bill No. 541, by Senators Rasmussen and Williams (by Departmental request):

An Act relating to public assistance; amending section 74.04.005, chapter 26, Laws of 1959 as amended by section 1, chapter 235, Laws of 1961 and RCW 74.04.005; amending section 74.04.015, chapter 26, Laws of 1959 and RCW 74.04.015; amending section 74.04.050, chapter 26, Laws of 1959 and RCW 74.04.050; amending section 74.04.055, chapter 26, Laws of 1959 and RCW 74.04.055; amending section 74.04.330, chapter 26, Laws of 1959 and RCW 74.04.330; amending section 2, chapter 269, Laws of 1961 and RCW 74.04.390; amending section 3, chapter 269, Laws of 1961 and RCW 74.04.400; amending section 4, chapter 269, Laws of 1961 and RCW 74.04.410; amending section 5, chapter 269, Laws of 1961 and RCW 74.04.420; amending section 6, chapter 269, Laws of 1961 and RCW 74.04.430; amending section 7, chapter 269, Laws of 1961 and RCW 74.04.440; amending section 74.08.283, chapter 26, Laws of 1959 and RCW 74.08.283; amending section 74.12.010, chapter 26, Laws of 1959 as amended by section 1, chapter 265, Laws of 1961 and RCW 74.12.010; amending section 74.12.030, chapter 26, Laws of 1959 and RCW 74.12.030; amending section 74.12.130, chapter 26, Laws of 1959 and RCW 74.12.130; amending section 1, chapter 206, Laws of 1961 and RCW 74.12.250; adding new sections to chapter 269, Laws of 1961 and to chapter 74.04 RCW; adding new sections to chapter 26, Laws of 1959 and to chapters 74.04, 74.08 and 74.12 RCW; and repealing section 74.08.295, chapter 26, Laws of 1959 and RCW 74.08.295; providing penalties; and declaring an emergency.

Referred to Committee on Labor and Social Security.

Senate Bill No. 542, by Senator Gallagher:

An Act relating to state government; providing for salaries of elective state officers and judges of the superior courts and the supreme court; amending section 1, chapter 48, Laws of 1949 as last amended by section 1, chapter 5, Laws of 1961 and RCW 43.03.010; amending section 2, chapter 144, Laws of 1953 as amended by section 2, chapter 260, Laws of 1957,

and RCW 2.08.090; and amending section 1, chapter 144, Laws of 1953 as amended by section 1, chapter 260, Laws of 1957 and RCW 2.04.090.

Referred to Committee on State Government.

Senate Concurrent Resolution No. 8, by Senators Freise, DeGarmo and Atwood:

Providing for continuity in developing state capitol grounds.

On motion of Senator Freise, the rules were suspended, Senate Concurrent Resolution No. 8 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended and Senator Freise was permitted to give an explanation of the resolution.

Debate ensued.

On motion of Senator DeGarmo, Senate Concurrent Resolution No. 8 was referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

SECOND READING OF BILLS

Senate Bill No. 4, by Senators Moriarty, Jr., Riley and Ryder:

Authorizing horizontal property regimes and for the regulation thereof.

REPORT OF STANDING COMMITTEE

Senate Bill No. 4:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Authorizing horizontal property regimes and for the regulation thereof (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 1, (2), line 1, after "qualified," and before "or" insert "by way of leasehold"

On page 2, section 1, (2), line 3, after "owned" and before "in" insert ", leased or possessed"

On page 4, section 1, (14), line 8, after "qualified," and before "or" insert "by way of leasehold"

On page 4, section 1, (14), line 9, after "owned" and before "in" insert ", leased or possessed"

On page 4, section 2, line 15, after "owners" and before "of" insert ", lessees or possessors"

On page 8, section 10, (5), line 10, after "which" and before "their" strike "apartment" and insert "apartments"

On page 8, section 10, (8), line 19, after "within the" strike "city or"

On page 9, section 10, (13), line 8, after "amendment" and before the period (.) insert "except that any amendment altering the value of the property and of each apartment and the percentage of undivided interest in the common areas and facilities shall require the unanimous consent of the apartment owners"

On page 12, section 21, line 19, after "Sec. 21. (1)" strike all of the matter down to and including "owners" on line 24 and insert "The declaration may provide for the collection of all sums assessed by the association of apartment owners for the share of the common expenses chargeable to any apartment and the collection may be enforced in any manner provided in the declaration including but not limited to"

On page 13, section 21, (3), line 19, after "shall" and before "be" strike "not"

On page 14, section 24, line 17, after "within" and before "days" strike "sixty" and insert "ninety"

On page 14, section 24, line 18, after "all or" and before "part" insert "a substantial"

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Jack England, Herbert H. Freise, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Petrich, the committee amendments were adopted.

On motion of Senator Moriarty, Jr., the following amendments were adopted:

On page 6, strike all of section 7 and renumber the remaining sections consecutively.

On page 7, line 4, after "facilities," strike all the matter down to and including "or bylaws" on line 7 and insert "if authorized by the association of apartment owners, the manager or board of directors"

Senator Dore moved the adoption of the following amendment:

On page 16, add a new section following section 30 as follows:

"NEW SECTION. Sec. 31. There is added to chapter 183, Laws of 1949 and to chapter 49.60 RCW a new section to read as follows:

It shall be an unfair practice for any person, with respect to any apartment which is part of any horizontal property regime created under and subject to the provisions of sections 1 through 29 of this 1963 act, to, because of the race, creed, color or national origin of any person:

- (1) Refuse to sell, lease, or rent any apartment to a purchaser;
- (2) Expel a purchaser from any apartment;
- (3) Make any distinction, discrimination or restriction against a purchaser in the price, terms, conditions or privileges relating to the sale, rental, lease or occupancy of an apartment or in connection therewith; and
- (4) Attempt to discourage the sale, rental or lease of any apartment to a purchaser."

Senators Greive, Connor, Washington and Gallagher demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

POINT OF ORDER

Senator Ryder:

"Mr. President, point of order:

"I believe the amendment by Senator Dore enlarges the scope and object of the bill and therefore is not germane and should not be considered. The condominium bill relates to property and the ownership of property on a certain basis other than that which we now have. This relates to certain rules and regulations which may be promulgated by the Antidiscrimination Board. I do not think that the two of them should go together."

Senator Lennart:

"Mr. President:

"I am not so sure that I can agree with Senator Ryder. I should like to have the amendment read again. I have had some Latin. Condominium in Latin—condo means joint or common dominion, and if the definition is right, I think the amendment is germane."

The Secretary read the amendment.

Senator Dore:

"Mr. President:

"Are you going to have any trouble with the ruling because if you aren't, I would just as soon not say anything. I think it is very germane to condominium. This would only apply to condominiums, providing, if we adopt this new type of ownership, there would be no discrimination. It is very germane. I couldn't consider it any more ger-

mane. It applies only to condominium. It doesn't apply, it doesn't affect the old type of property ownership, but the new type comes in fresh and clean."

The President:

"Are there any further remarks?"

POINT OF ORDER

Senator Moriarty, Jr.:

"Mr. President:

"Speaking on the point of order, I was going to reserve these comments until we discussed the amendment itself. I think all of you are familiar with what this amendment tries to do. It places in the condominium statute we are considering, which is one form of ownership (Interruption)"

Senator Dore:

"Mr. President:

"Not to interrupt, Senator Moriarty, I don't want him to take unfair advantage of the mover of the amendment. I think every person is entitled to speak on the germaneness of the amendment but I think by his opening remarks that he is going too far afield, at least so it would seem from analyzing his first few remarks."

Senator Moriarty, Jr.:

"Referring to the constitutionality of Senator Dore's amendment (Interruption)"

RULING BY THE PRESIDENT

The President:

"Would you confine your remarks to the point of order, Senator Moriarty?"

Senator Dore:

"Point of order, Mr. President:

"Constitutionality is not before this body, only germaneness. Constitutionality is a point of law which can only be determined by the Supreme Court."

Senator Moriarty, Jr.:

"If an amendment is possibly unconstitutional, it seems to me that it is obvious that it raises a legitimate question as to whether it is germane, if it enlarges the scope and object of the bill. The Supreme Court rendered a decision in 1959 that all property, whether publicly owned or privately owned, must be treated the same way. Senator Dore's amendment would place this antidiscrimination provision against one form of apartment house ownership. It would not affect, as he pointed out in his remarks a few moments ago, any other form of apartment house ownership or any other form of property ownership. It would apply only to the condominium and I raise the question of constitutionality, and through the question of constitutionality, the question of whether or not the amendment is germane. It seems to me if an amendment on its face is unconstitutional because it applies to one form of land ownership and not all forms, then the question of germaneness is almost self-explanatory.

"I think we are all familiar with the Supreme Court decision in 1959, relative to the 1957 act which dealt with discrimination in publicly owned apartment houses. The Supreme Court held that because the act of 1957 did not apply to privately owned apartment houses, as well as public, that the statute was unconstitutional. As I explained, Senator Dore has an amendment applying to one limited form of apartment house ownership."

Senator Dore:

"Mr. President:

"I think I have already made these remarks. Of course I am quite surprised at Senator Moriarty's comments saying that the constitutionality of this has already been determined when the act hasn't passed. First you have to pass a bill and then challenge its constitutionality. What he is talking about is the O'Mara case and the O'Mara case concerned federal property which has no materiality here.

"In any event it is not for the Lieutenant Governor or the President of the Senate to rule on the constitutionality of a bill. That is a question for the Supreme Court

and many times they change their minds. This is a question of germaneness. The only thing that is before the President and the Senate is whether this is germane, and it is very germane. This is a new type of property ownership. Condominiums are something we have never had before. We are creating a new type of ownership and I am only trying to say here that if we create it, we can't discriminate in its use. It is very germane. It pertains to the method of use, so I think the point of order raised by Senator Ryder is not well taken."

Senator Ryder:

"Mr. President:

"My point of order was not germaneness particularly, but this amendment enlarges the scope and object of this bill which has to do with a certain type of property ownership. This gets into another subject entirely, that of discrimination and the treatment of minority groups. We have another bill in the Senate and several in the House which cover this in a constitutional and upward manner. It certainly enlarges the scope and object of this bill to attach this amendment to it."

The President:

"Are there any further remarks?"

Senator Greive:

"Mr. President:

"Speaking simply for myself, it would seem to me that, number one, the constitutionality is something that could not be ruled upon by the President of the Senate or by any other person other than the Supreme Court. To so decide would be to have to decide then on the legality of every bill we pass and whether any bill we pass would fit within these terms. Secondly, as far as the object and scope, this applies directly to this particular new concept in living accommodations. It would seem to me this is the way and method which should be used to determine whether or not this should be, from this point forward, restricted or in some way used to protect minority groups."

Senator Riley:

"Mr. President:

"So far the members of the bar have been talking on the constitutionality and so forth. I am going to address one simple remark. If we have, on the basis that it is not germane, one apartment house here and another apartment house across the street, then each has a different set of rules. On that basis, I think the amendment by Senator Dore is not appropriate, is not germane, and should be so ruled by the President."

Senator Hallauer:

"Mr. President:

"In response to Senator Riley, I would like to point out that we have classifications in terms of legislation every day in this body. We classify cities into various divisions, first, second and third class cities; towns and counties, and we classify in many other ways besides that. We are asking in the case of Senate Bill No. 4 to classify a new type of property ownership and, since we do have this power to classify and the amendment by Senator Dore is limited to this particular classification, condominium, I see nothing out of order with the amendment."

The President:

"Are there any further remarks? The honored Senators are well aware of the complexity of this particular question. Therefore, the President should like to retire to study the point of order as presented by Senator Ryder."

MOTIONS

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

At 12:20 p. m., on motion of Senator Greive, the Senate recessed until 1:40 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senator Rasmussen.

Senators Connor and DeGarmo demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

MOTION

Senator Gissberg moved that the rules be suspended and that the Senate do now consider Senate Bill No. 171 on second reading.

The motion was carried.

SECOND READING OF BILLS

Senate Bill No. 171, by Senators Gissberg and Thompson, Jr. (by Joint Committee on Governmental Cooperation request):

Prescribing standards of professional conduct.

The bill was read the second time by sections.

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

On page 3, section 2, beginning on line 5, strike all of subsection (10) and renumber the remaining sections consecutively.

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 171 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 171, and the bill passed the Senate by the following vote: Yeas, 49; nays, 0; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—49.

Engrossed Senate Bill No. 171, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Greive, the rules were suspended and Senator Gissberg was excused from under the Call of the Senate.

Senate Bill No. 4, by Senators Moriarty, Jr., Riley and Ryder:

Authorizing horizontal property regimes and for the regulation thereof.

The bill was read the second time by sections.

The President declared the question before the Senate is: A point of order has been raised by Senator Ryder to the amendment offered by Senator Dore.

RULING BY THE PRESIDENT

The President:

"Senate Bill No. 4 provides for ownership and possession of apartments within a building and creates rights and duties of owners regarding their apartments in relation to other parties.

"The amendment presented by Senator Dore is a further clarification of the rights and duties of owners with reference to the transfer of their property interest.

"The President believes that this further clarification of the rights and duties of the owners does not enlarge the scope and object of the bill, therefore, the amendment is in order and the point of order raised by Senator Ryder is not well taken."

Debate ensued.

Senator Riley moved that the amendment by Senator Dore be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Connor, Bailey, Hess, Petrich, Dore, Mardesich, Rasmussen, Kupka and Gallagher.

ROLL CALL

The Secretary called the roll on the motion by Senator Riley to table the amendment and the motion was lost by the following vote: Yeas, 21; nays, 27; absent and excused, 1.

Those voting yea were: Senators Atwood, Chytil, Cowen, England, Foster, Guess, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Williams, Woodall—21.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Freise, Gallagher, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Petrich, Rasmussen, Sandison, Washington—27.

Those absent and excused were: Senator Gissberg—1.

The President stated the question before the Senate is: The adoption of the amendment by Senator Dore.

Debate ensued.

POINT OF INQUIRY

Senator Dore:

"Would Senator Moriarty yield to a question?

"Senator, as a practical matter, isn't it true that it is contemplated that the great majority of these apartments will be financed through FHA?"

Senator Moriarty, Jr.:

"The answer to that question is yes, and the answer to your next question is, 'I don't know.'"

Senator Dore:

"Well, isn't it true that the majority of the people who appeared before the committee, the bankers and finance houses, stated that as a practical matter they will finance through FHA? Isn't that correct?"

Senator Moriarty, Jr.:

"That is true, but I don't know the answer to the next question. I know what you are referring to."

Senator Dore:

"Your first answer is yes."

Senator Moriarty, Jr.:

"Yes."

Senator Dore:

"Don't you believe that the Executive Order providing there can be no discrimination in the event federal money is used—don't you think that will apply if these are financed through FHA?"

Senator Moriarty, Jr.:

"All I have seen is newspaper reports on the subject, Senator Dore, but the question that bothers me is the question of constitutionality under the laws of the state of Washington, not under the regulations of the FHA."

Senator Dore:

"Well, Senator Moriarty, this amendment is a separate section, isn't that correct? And doesn't the law provide that in the event it is unconstitutional, that part falls off and the remainder of the bill remains?"

Senator Moriarty, Jr.:

"Yes, and can you tell me now what part is constitutional?"

Senator Dore:

"Well, if the amendment is unconstitutional, the court would merely knock off the amendment and uphold the rest of the bill."

Senator Moriarty, Jr.:

"You were arguing a moment ago that we couldn't say what the courts were going to do, Senator, and I don't know. If you do, I would be interested in your opinion."

Senator Dore:

"Well, Judge Woodall does, I think."

Further debate ensued.

Senator Greive demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Washington, Connor, Bailey, Kupka, Hallauer, Charette, Hess and Dore.

ROLL CALL

The Secretary called the roll on the adoption of the amendment by Senator Dore and the amendment was adopted by the following vote: Yeas, 26; nays, 22; absent and excused, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Freise, Gallagher, Greive, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Petrich, Rasmussen, Sandison, Washington—26.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Foster, Guess, Henry, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Williams, Woodall—22.

Those absent and excused were: Senator Gissberg—1.

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

In line 3 of the title after "thereof;" insert "and adding a new section to chapter 183, Laws of 1949 and to chapter 49.60 RCW;"

On motion of Senator Hess, the rules were suspended, Engrossed Senate Bill No. 4 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 4, and the bill passed the Senate by the following vote: Yeas, 41; nays, 7; absent and excused, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, Mardesich, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—41.

Those voting nay were: Senators Gallagher, Lennart, McCutcheon, McMillan, Morgan, Peterson, Stender—7.

Those absent and excused were: Senator Gissberg—1.

Engrossed Senate Bill No. 4, having received the constitutional majority, was declared passed.

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

EXPLANATION OF VOTE

We, the undersigned, protest scalping Senate Bill No. 4 by tacking on an amendment changing the scope and object of the bill contrary to Senate Rule No. 62.

There are several carefully prepared bills more fully covering the subject of the amendment still receiving thoughtful consideration of the legislature. There is ample time for action, unless blocked by action of the majority party.

Singling out condominiums among all types of ownership results in a palpably unconstitutional classification which is arbitrary and capricious. This will result in needless judicial review of the bill, delaying its implementation.

Our vote on the amendment is not a measure of our policy on the subject of civil rights as is evidenced by our support, as sponsors and otherwise, of civil rights legislation. We will demonstrate our support of civil rights legislation when the majority brings a committee processed bill onto the floor of the Senate.

(signed)	Sam C. Guess	John N. Ryder
R. Frank Atwood	Charles P. Moriarty, Jr.	John H. Stender
Joe Chytil	Marshall A. Neill	Albert C. Thompson, Jr.
Jack England	Ted G. Peterson	Walter B. Williams
F. Stuart Foster	Ralph L. Rickdall	Perry B. Woodall

MOTION

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

Senate Bill No. 309, by Senators Bailey, Moriarty, Jr. and Greive (by Departmental request):

Changing laws relating to the state employees' retirement system.

REPORT OF STANDING COMMITTEE

Senate Bill No. 309:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Changing laws relating to the state employees' retirement system (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendments:

On page 9, section 5, line 17, after "or" and before "in" insert " , to the extent of twenty percent of the total investment portfolio,"

On page 25, strike all of section 19 and renumber the remaining sections consecutively.

On page 2, line 9 of the title, after "RCW 41.40.420;" and before "and declaring" on line 10, strike "repealing section 1, chapter 223, Laws of 1961, and RCW 41.40.128;"

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder.

The bill was read the second time by sections.

On motion of Senator Moriarty, Jr., the committee amendments were adopted.

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

On page 15, (3), line 5, after "fifty or older" insert "or who separates after having completed at least ten years of service as an elective official"

On motion of Senator Moriarty, Jr., the rules were suspended, Engrossed Senate Bill No. 309 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 309, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Foley, Gissberg, Mardesich, Neill, Stender—5.

Engrossed Senate Bill No. 309, having received the constitutional majority, was declared passed.

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

Senate Bill No. 287, by Senators Washington and Hanna (by Departmental request):

Modifying laws relating to motor vehicle and aircraft registration and taxation.

REPORT OF STANDING COMMITTEE

Senate Bill No. 287:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Modifying laws relating to motor vehicle and aircraft registration and taxation (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendment:

On page 8, section 10, line 3, strike all of section 10 and renumber the remaining sections consecutively.

NAT WASHINGTON, *Chairman.*

AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Herbert H. Freise, Sam C. Guess, Karl V. Herrmann, Andy Hess, James Keefe,

Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendment was adopted.

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

On page 8, line 12, strike all of section 11 and renumber the remaining section.

On page 8, line 28, add a new section to read as follows:

"NEW SECTION. Sec. 12. Sections 1 through 11 of this act shall take effect on January 1, 1964."

On line 7 of the title, after "82.50.120;" strike all of the matter down to and including "chapter 82.50 RCW;" on line 8

On line 11 of the title, and before the period following "and 46.16.440" insert "and providing an effective date"

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 287 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 287, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Foley, Gissberg, Neill—3.

Engrossed Senate Bill No. 287, having received the constitutional majority, was declared passed.

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

Senate Bill No. 195, by Senators Herrmann, Freise and Cooney:

Supplementing law relating to employee welfare trust funds.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, Senate Bill No. 195 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Sandison:

"Will Senator Herrmann yield to a question?"

"Senator Herrmann, in this new section 4, they speak of the trustees of every employee welfare trust fund. Do they mean also those who have more than twenty-five members?"

Senator Herrmann:

"They would all have to register."

Senator Sandison:

"Everyone?"

Senator Herrmann:

"Yes."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 195, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Foley, Gissberg, Neill—3.

Senate Bill No. 195, having received the constitutional majority, was declared passed.

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

Senate Bill No. 343, by Senators Durkan, Freise and Cooney (by Departmental request):

Relating to public service companies.

The bill was read the second time by sections.

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 11, section 11, line 7, after "carriers," strike "the" and insert "and"

President Pro Tempore Riley presiding.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 343 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 343, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Gissberg, Lennart—2.

Engrossed Senate Bill No. 343, having received the constitutional majority, was declared passed.

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

Senate Bill No. 37, by Senators Talley, Kupka and England:

Extending civil defense measures.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 37 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 37, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Dore, Gissberg, Lennart—3.

Senate Bill No. 37, having received the constitutional majority, was declared passed.

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

Senate Bill No. 243, by Senators McCormack, Washington, Raugust, Foster and Durkan:

Providing for a toll bridge across Columbia river in vicinity of Vernita.

REPORT OF STANDING COMMITTEE

Senate Bill No. 243:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Providing for a toll bridge across Columbia river in vicinity of Vernita (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 2, line 29, strike all of section 3 and insert three new sections to read as follows:

NEW SECTION. Sec. 3. The state highway commission may, at the request of the toll bridge authority, pledge the proceeds of all excise taxes imposed on motor vehicle fuels now directed by law to be deposited in the motor vehicle fund and which are available for appropriation to the state highway commission for state highway purposes in the sum of one hundred thousand dollars per year for the purpose of guaranteeing the payment of principal and interest on bonds issued by the authority as authorized in section 2 of this act or for sinking fund requirements on reserves established by the authority with respect thereto or for guaranteeing the payment of principal and interest on any subsequent refunding bond issues. To the extent of any such pledge the state highway commission shall use such moneys to meet such obligations as they arise but only to the extent that net revenues of the project are insufficient therefor.

NEW SECTION. Sec. 4. Whenever the state highway commission shall have made a pledge of motor vehicle funds as authorized in section 3 of this act the legislature agrees to continue to impose excise taxes on motor vehicle fuels, and there is imposed a first and prior charge thereon, in amounts sufficient to provide the state highway commission with funds necessary to enable it to comply with such pledge.

NEW SECTION. Sec. 5. Any money from the motor vehicle fund used by the state highway commission for payment of principal or interest on any bonds issued pursuant to section 2 of this act or any subsequent refunding bond issue shall be repaid to the motor vehicle fund to be used for state highway purposes from revenues of such project and tolls may be continued for any additional length of time necessary for this purpose.

Renumber the remaining sections consecutively.

On page 4, section 4, being renumbered section 6, line 5, before "is hereby" strike "toll bridge authority" and insert "state highway commission"

On page 4, section 4, being renumbered section 6, line 6, after "power to" strike "impose and"

On page 4, section 4, being renumbered section 6, line 7, after "such bridge" and before "for the" insert "as established by the toll bridge authority"

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Martin J. Durkan, Herbert H. Freise, Karl V. Herrmann, Andy Hess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison.

On motion of Senator Washington, the following amendment to the first committee amendment was adopted:

On page 2, section 3, line 10, after "fund requirements" and before "reserves" strike "on" and insert "or"

On motion of Senator Mardesich, the following amendment to the first committee amendment was adopted:

On page 2, section 5, lines 2 and 3, after "for payment of" and before "principal or interest" insert "expenses of location, maintenance, repair and operation of said bridge and approaches and highway approach, and"

On motion of Senator Washington, the following amendment to the first committee amendment was adopted:

On page 2, section 5, line 7, after "tolls" and before "be continued" strike "may" and insert "shall"

On motion of Senator Washington, the first committee amendment, as amended, was adopted.

Senator Stender moved the adoption of the following amendment:

On page 1, section 1, line 10, after "shall" strike the words "conclude that" and insert "after a proper professional survey and study which shows such project as being financially feasible shall begin"

Debate ensued.

On motion of Senator Greive, the amendment by Senator Stender was laid upon the table.

On motion of Senator Washington, the remaining committee amendments were adopted.

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

On page 2, section 2, line 28, after "interest thereon." add the following:

"Until all of said bonds are fully paid and until the motor vehicle fund is fully reimbursed for all sums advanced therefrom to pay principal and interest on said bonds or any subsequent refunding bond issue, the tolls charged for the use of said facility shall never be reduced below the sums specified in the following schedule:

For every combination of vehicles and for buses having a seating capacity for over fifteen persons.....	\$0.75
For all trucks licensed for a maximum gross load of over 8,000 lbs. other than a combination of vehicles and all buses having a seating capacity for less than sixteen persons	\$0.50
For all other motor vehicles not specified above and for motorcycles.....	\$0.25

Senator McCutcheon moved the adoption of the following amendment:

On page 6 following line 33 add two new sections to be numbered sections 9 and 10 to read as follows:

"NEW SECTION. Sec. 9. There is added to chapter 13, Laws of 1961 and to chapter 47.56 RCW a new section to read as follows:

The Tacoma Narrows bridge hereinbefore by the provisions of RCW 47.16.140 and 47.56.270 made a part of the primary state highways of the state, shall be operated and

maintained by the state highway commission as a toll-free facility at such time as the present bonded indebtedness relating thereto is wholly retired.

NEW SECTION. Sec. 10. There is added to chapter 13, Laws of 1961 and to chapter 47.56 RCW a new section to read as follows:

Upon the complete retirement of the present bonded indebtedness relating thereto, the Longview-Rainier bridge shall become a part of the state highway system and shall be operated and maintained by the state highway commission as a toll-free facility."

POINT OF ORDER

Senator McCormack:

"Point of order, Mr. President:

"These amendments are not germane. They are a separate subject and should therefore be out of order."

Senator Woodall:

"Mr. President:

"I believe it somewhat enlarges the scope and object of the bill when you start out to have a little bridge over the Columbia in Eastern Washington and we end up legislating about the Narrows Bridge, which is way over yonder. I think we have enlarged the scope and object of the bill. I am sorry, but I would have enjoyed hearing Senator McCutcheon."

Senator McCutcheon:

"Speaking on the point of order by Senator McCormack:

"Parenthetically, I think my amendment would have strengthened Senator McCormack's bill but I would remind Senator Woodall while the Chair is in deep reverie on this matter that in one state we may have a ridge of mountains between the two sides but the same Columbia River they are talking about happens to run right around Senator Talley's district and both are bridges over the same river and under the same toll bridge authority, under the same state government, under the same law, largely, as it affects the collection of all tolls. There is set out in both bills manners of financing the methods of guaranteeing the fund. I have a lot to say about the guaranteeing of funds, too, but I think it is perfectly germane. It does not enlarge the scope. It is about the same size of a bridge. I haven't measured it lately, Senator Woodall, but I think the distance isn't too greatly different in size. Now, Senator, the Longview bridge happens to be a little higher. It has a magnificent view from the top of it because they want ships to go under it, but this is all on the same subject matter and is perfectly germane. The amendment is good. I take exception to the point of order. There is no point of order to be ruled upon here."

Senator Washington:

"I want to assure Senator McCutcheon that, knowing you, this was not entirely unexpected. I would like to speak on the point of order and definitely this is not germane. This is a bill which allows a bridge to be operated and maintained by the Highway Commission. It will not be operated and maintained by the Toll Bridge Authority. This is a bill for the construction of a project and for the raising of tolls.

"The amendment would very seriously complicate the entire bill. That is for the reduction and taking off of tolls. It is the exact opposite of the purpose for which the bill is intended.

"The Tacoma Narrows Bridge relates to Puget Sound, a very complete and separate subject. The problem of the Longview Bridge relates to very many complicated problems between the state of Oregon and the state of Washington. Very definitely this is not germane and certainly extends the scope and object of the bill."

RULING BY THE PRESIDENT

The President (President Pro Tempore Riley presiding):

"Members of the Senate:

"The President's ruling on the question raised as to the question of Senator McCormack, the Chair will rule that there is, in effect, considerable subject matter that is typical. There is the subject of the toll bridge. There is the common denominator, the Columbia River. But the scope and object is enlarged when we take the Narrows

Bridge, as contrasted to Senate Bill No. 243 which provides for the building of a new bridge.

"The President will rule that this enlarges the scope and object of the bill and, on that basis, the amendment is not germane."

APPEAL FROM DECISION OF THE CHAIR

Senator McCutcheon:

"Mr. President:

"I now appeal from the ruling of the Chair upon the point of order."

Senator Greive:

"I would suggest that Senator Cowen be called upon."

Temporary President David E. Cowen assumed the Chair.

The President (Temporary President Cowen presiding):

"The question before the Senate is: Should the Decision of the Chair be the judgment of the Senate."

Debate ensued.

POINT OF ORDER

Senator Riley:

"Point of order, Mr. President:

"It seems to me Senator McCutcheon is not confining his remarks to the matter before the Senate, namely, an appeal has been taken from the decision of the Chair. Now the question is, is the amendment which he offered germane or is it not germane? It seems to me that the arguments on what system of financing is used is very far afield from the point under question."

RULING BY THE PRESIDENT

The President (Temporary President Cowen presiding):

"The point is well taken. Senator McCutcheon, please keep your remarks relative to the judgment of the Chair. You may proceed, Senator McCutcheon."

Debate ensued.

POINT OF ORDER

Senator Riley:

"Mr. President:

"I wish the President would suggest to Senator McCutcheon that he confine his remarks on the point of order which has been raised. I do not like to sit here and have him point out to me that, because I do not like a philosophy, my judgment is weakened."

Senator McCutcheon:

"I may have used an unfortunate choice of words. I shouldn't have said you didn't like the policy."

Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Would Senator Washington yield to a question?"

"Senator Washington, I assume from the revenue of tolls that will be placed on the users, that revenue bonds be sold without the \$200,000 underwriting the bonds that you proposed in the bill."

Senator Washington:

"They very possibly and probably could, but the interest rate would be very high. By having a guarantee fund you can reduce the interest rate and thereby make many more projects feasible. We are attempting to work out a means where many of our bodies of water can be crossed. It is like having a mortgage behind a loan. If you go to a bank and take out a personal loan that is unguaranteed, you spend much more, perhaps seven or eight percent. If you put down a mortgage, you get it for much less,

although you don't intend that the house or mortgage is going to be foreclosed. We don't expect this \$100,000 a year will be foreclosed, but it has a mortgage backing it up and it is going to give us a much better and cheaper interest rate."

The President resumed the Chair.

POINT OF ORDER

Senator Hallauer:

"Point of order, Mr. President:

"I believe the matter under discussion is the Appeal from the Decision of the Chair. We are now having debate on the bill."

RULING BY THE PRESIDENT

The President:

"Senator Hallauer's point of order is well taken. Senator Stender, would you confine your remarks to a discussion of the Appeal from the Decision of the Chair?"

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Durkan:

"Point of parliamentary inquiry. Is it proper to move the previous question at this time?"

The President:

"The President believes that it is in order."

POINT OF ORDER

Senator Rickdall:

"Point of order. I believe Senate Rule No. 1 provides that a member may not speak more than once on appeal without the approval of the Senate."

RULING BY THE PRESIDENT

The President:

"The point of order is well taken by Senator Rickdall, according to Rule 1 of the Senate."

MOTION

Senator Durkan:

"I move Senator McCutcheon be given permission to address the Senate for three minutes."

Debate ensued.

The President stated the question before the Senate is: Shall the decision of the Chair stand as the judgment of the Senate.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Rasmussen, Washington, Knoblauch, Kupka, Cooney, Sandison, McCormack and Greive.

PARLIAMENTARY INQUIRY

Senator Greive:

"Parliamentary inquiry, Mr. President:

"Would you state for the edification of the members present what a vote 'aye' and 'no' means?"

The President:

"Senator, and members of the Senate:

"The decision of the Chair was that the amendment as proposed by Senator McCutcheon and Senator Talley changed the scope and object of Senate Bill No. 243.

"The question now before the Senate is: Shall the decision of the Chair stand as the judgment of the Senate. Those who agree with the decision of the Chair will say 'aye'. Those opposed to the decision of the Chair will say 'no'."

The Secretary called the roll on the Appeal from the Decision of the Chair, and the decision of the Chair was sustained by the following vote: Yeas, 37; nays, 10; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Lennart, McCormack, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—37.

Those voting nay were: Senators Greive, Herrmann, Knoblauch, Kupka, McCutcheon, Morgan, Petrich, Rasmussen, Stender, Talley—10.

Those absent or not voting were: Senators Cowen, Gissberg—2.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 243 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 243, and the bill passed the Senate by the following vote: Yeas, 40; nays, 8; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Woodall—40.

Those voting nay were: Senators Dore, England, Foley, Mardesich, Moriarty, Jr., Peterson, Stender, Williams—8.

Those absent or not voting were: Senator Gissberg—1.

Engrossed Senate Bill No. 243, having received the constitutional majority, was declared passed.

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

Senate Bill No. 91, by Senators Bailey, Durkan and Peterson:

Regulating operation, installation and repair of moving walks, elevators and other lifting devices.

REPORT OF STANDING COMMITTEE

Senate Bill No. 91:

Senate Chamber,
Olympia, Wash., February 16, 1963.

Regulating operation, installation and repair of moving walks, elevators and other lifting devices (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass with the following amendment:

On page 10, add a new subsection following subsection (3) to read as follows:

"(4) Belt manlifts are installed and used exclusively by persons enumerated by or governed by Title 51 RCW and which are subject to inspection as required by RCW 49.16.120."

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendment was adopted.

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

On page 8, section 13 (2), strike the entire line 14.

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

On page 10, section 20, line 19, after "are" and before "in conformity" insert "equal to or"; and on line 20, after "of" and before the period strike "this act" and insert "the American Standard Safety Code for Elevators, Dumbwaiters and Escalators"

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

On page 10, section 22, line 23, strike the entire section 22 and renumber the remaining section.

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

On page 1, line 6 of the title, after "penalties" insert a period and strike " "; and making an appropriation."

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 91 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 91, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foster, Gissberg—2.

Engrossed Senate Bill No. 91, having received the constitutional majority, was declared passed.

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

THIRD READING OF BILLS

Senate Bill No. 204, by Senators Bailey, Henry and Moriarty, Jr.:

Implementing public right of access to public records and public meetings.

On motion of Senator Bailey, the rules were suspended, the second reading considered the third, and Senate Bill No. 204 was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 204, and the bill passed the Senate by the following vote: Yeas, 38; nays, 6; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Mardesich, Morgan, Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington—38

Those voting nay were: Senators Charette, Dore, Freise, McMillan, Moriarty, Jr., Williams—6.

Those absent or not voting were: Senators Foster, Gissberg, McCormack, Petrich, Woodall—5.

Senate Bill No. 204, having received the constitutional majority, was declared passed.

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

There being no objection, the Senate reverted to the first order of business for the purpose of receiving a motion.

MOTION

On motion of Senator Kupka, the Committee on Commerce and Manufacturing was relieved of further consideration of Senate Bill No. 532.

On motion of Senator Kupka, Senate Bill No. 532 was referred to Committee on Fisheries, Game and Game Fish.

PARLIAMENTARY INQUIRY

Senator Herrmann:

"Parliamentary inquiry, Mr. President:

"Is this the last day for introduction of bills?"

The President:

"This is the last day upon which bills can be filed for introduction tomorrow. Tomorrow is the fortieth day."

MOTION

At 5:20 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Friday, February 22, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FORTIETH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Friday, February 22, 1963.

The Senate was called to order at 11:00 a. m., by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Mardesich.

The Color Guard, consisting of Pages Robert Seeber, Color Bearer, and Kathryn Williams, presented the Colors.

Reverend Judson L. Crary, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"Our God and Heavenly Father; we especially thank Thee for this day that we observe in this state with special meaning, Washington's birthday. It is a day that leads us to realize the patriotic devotion and character of our forefathers. Hear us,

O Lord, as we make our own, the prayer that came from the depths of his being so many years ago:

... "Almighty God, we make our earnest prayer that Thou wilt keep the United States in Thy holy protection; that Thou wilt incline the hearts of the citizens to cultivate a spirit of subordination and obedience to government, and entertain a brotherly affection and love for one another and for their fellow citizens of the United States at large.

"And finally that Thou wilt most graciously be pleased to dispose us all to do justice, love mercy and to demean ourselves with that charity, humility, and pacific temper of mind which were the characteristics of the Divine Author of our blessed religion without a humble imitation of whose example in these things we can never hope to be a happy nation. Grant our supplication, we beseech Thee, through Jesus Christ our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION

1963 -14-

By Senators Thompson, Jr., Connor and Keefe:

WHEREAS, It has been recognized that training in debate is a valuable part of our curriculum and extra-curricular secondary program; and

WHEREAS, both public and private schools have a long and meritorious tradition of participation in debate activities within the State of Washington and in national tournaments; and

WHEREAS, there is a need to bring recognition and encouragement to those students who have participated in debate activities, and further, that school board directors, the Washington Interscholastic Activities Association, private and public school administrators, instructors and students should be encouraged to continue the state and national competition in the field of debate;

Now, Therefor, *Be It Resolved, by the Senate of the State of Washington in Legislative Session Assembled:* That, the Senate of the State of Washington commend Wesley Morritson and Allan Pick of Franklin High School of Seattle for placing eighth in the National Debate Tournament held at the University of Montana last summer; and

Be It Further Resolved, That the Senate of the State of Washington hereby extend special recognition to Albert Appleton and Joseph Verousek, students representing Gonzaga Preparatory School of Spokane, who were awarded the National Trophy for winning first place in the National Debate Tournament; and

Be It Further Resolved, That the Senate of the State of Washington hereby encourages those public and private agencies responsible for the development and growth of the debate program in our secondary schools to continue their efforts in the field of forensic activities; and

Be It Further Resolved, That copies of this resolution be sent to Franklin High School in Seattle, Washington, Gonzaga Preparatory School in Spokane, Washington, and to the Washington Interscholastic Activities Association.

On motion of Senator Thompson, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 21, 1963.

GARLAND SPONBURGH, to the position of member, State Liquor Control Board, appointed August 1, 1961, for the term ending January 15, 1970, succeeding Charles W. Bryant (reported by Committee on Liquor Control):

Recommends that said appointment be confirmed. FRANK CONNOR, *Chairman.*

We concur in this report: Victor F. DeGarmo, Herbert H. Freise, Al Henry, George W. Kupka, W. C. Raugust, Edward F. Riley, Gordon Sandison, Perry B. Woodall.

Referred to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., February 21, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred:

Senate Bill No. 4; also

Senate Bill No. 91; also

Senate Bill No. 171; also

Senate Bill No. 204; also

Senate Bill No. 243; also

Senate Bill No. 287; also

Senate Bill No. 309; also

Senate Bill No. 343 have compared same with the original bills and find them correctly engrossed.

....., *Chairman.*

We concur in this report: Fred H. Dore, Martin J. Durkan, Michael J. Gallagher.

Senate Bill No. 72:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Removing the term "epileptics" from provisions dealing with non-resident deportation (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. FRANCES HADDON MORGAN, *Chairman.*

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 85:

Senate Chamber,
Olympia, Wash., February 11, 1963.

Removing limitation of firemen's pensions and increasing funeral expense payment to his widow (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 93:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Changing urban renewal procedure (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 146:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Providing temporary state aid for county probationary services (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass as amended.

FRANCES HADDON MORGAN, *Chairman.*

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 170:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Establishing children's center for research and training for mental retardation (reported by Committee on Public Institutions):

Recommends that it do pass.

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 205:

Senate Chamber,
Olympia, Wash., February 22, 1963.

Establishing procedures for tort claims against the state (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 232:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Authorizing transfer of certain fuel tax refund rights to parks (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 246:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Creating the position of municipal justice in cities of all classes and abolishing the post of police justice (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 251:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Exempting property belonging to soil and water conservation districts from taxation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Al Henry, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 257:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Providing for discharge from confinement as criminally insane (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 335:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Providing specific penalties for nonpayment of privilege and catch fees (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that substitute bill be substituted therefor, and the substitute bill do pass.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Karl V. Herrmann, David E. McMillan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 336:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Changing the due dates for privilege and catch fees (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Karl V. Herrmann, David E. McMillan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 339:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Allowing the state to replace or renew inadequate fish ladders located on private property (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 352:

Senate Chamber,
Olympia, Wash., February 22, 1963.

Regulating stocks held in joint tenancy (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Martin J. Durkan, Jack England, F. Stuart Foster, Herbert H. Freise, H. B. Hanna, Karl V. Herrmann, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 360:

Senate Chamber,
Olympia, Wash., February 16, 1963.

Relating to possession and operation of certain games of skill and cardrooms (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 374:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Providing that the director of the game department may reconstruct existing inadequate fish ladders at the expense of the department (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 385:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Establishing within Department of Institutions a division of probation and parole (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 418:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Fencing certain areas at Green Hill (reported by Committee on Public Institutions):
Recommends that it do pass. FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 445:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Relating to incidents of employment for state employees (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 454:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Repealing rules for electrical construction (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 489:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Establishing a merit award system for state employees (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

House Joint Memorial No. 4:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Memorial to president to disregard recommendation to open Bering Sea Halibut Fishery to Japan (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Karl V. Herrmann, David E. McMillan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 21, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 18; also
Engrossed House Bill No. 28; also
House Bill No. 31; also
Engrossed House Bill No. 62; also
Engrossed House Bill No. 98; also
Engrossed Substitute House Bill No. 184; also
House Bill No. 189; also
House Bill No. 228; also
House Bill No. 230; also
Engrossed House Bill No. 249; also
Engrossed House Bill No. 257; also
Engrossed House Bill No. 343; also
House Bill No. 369 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 543, by Senators Morgan and McCutcheon:

An Act relating to state government and providing for the enumeration of earnings of lobbyists before the legislature; and providing penalties.

Referred to Committee on Constitution, Elections and Legislative processes.

Senate Bill No. 544, by Senators Bailey and Charette:

An Act relating to shore, beach and tide lands; and adding new sections to chapter 79.16 RCW.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 545, by Senators Washington and Raugust:

An Act relating to county roads; amending section 1, chapter 195, Laws

of 1961 and RCW 36.81.121; and amending section 46.68.120, chapter 12, Laws of 1961 and RCW 46.68.120.

Referred to Committee on Highways.

Senate Bill No. 546, by Senators Durkan and Gissberg:

An Act relating to education; providing funds for the construction of public school plant facilities; authorizing the issuance and sale of limited obligation bonds of the state and providing ways and means to pay said bonds, continuing the imposition of taxes; prescribing the powers and duties of certain officers; making an appropriation; and declaring an emergency.

Referred to Committee on Education.

Senate Bill No. 547, by Senator Bailey:

An Act relating to limitations of actions upon irrigation, diking or drainage district warrants; and amending section 1, chapter 75, Laws of 1931 and RCW 4.16.050.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 548, by Senator Hallauer:

An Act relating to political parties; and amending sections 4, 5, and 6, chapter 130, Laws of 1961 and RCW 29.42.030, 29.42.040 and 29.42.050.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 549, by Senators England and Riley:

An Act relating to counties and their purchase of supplies, materials and equipment and their contracts for public works; and amending section 36.32-.240, chapter 4 (Senate Bill No. 47) Laws of 1963 and RCW 36.32.240.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 550, by Senators Durkan and Gissberg:

An Act relating to indebtedness of taxing districts; amending sections 1 through 3, pages 324 through 326, Laws of 1909 as amended by sections 12 and 13, chapter 90, Laws of 1919; section 1, chapter 147, Laws of 1921; section 1, chapter 99, Laws of 1927, and section 1, chapter 163, Laws of 1953, and RCW 28.51.010 through 28.51.050 and 28.51.060; and amending section 1, chapter 143, Laws of 1917 as last amended by section 1, chapter 227, Laws of 1959 and RCW 39.36.020.

Referred to Committee on Ways and Means.

Senate Bill No. 551, by Senator Rasmussen:

An Act relating to public officers; requiring certain sworn statements by candidates for and incumbents in certain public offices; and prescribing a penalty.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 552, by Senators Cooney and Herrmann:

An Act relating to statements and publications concerning credit ratings or financial responsibility; adding a new section to chapter 183, Laws of 1949 and to chapter 49.60 RCW; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 553, by Senators Riley and Ryder:

An Act relating to mutual savings banks; and amending section 32.24.030, chapter 13, Laws of 1955 and RCW 32.24.030.

Referred to Judiciary Committee.

Senate Bill No. 554, by Senators Stender and Foster:

An Act relating to planning commissions; and amending section 6, chapter 44, Laws of 1935, and RCW 35.63.110.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 555, by Senators Hess, Bailey, Freise and Gallagher (by Departmental request):

An Act relating to on-the-job training agreements and projects; and adding new sections to chapter 231, Laws of 1941, and to chapter 49.04 RCW, and declaring an emergency.

Referred to Committee on Labor and Social Security.

On motion of Senator Greive, there being no objection the rules were suspended and an additional sponsor was permitted to Senate Bill No. 555.

Senate Bill No. 556, by Senators Morgan and Williams:

An Act relating to vocational rehabilitation; and amending section 1, chapter 307, Laws of 1959 and RCW 28.10.070.

Referred to Committee on Public Institutions.

Senate Bill No. 557, by Senators Woodall, McCutcheon and McMillan:

An Act relating to the retirement system for supreme and superior court judges; amending section 1, chapter 229, Laws of 1937, as amended by section 1, chapter 229, Laws of 1937, as amended by section 1, chapter 221, Laws of 1943, and RCW 2.12.010.

Referred to Judiciary Committee.

Senate Bill No. 558, by Senators Thompson, Jr. and Riley:

An Act relating to minimum wages; and adding a new section to chapter 18, Laws of 1961, first extraordinary session, and to chapter 49.46 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 559, by Senator Petrich:

An Act relating to interest and usury; repealing section 1, chapter 80, Laws of 1899 and RCW 19.52.010, section 2, chapter 80, Laws of 1899 and RCW 19.52.020, section 7, chapter 80, Laws of 1899 and RCW 19.52.030, RCW 19.52.040, and RCW 19.52.050, section 1, chapter 187, Laws of 1907 and RCW 19.52.060; and providing penalties.

Referred to Judiciary Committee.

Senate Bill No. 560, by Senator DeGarmo:

An Act relating to administrative procedures; and amending section 13, chapter 234, Laws of 1959 and RCW 34.04.130.

Referred to Judiciary Committee.

Senate Bill No. 561, by Senator DeGarmo:

An Act relating to public offices and agencies; and amending section 2, chapter 216, Laws of 1953, and RCW 42.32.020.

Referred to Committee on State Government.

Senate Bill No. 562, by Senators Hess, Sandison and Gissberg:

An Act relating to teachers' retirement and pensions and other benefits relating thereto; amending section 1, chapter 80, Laws of 1947, as amended by section 1, chapter 274, Laws of 1955, and RCW 41.32.010; amending section 3, chapter 80, Laws of 1947, as amended by section 2, chapter 274, Laws of 1955, and RCW 41.32.030; amending section 20, chapter 80, Laws of 1947, as last amended by section 1, chapter 297, Laws of 1961, and RCW 41.32.200;

amending section 24, chapter 80, Laws of 1947, as last amended by section 1, chapter 132, Laws of 1961, and RCW 41.32.240; amending section 30, chapter 80, Laws of 1947, as last amended by section 7, chapter 132, Laws of 1961, and RCW 41.32.300; amending section 32, chapter 80, Laws of 1947, as amended by section 13, chapter 274, Laws of 1955, and RCW 41.32.320; amending section 35, chapter 80, Laws of 1947 as amended by section 16, chapter 274, Laws of 1955, and RCW 41.32.350; amending section 36, chapter 80, Laws of 1947, as amended by section 17, chapter 274, Laws of 1955, and RCW 41.32.360; amending section 41, chapter 80, Laws of 1947 as amended by section 19, chapter 274, Laws of 1955, and RCW 41.32.410; amending section 42, chapter 80, Laws of 1947 and RCW 41.32.420; amending section 43, chapter 80, Laws of 1947, as amended by section 20, chapter 274, Laws of 1955, and RCW 41.32.430; amending section 47, chapter 80, Laws of 1947 and RCW 41.32.470; amending section 51, chapter 80, Laws of 1947, as amended by section 24, chapter 274, Laws of 1955, and RCW 41.32.510; amending section 54, chapter 80, Laws of 1947, as last amended by section 1, chapter 37, Laws of 1959, and RCW 41.32.540; amending section 55, chapter 80, Laws of 1947, as last amended by section 4, chapter 132, Laws of 1961, and RCW 41.32.550; adding new sections to chapter 80, Laws of 1947 and to chapter 41.32 RCW; repealing section 37, chapter 80, Laws of 1947 and RCW 41.32.370; repealing section 40, chapter 80, Laws of 1947 and RCW 41.32.400; repealing section 45, chapter 80, Laws of 1947 and RCW 41.32.450; and providing an effective date.

Referred to Committee on Ways and Means.

Senator Woodall moved that the rules be suspended and that the names of Senators Neill, Thompson, Jr., and Woodall be added as additional sponsors to Senate Bill No. 562.

Senator Woodall demanded the previous question.

Senator Bailey moved that the rules be suspended and that the names of Senators Bailey, Charette, Connor, Cooney, Durkan, Foley, Gallagher, Greive, Henry, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Petrich, Talley, Washington, and Rasmussen be added as additional sponsors to Senate Bill No. 562.

POINT OF ORDER

Senator Woodall:

"Point of order. My motion was to suspend the rules and add these names. I don't believe you can amend that particular motion."

RULING BY THE PRESIDENT

The President:

"The point of order as presented by Senator Woodall is well taken. A suspension of the rules cannot be amended, but in this particular case (Interruption)"

POINT OF ORDER

Senator Gallagher:

"Mr. President, point of order:

"Would it not be necessary for him to divide the question of suspension of the rules and then make the additional motion? I think once the rules are suspended, then Senator Bailey's motion is in order."

RULING BY THE PRESIDENT

The President:

"The President believes that that is an exceptionally good gimmick, Senator Gallagher."

The President stated the question before the Senate is: It has been moved by Senator Gallagher that the motion by Senator Woodall be divided.

The motion was carried.

On motion of Senator Woodall, the names of Senators Neill, Thompson, Jr. and Woodall were permitted as additional sponsors to Senate Bill No. 562.

Senator Bailey:

"Mr. President, I move the rules be suspended, that the names of Senators Bailey, Charette, Connor, Cooney, Durkan, Foley, Gallagher, Greive, Henry, DeGarmo, Donohue, Hanna, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Petrich, Rasmussen, Talley, Washington, Freise and Dore be added to this bill."

The motion was carried.

MOTION

Senator Woodall:

"Mr. President:

"I move that the following names be now added as sponsors to Senate Bill No. 562: Senators Atwood, Chytil, England, Foster, Guess, Lennart, Moriarty, Jr., Peterson, Raugust, Rickdall, Ryder, Stender and Williams."

The President stated the question before the Senate is: It has been moved by Senator Woodall that the additional names as read be added as sponsors to Senate Bill No. 562.

The motion was carried.

Senate Bill No. 563, by Senator Hess:

An Act relating to aeronautics; and prescribing the civil liability of owners and operators of private aircraft.

Referred to Judiciary Committee.

Senate Bill No. 564, by Senator Herrmann:

An Act relating to industrial development corporations.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 565, by Senators Washington and Raugust:

An Act relating to city streets; amending section 2, chapter 195, Laws of 1961 and RCW 35.77.010; and amending section 46.68.110, chapter 12, Laws of 1961 as amended by section 7, chapter 7, Laws of 1961 extraordinary session and RCW 46.68.110.

Referred to Committee on Highways.

Senate Bill No. 566, by Senator Morgan:

An Act relating to revenue and taxation; exempting certain property from taxation; and adding a new section to chapter 15, Laws of 1961 and to chapter 84.36 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 567, by Senators Petrich and Dore:

An Act relating to supreme court fees and amending section 1, chapter 51, Laws of 1951 and RCW 2.32.070.

Referred to Judiciary Committee.

Senate Bill No. 568, by Senators Petrich and Dore:

An Act relating to judges of the superior court; and amending section 11, page 343, Laws of 1890 and RCW 2.08.180.

Referred to Judiciary Committee.

Senate Bill No. 569, by Senator Riley:

An Act relating to the consolidation of counties.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 570, by Senator Greive:

An Act relating to revenue and taxation; and adding a new section to chapter 15, Laws of 1961, and chapter 83.20 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 571, by Senator DeGarmo:

An Act relating to beavers; amending section 77.20.010, chapter 36, Laws of 1955 and RCW 77.20.010; amending section 77.20.020, chapter 36, Laws of 1955 and RCW 77.20.020; amending section 77.20.030, chapter 36, Laws of 1955 and RCW 77.20.030; amending section 77.20.040, chapter 36, Laws of 1955 and RCW 77.20.040; amending section 77.20.045, chapter 36, Laws of 1955 and RCW 77.20.045; amending section 77.20.050, chapter 36, Laws of 1955 and RCW 77.20.050; amending section 77.32.190, chapter 36, Laws of 1955 as amended by section 11, chapter 176, Laws of 1957, and RCW 77.32.190; amending section 77.12.270, chapter 36, Laws of 1955 and RCW 77.12.270; amending section 77.12.290, chapter 36, Laws of 1955 as amended by section 2, chapter 177, Laws of 1957 and RCW 77.12.290; adding two new sections to chapter 36, Laws of 1955 and chapter 77.20 RCW; and providing penalties.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 572, by Senators Dore and Petrich:

An Act relating to collegiate education; providing for state competitive scholarships; and making an appropriation.

Referred to Committee on Higher Education and Libraries.

Senate Bill No. 573, by Senator Hess:

An Act relating to revenue and taxation; providing for an excess levy of five mills on all taxable property in the state; and making an appropriation.

Referred to Committee on Ways and Means.

Senate Bill No. 574, by Senator McCutcheon:

An Act relating to civil suits brought against county employees and providing for their legal representation.

Referred to Judiciary Committee.

Senate Bill No. 575, by Senator DeGarmo:

An Act relating to fourth class towns; and amending section 82.36.020, chapter 15, Laws of 1961 as amended by section 1, chapter 7, Laws of 1961 first extraordinary session and RCW 82.36.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 576, by Senators Washington and Raugust:

An Act relating to highways; and repealing section 47.01.150, chapter 13, Laws of 1961 and RCW 47.01.150.

Referred to Committee on Highways.

Senate Bill No. 577, by Senators Williams, Hess and Atwood:

An Act relating to civil service for certain employees of the various county sheriffs; amending section 6, chapter 1, Laws of 1959 and RCW 41.14.060; and amending section 12, chapter 1, Laws of 1959 and RCW 41.14.120.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 578, by Senator Durkan:

An Act relating to parks and recreation districts; providing for the submission to the electors of a proposition for a general tax levy at the election for formation of such districts; authorizing such districts to issue revenue bonds and warrants; amending section 36.69.010, chapter 4, Laws of 1963 and RCW 36.69.010; and adding new section to chapter 4, Laws of 1963 and to chapter 36.69 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 579, by Senators Durkan, Hanna and Thompson, Jr. (by Departmental request):

An Act relating to the youth development and conservation corps; amending sections 4, 5 and 8, chapter 215, Laws of 1961 and RCW 43.51.530, 43.51.540, and 43.51.570.

Referred to Committee on State Government.

Senate Bill No. 580, by Senators Durkan, Gissberg and Neill:

An Act relating to revenue and taxation; and amending sections 82.32.090, 82.40.030 and 82.40.040, chapter 15, Laws of 1961 and RCW 82.32.090, 82.40.030, and 82.40.040.

Referred to Committee on Ways and Means.

Senate Bill No. 581, by Senators Hess and Thompson, Jr.:

An Act relating to vocational rehabilitation; and amending section 3, chapter 176, Laws of 1933 as amended by section 3, chapter 223, Laws of 1957, and RCW 28.10.030.

Referred to Committee on Education.

Senate Bill No. 582, by Senators Foley, Hallauer and Neill (by Departmental request):

An Act relating to intoxicating liquor and the control and regulation thereof; amending section 4, chapter 6, Laws of 1961 extraordinary session and RCW 66.08.026; and declaring an emergency.

Referred to Committee on Liquor Control.

Senate Bill No. 583, by Senators Talley and Charette:

An Act relating to claims against municipal corporations and political subdivisions; prescribing penalties; and repealing section 1, chapter 126, Laws of 1891 and RCW 42.24.010, section 3, chapter 126, Laws of 1891 and RCW 42.24.020, section 1, chapter 339, Laws of 1955 as last amended by section 1, chapter 205, Laws of 1961 and RCW 42.24.030, section 9, chapter 76, Laws of 1909 as last amended by section 1, chapter 185, Laws of 1939, and RCW 42.24.040, section 1, chapter 65, Laws of 1899 as last amended by section 1, chapter 104, Laws of 1929 and RCW 42.24.050, and section 2, chapter 65, Laws of 1899 as amended by section 2, chapter 104, Laws of 1929 and RCW 42.24.060.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 584, by Senator Rasmussen:

An Act relating to the administration of the government of the state; prescribing powers and duties of certain officers, departments and agencies; and abolishing certain offices, boards, commissions, and bureaus.

Referred to Committee on State Government.

Senate Bill No. 585, by Senators Cooney and Connor:

An Act relating to osteopathic physicians and surgeons; providing for the use of designations in combination with the name of such osteopathic physician and surgeon; and amending section 2, chapter 110, Laws of 1959 and RCW 18.57.145.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 586, by Senators Thompson, Jr. and Durkan:

An Act relating to state government; and providing for a state highway patrol branch office; and providing an appropriation.

Referred to Committee on State Government.

Senate Bill No. 587, by Senators Petrich, Dore and Gallagher:

An Act relating to justices of the peace; and amending section 113, chapter 299, Laws of 1961 and RCW 3.66.020.

Referred to Judiciary Committee.

Senate Bill No. 588, by Senator Hallauer:

An Act relating to state government; establishing an industrial, scientific, and economic research council; and making an appropriation.

Referred to Committee on State Government.

Senate Bill No. 589, by Senators Petrich, Dore and Gallagher:

An Act relating to justice courts; adding a new section to chapter 299, Laws of 1961 and to chapter 3.38 RCW; and amending section 109, chapter 299, Laws of 1961 and RCW 3.62.050.

Referred to Judiciary Committee.

Senate Bill No. 590, by Senator Petrich:

An Act relating to the healing arts licensed by the state of Washington; and declaring null and void and unenforceable certain contractual provisions relating thereto.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Senate Bill No. 591, by Senators Talley and Peterson (by Departmental request):

An Act relating to food fish and shell fish; adding a new section to chapter 12, Laws of 1955, and to chapter 75.12 RCW; and providing penalties.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 592, by Senators Talley and Peterson (by Departmental request):

An Act relating to food fish and shellfish; and adding a new section to chapter 12, Laws of 1955, and to chapter 75.32 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 593, by Senators Bailey and Talley (by Departmental request):

An Act relating to food fish and shellfish; amending section 75.28.380, chapter 12, Laws of 1955 as amended by section 5, chapter 171, Laws of 1957, and RCW 75.28.380; and providing penalties.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 594, by Senators Charette and Talley (by Departmental request):

An Act relating to food fish and shellfish and adding a new section to chapter 12, Laws of 1955, and to chapter 75.32 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 595, by Senators Charette and Talley (by Departmental request):

An Act relating to food fish and shellfish; amending section 75.32.030, chapter 12, Laws of 1955 as amended by section 12, chapter 212, Laws of 1955, and RCW 75.32.030; amending section 75.32.070, chapter 12, Laws of 1955, and RCW 75.32.070; and repealing sections 75.32.010 and 75.32.040, chapter 12, Laws of 1955, and RCW 75.32.010 and 75.32.040.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 596, by Senators Rickdall and Talley (by Departmental request):

An Act relating to food fish and shellfish; and amending section 75.28.300, chapter 12, Laws of 1955 as amended by section 11, chapter 212, Laws of 1955 and RCW 75.28.300.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 597, by Senators Bailey and Charette (by Departmental request):

An Act relating to food fish and shellfish; and amending section 75.28.060, chapter 12, Laws of 1955 as last amended by section 8, chapter 309, Laws of 1959, and RCW 75.28.060.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 598, by Senators Sandison, Knoblauch, Riley and Peterson (by Executive request):

An Act relating to municipal corporations; providing for the creation of transportation benefit districts; and authorizing the levy of excise taxes on motor vehicle fuel by such districts.

Referred to Committee on Cities, Towns and Counties.

On motion of Senator Greive, there being no objection the rules were suspended, and an additional sponsor was permitted to Senate Bill No. 598.

Senate Bill No. 599, by Senator Thompson, Jr.:

An Act relating to education, amending section 8, chapter 3, Laws of 1961, Extraordinary Session, and RCW 28.47.734.

Referred to Committee on Ways and Means.

Senate Bill No. 600, by Senator Thompson, Jr.:

An Act relating to education; amending section 3, chapter 282, Laws of 1953 as amended by section 7, chapter 187, Laws of 1955 and RCW 28.41.080.

Referred to Committee on Ways and Means.

Senate Bill No. 601, by Senator Hess:

An Act relating to state government; creating a state capital construction commission; defining its powers and duties; and declaring an emergency.

Referred to Committee on State Government.

Senate Bill No. 602, by Senators McCutcheon and Gallagher:

An Act relating to public utilities; and amending section 80.32.010, chapter 14, Laws of 1961 and RCW 80.32.010.

Referred to Committee on Public Utilities.

Senate Bill No. 603, by Senator Henry:

An Act relating to unincorporated areas; and permitting formation of sewer districts in certain instances, and declaring an emergency.

Referred to Committee on Cities, Towns and Counties.

On motion of Senator Henry, there being no objection, the rules were suspended and the name of Senator Guess was permitted as an additional sponsor to Senate Bill No. 603.

Senate Bill No. 604, by Senators Stender and Atwood:

An Act relating to cities and towns and amending section 22, chapter 282, Laws of 1961 and RCW 35.13.243.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 605, by Senator Donohue:

An Act relating to game; adding a new section to chapter 36, Laws of 1955 and to chapter 77.12 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 606, by Senators Morgan and Rasmussen:

An Act relating to revenue and taxation; and amending section 82.08.030, chapter 15, Laws of 1961 as amended by section 7, chapter 293, Laws of 1961 and RCW 82.08.030.

Referred to Committee on Ways and Means.

Senate Bill No. 607, by Senators Foley, Ryder, Neill and Hallauer (by Executive request):

An Act relating to state government and the providing of transportation for state officials and employees; creating the division of motor transport in the department of general administration; adding new sections to chapter 43.19 RCW; amending section 4, chapter 285, Laws of 1955 as amended by section 1, chapter 301, Laws of 1959 and RCW 43.19.010; amending section 2, chapter 86, Laws of 1943 as amended by section 2, chapter 17, Laws of 1949 and RCW 43.03.060; repealing sections 1 through 8, chapter 225, Laws of 1943 and RCW 43.91.010 through 43.91.080; transferring passenger and general purpose motor vehicles, equipment and other assets from certain state agencies to the department of general administration; and providing penalties.

Referred to Committee on Ways and Means.

On motion of Senator Greive, there being no objection the rules were suspended, and an additional sponsor was permitted to Senate Bill No. 607.

Senate Bill No. 608, by Senator Moriarty, Jr.:

An Act relating to physicians and surgeons; authorizing the formation of corporations and associations by licensed physicians and surgeons; adding two new sections to chapter 185, Laws of 1933 and to chapter 23.01 RCW; and adding a new section to chapter 15, Laws of 1955 and to chapter 25.04 RCW.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

On motion of Senator Moriarty, Jr., there being no objection, the rules were suspended and the name of Senator Gallagher was added as an additional sponsor to Senate Bill No. 608.

Senate Bill No. 609, by Senators Durkan, Gissberg and Neill:

An Act relating to the state treasurer; and amending section 1, chapter 32, Laws of 1947 and RCW 43.08.150.

Referred to Committee on State Government.

Senate Bill No. 610, by Senator Mardesich:

An Act relating to food fish and shellfish; and amending section 142, chapter 255, Laws of 1927 as last amended by section 9, chapter 73, Laws of 1961 and RCW 79.01.568.

Referred to Committee on Fisheries, Game and Game Fish.

Senate Bill No. 611, by Senators Guess and Cowen:

An Act relating to public utility districts; adding a new section to chapter 390, Laws of 1955 and to chapter 54.16 RCW; and declaring an emergency.

Referred to Committee on Public Utilities.

Senate Bill No. 612, by Senator Hallauer:

An Act relating to fees paid to a superior court clerk; amending section 5, chapter 304, Laws of 1961, and RCW 2.32.075; and amending section 36.18-.020, chapter (Senate Bill No. 47), Laws of 1963, and RCW 36.18.020.

Referred to Judiciary Committee.

Senate Bill No. 613, by Senator DeGarmo:

An Act relating to state government and the vacation leave of subordinate officers and employees thereof; and amending section 133, chapter 7, Laws of 1921 as amended by section 1, chapter 140, Laws of 1955 and RCW 43.01.040.

Referred to Committee on State Government.

Senate Bill No. 614, by Senators DeGarmo and Chytil:

An Act relating to ship and barge canals; and creating a canal commission.

Referred to Committee on State Government.

Senate Bill No. 615, by Senators DeGarmo and Kupka (by Departmental request):

An Act relating to safety in industry; amending section 1, chapter 130, Laws of 1919 and RCW 49.16.020; and adding a new section to chapter 49.16 RCW.

Referred to Committee on Labor and Social Security.

Senate Bill No. 616, by Senators Donohue, Charette and Sandison:

An Act relating to property; adding a new section to chapter 2, Laws of 1961 and to chapter 64.28 RCW.

Referred to Judiciary Committee.

Senate Bill No. 617, by Senators Donohue, Gallagher and Neill:

An Act relating to elections; amending section 10, chapter 251, Laws of 1957 and RCW 29.07.100; and amending section 12, chapter 251, Laws of 1957 and RCW 29.07.105.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 618, by Senator Mardesich:

An Act providing for the relief of Alton V. Phillips Company.

Referred to Committee on Ways and Means.

Senate Bill No. 619, by Senators Gissberg, Talley, Ryder, Woodall, Sandison, Lennart, Mardesich, DeGarmo, Connor, Knoblauch, Hanna and Bailey (by Executive request):

An Act relating to industrial insurance; providing for permanent partial disability pensions; amending section 51.16.020, chapter 23, Laws of 1961 as amended by section 6, chapter 274, Laws of 1961, and RCW 51.16.020; amending section 51.44.070, chapter 23, Laws of 1961 as amended by section 5, chapter 274, Laws of 1961, and RCW 51.44.070; and adding new sections to chapter 23, Laws of 1961 and to Title 51 RCW.

Referred to Committee on Labor and Social Security.

On motion of Senator Greive, there being no objection the rules were suspended, and additional sponsors were permitted to Senate Bill No. 619.

Senate Bill No. 620, by Senators Keefe, Greive and Neill:

An Act relating to nonprofit corporations; adding a new section to chapter 134, Laws of 1907 and to chapter 24.04 RCW; and declaring an emergency.

Referred to Committee on State Government.

Senate Joint Memorial No. 13, by Senators DeGarmo, Knoblauch and Morgan:

Requesting National Cemetery at Fort George Wright.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Joint Memorial No. 14, by Senators Durkan, Gissberg and Bailey:

Memorializing Congress urging the retention of the third party liability amendment to the Longshoremen's Compensation Act.

Referred to Committee on Labor and Social Security.

Senate Joint Memorial No. 15, by Senators Rasmussen and Morgan:

Memorializing Congress to propose a Constitutional amendment relative to prayer in schools and other governmental bodies.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 16, by Senator Durkan:

Proposing Constitutional amendment for annual legislative sessions.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Joint Resolution No. 17, by Senator Hess:

Permitting excess levy for school district capital outlays.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Concurrent Resolution No. 9, by Senators DeGarmo, Riley and Peterson:

Granting the Capitol Historical Museum authority over murals and sketches for the Legislative Building.

Referred to Committee on State Government.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 18, by Representatives Conner, O'Connell and Clark:

An Act relating to the Antwerp Messenger or Racing Pigeon; prohibiting the shooting, killing, maiming, injuring, molesting, entrapment or detention of said pigeons; and providing penalties.

Referred to Committee on Fisheries, Game and Game Fish.

Engrossed House Bill No. 28, by Representatives Olsen, Haussler and Canfield:

An Act relating to flood control; providing for the transfer to counties of the state's interest in certain lands; adding a new section to chapter 66, Laws of 1907, and to chapter 86.12 RCW.

Referred to Committee on Natural Resources.

House Bill No. 31, by Representatives Lewis, Hadley and Ackley:

An Act relating to employment security; and amending section 128, chapter 35, Laws of 1945, and RCW 50.32.120.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 62, by Representatives Campbell and Copeland (by Legislative Council request):

An Act relating to the state employees retirement system; and amending section 43, chapter 274, Laws of 1947 as last amended by section 13, chapter 291, Laws of 1961, and RCW 41.40.410.

Referred to Committee on State Government.

Engrossed House Bill No. 98, by Representatives Kirk, Bergh and Ackley:

An Act relating to filing of plats and the payment, assessment and collection of taxes upon the property platted; and amending section 2, chapter 129, Laws of 1893 as last amended by section 1, chapter 200, Laws of 1909 and RCW 58.08.040.

Referred to Committee on Ways and Means.

Engrossed Substitute House Bill No. 184, by Committee on Local Government:

An Act relating to fire district mergers; and amending section 5, chapter 176, Laws of 1953 and RCW 52.24.090.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 189, by Representatives Huntley, Henry and Mundy (by Departmental request):

An Act relating to the motor vehicle fund; amending section 46.68.130, chapter 12, Laws of 1961, as amended by section 8, chapter 7, Laws of 1961 extraordinary session and RCW 46.68.130.

Referred to Committee on Highways.

House Bill No. 228, by Representatives DeJarnatt, Hadley and Mahaffey:

An Act relating to education; and amending section 8, chapter 142, Laws of 1899 as last amended by section 1, chapter 44, Laws of 1921 and RCW 28.58.240 and 28.58.250.

Referred to Committee on Education.

House Bill No. 230, by Representatives Brouillet, Andersen and Kink:

An Act relating to education and the powers of second class districts; amending section 1, chapter 169, Laws of 1959 and RCW 28.63.181.

Referred to Committee on Education.

Engrossed House Bill No. 249, by Representatives Bigley, Brachtenbach and Taylor (by Departmental request):

An Act relating to forests and forest protection and authorizing entry upon lands or waters in the state by designated officials to carry out certain

laws relating thereto; providing that such entry shall not constitute trespass; and adding a new section to chapter 76.01 RCW.

Referred to Committee on Natural Resources.

Engrossed House Bill No. 257, by Representatives Lynch, Hadley and Bergh:

An Act relating to state institutions of higher learning; adding a new section to chapter 28.76 RCW; and repealing section 5, chapter 66, Laws of 1915, as last amended by section 4, chapter 139, Laws of 1921 and RCW 28.77.060, and section 3, chapter 164, Laws of 1921 and RCW 28.80.050.

Referred to Committee on Higher Education and Libraries.

Engrossed House Bill No. 343, by Representatives Hawley, Olsen and Kirk:

An Act relating to public highways; and amending section 47.44.010, chapter 13, Laws of 1961 as amended by section 26, chapter 21, Laws of 1961 extraordinary session and RCW 47.44.010.

Referred to Committee on Highways.

House Bill No. 369, by Representatives Haussler, Clark and McDougall:

An Act relating to the application of agricultural pesticides; and amending section 17, chapter 249, Laws of 1961 and RCW 17.21.170.

Referred to Committee on Agriculture and Horticulture.

SECOND READING OF BILLS

Senate Bill No. 15, by Senators Herrmann, Ryder and Riley:

Relating to mutual savings banks.

REPORT OF STANDING COMMITTEE

Senate Bill No. 15:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Relating to mutual savings banks (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass with the following amendments:

On page 1, lines 17 and 18, after "RCW 32.20.270;" and before "adding" on line 18, strike "amending section 32.24.030, chapter 13, Laws of 1955, and RCW 32.24.030;"

On page 15, line 7, strike all of "Sec. 10" and renumber the remaining sections consecutively.

On page 18, line 3, after "laws" and before "now" strike "of this state".

On page 21, Sec. 17, line 18, after "corporations" and before "not" insert ", other than banks incorporated in the State of Washington,"

KARL V. HERRMANN, *Chairman.*

AUGUST P. MARDESICH, *Vice Chairman.*

We concur in this report: Robert L. Charette, Frank Connor, Fred H. Dore, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

The bill was read the second time by sections.

On motion of Senator Ryder, the committee amendment to page 1, lines 17 and 18, was adopted.

On motion of Senator Ryder, the committee amendments to page 15, line 7 and page 18, line 3 were adopted.

Senator Freise moved that the Senate defer consideration of the committee amendment to page 21, section 17, line 18, pending consideration of a floor amendment.

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

On page 21, sec. 17, line 18, after "corporations" and before "not" insert "other than banks whose home offices are located in the state of Washington"

On motion of Senator Ryder, the committee amendment to page 21, section 17, line 18 was not adopted.

MOTION

On motion of Senator England, Senator Peterson was excused.

On motion of Senator Ryder, the rules were suspended, Engrossed Senate Bill No. 15 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 15, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Peterson, Raugust—2.

Engrossed Senate Bill No. 15, having received the constitutional majority, was declared passed.

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

Senate Bill No. 44, by Senators Lennart and Hallauer:

Exempting production credit associations organized under the Farm Credit Act of 1933 from business and occupation tax provisions.

The bill was read the second time by sections.

On motion of Senator Lennart, the rules were suspended, Senate Bill No. 44 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 44, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Peterson, Raugust—2.

Senate Bill No. 44, having received the constitutional majority, was declared passed.

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

Senate Bill No. 41, by Senators Talley, Hallauer and Ryder:

Authorizing the superior court in third class counties to appoint specific family court assistance.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 41 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 41, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Guess, McCormack, Peterson, Raugust—4.

Senate Bill No. 41, having received the constitutional majority, was declared passed.

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

Senate Bill No. 351, by Senators Dore, Ryder and Gissberg:

Permitting certain insurance companies to issue one dollar par stock. The bill was read the second time by sections.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 351 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 351, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Foster, Guess, Peterson, Raugust—4.

Senate Bill No. 351, having received the constitutional majority, was declared passed.

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

Senate Bill No. 294, by Senators Woodall, Riley and Freise:

Eliminating power of waiver of three day waiting period in marriage license issuance.

The bill was read the second time by sections.

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

In section 1, line 9, after "filing," insert "*A marriage license issued pursuant to the provisions of this chapter shall become void if the marriage is not solemnized within thirty days of the date of the issuance of the license.*"

On motion of Senator Riley, Senate Bill No. 294 was ordered to retain its place on the second reading calendar for tomorrow.

MOTION

On motion of Senator Atwood, Senator Guess was excused.

Senate Bill No. 192, by Senators Bailey and Connor:
Changing tax roll procedure.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 192 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 192, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Foster, Guess, McCormack, Peterson, Raugust—5.

Senate Bill No. 192, having received the constitutional majority, was declared passed.

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

Senate Bill No. 389, by Senators Gallagher, Thompson, Jr. and Hallauer:
Revising methods for forming library local improvement districts.

REPORT OF STANDING COMMITTEE

Senate Bill No. 389:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Revising methods for forming library local improvement districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 26 after "created" and before the period insert "*excluding all federally owned or other non-assessable property*"

On page 2, section 1, line 28, after "created" and before the period insert "*excluding all federally owned or other non-assessable property*"

On page 5, sec. 3, lines 11 and 12, after "board" strike "prior to said public hearing" and insert "pursuant to sec. 2 of this act,"

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Sam C. Guess, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, A. L. Rasmussen.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendments were adopted.

On motion of Senator Gallagher, the rules were suspended, Engrossed Senate Bill No. 389 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 389, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Dore, Foster, Guess, McCormack, Peterson, Raugust—6.

Engrossed Senate Bill No. 389, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Washington, Senate Bill No. 182 was ordered to retain its place on the second reading calendar for tomorrow.

On motion of Senator Herrmann, the Senate reverted to the first order of business for the purpose of receiving a motion.

Senator Herrmann moved that the Judiciary Committee be relieved of further consideration of Senate Bill No. 553.

Debate ensued.

The motion was carried on a rising vote.

On motion of Senator Herrmann, Senate Bill No. 553 was referred to the Committee on Banks, Financial Institutions and Insurance.

MOTION

At 1:00 p. m., on motion of Senator Greive, the Senate recessed until 1:50 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:50 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Bailey, Dore, Hallauer, Herrmann, Lennart, McMillan, Morgan, Petrich, and Raugust.

On motion of Senator Greive, the absent members were excused.

The President declared the Senate to be at ease for the purpose of attending a Joint Session in the House of Representatives convened for the purpose of conducting Memorial Services.

JOINT SESSION

The Sergeant at Arms announced the arrival of the Senate at the bar of the House.

The Speaker invited the Senators to seats within the House, and directed:

the Sergeants at Arms of the Senate and House to escort the President of the Senate to a seat beside the Speaker.

The Speaker called the joint session to order.

President John A. Cherberg presided.

The Secretary of the Senate called the roll of the Senate, and all members were present.

The Clerk of the House called the roll of the House, and all members were present.

The President of the Senate appointed Senator McMillan and Representative Henry to escort Senator Morgan and Representative Moon to seats upon the rostrum.

The President of the Senate appointed Senator Raugust and Representative Mundy to escort Chief Justice Ott to a seat on the rostrum.

The flag was escorted to the rostrum by a Sergeant at Arms color guard.

MEMORIAL SERVICES

The President of the Senate announced that the Joint Session was called for the purpose of holding Memorial Services for deceased members, and to honor members of the 1933 Legislature. The President of the Senate introduced Chief Justice Richard Ott, member of the 1933 Legislature.

Chief Justice Ott delivered a tribute to the deceased members of the 1933 Legislature and introduced the living members seated upon the rostrum.

TRIBUTE TO GEORGE WASHINGTON BY REPRESENTATIVE MOON

George Washington was born February 22, 1732 in a house built by his father in Westmoreland County, Virginia and died on Saturday night, December 14, 1799 at the age of 67.

The vision of George Washington that always rises before us at every mention of his name is the Washington of later years, the Commander in Chief of the Revolutionary Army, the man who presided over the Constitutional Convention, the first president of the United States. We often forget that there must have been a first occasion when George Washington had to "carry his district" like any small town office holder of today. He was defeated in his first attempt for a seat in the Virginia House of Burgesses. On a later attempt he won this seat. He seemed to have gained his first lesson in statesmanship from the chagrin of political defeat.

Washington accomplished what from the very beginning he set out to do. In his existence there is nothing of those gifted personalities who arise from one or a series of strokes of fortune.

Neither can one find in him that element of tragedy which so often allures the historian and deceives posterity as to the real merits of men. No, history has found Washington very little of the spectacular, but much, very much of inward greatness.

As a member of the 2nd Continental Congress along with Franklin, Jefferson, Sam and John Adams, Washington belonged to the militant group that was convinced that Britain would not yield to a purely defensive armed resistance. They were in favor of independence and regarded it as inevitable.

The choice of Washington as Commander in Chief was a fortunate one. True, he did not turn out to be a brilliant tactician. Yet he inspired confidence, and persisted stubbornly despite the many setbacks he suffered. His courage, tenacity, honesty, and dignity were in the long run more vital to success than was military genius.

During the revolutionary period, southern leaders like Washington were well aware of the incongruity of slavery in a Republic dedicated to the principles of the Declaration of Independence.

After the Revolution he helped organize and became a trustee of the Alexandria Academy and subsequently established the first free school of Northern Virginia. It may be observed that this little free school was the foster father of the free-school system in Virginia.

He knew how to be heroic and how to be prudent; great with simplicity, wise without arrogance and the democratic leader of a great mass with not one concession to compromise of principle.

In all his life there is a moving dignity, a greatness which even today absorbs our spirits. These traits aggrandize Washington into a solemn figure standing on the threshold of our history as the symbol of a new civilization; the guardian of American Culture.

Washington, convinced with justice, charmed with the heroic, and captivated with his concept of dignity and public welfare.

In his life there is a continuing and iron logic; an unswerving loyalty to his ideas, to his nation and to his conscience. His thought was truly the matrix of his acts. Agitator, soldier, statesman, or citizen, his method is the same: loyalty, perseverance, order, boldness, and passion, but all subordinate even to the stern discipline of the intellect and Christian morals.

When one reads his letters and writings, one realizes that Washington must have had the ability to recognize the smoke screens put forth by his opponents to cloud the issues and appeal to the emotions. Yes, he had the courage to meet these half-truths and innuendoes with truth and to evaluate the facts of the issues as compared to the appeals to emotion.

Of none was it truer than of him that "the way of duty is the way of glory."

Even today one may lose himself in the soul of Washington, with only delight for the spirit.

The heroes of our independence acted under very different circumstances and conditions, but their fundamental characteristics were forged in the thought and personality of Washington.

The noble and majestic life of Washington is today the perfect symbol of the American nation to which he gave life. There is in him something of lofty spirituality which removes him from other great soldier-statesmen of the past. He dignified men instead of oppressing them.

He made war, but he made things greater than war; he gave moral and political form to a great republic.

He would rather suffer injustice, than to do injustice.

For this, although his glory is great, his deeds are greater.

Always he did what he should, and not what he could.

He served his nation and did not make his nation serve him.

The President of the Senate turned the gavel over to Senator Morgan.

MEMORIAL TRIBUTE BY SENATOR FRANCES HADDON MORGAN

A tribute written by a famous woman writer and Legislator—Eva Anderson:

We pause, in the midst of a busy day—at a time of crisis in state and nation—to honor our recently-departed fellow legislators.

Enshrined on the Roll of Memory today, are the names of 27 men and 1 woman. They, too, once sat in these legislative halls even as you and I now sit here. As the clock on the wall ticked, and the calendar days fitted past with kaleidoscopic swiftness, they, too, dreamed of building a better world. But when the Reaper declares that "Life's session is ended," no mortal can stay the clock for a single instant. No one can say, "Give me a few more minutes; a few more hours. My bill didn't pass."

Eventually for all, TIME ITSELF RUNS OUT. THOSE FIRST STEPS IN IMMORTALITY, WHICH EVERY HUMAN CRAVES, MUST BE TAKEN NOW.

Those whom we honor today used some of Life's shining hours, we know, for Humanity and for the State of Washington. To them, we are deeply grateful.

To you in the galleries—friends and relatives of our comrades—we extend our warmest sympathy. Upon you, falls the great burden of this loneliness.

Here and now, may you and I—all of us—rededicate our own lives to perpetuating their dream:

"The dream of a brotherhood coming to birth.

"The dream of a Christ for a Christlike earth."

IN MEMORIAM

In tribute to the memories of these distinguished former members of the Senate and House who have passed from among us, we, the memorialists of the Thirty-eighth Session, convey the respects of the Washington State Legislature, and present our memorials to be preserved in the Book of Memory, in the custody of the Secretary of State:

In memory of:

Tribute by:

Richard W. Axtell.....	Alfred O. Adams
Arthur Bergevin	H. Maurice Ahlquist
Clemens M. Boyle.....	Henry Backstrom
Gordon J. Brown.....	P. J. Gallagher
W. E. Carty.....	(Miss) Ella Wintler
Henry J. Copeland.....	Thomas L. Copeland
Dr. J. H. Corliss.....	Frank Buster Brouillet
Fred S. Duggan.....	Elmer E. Johnston
A. E. Fuller.....	Daniel J. Evans
Charles P. Gable.....	August P. Mardesich
John H. Happy.....	Sam C. Guess
Kevin Henehan	Fred H. Dore
Ray J. Hutchinson.....	William A. Gissberg
Sidney S. Jeffreys.....	Gus Lybecker
Roy J. Kinnear.....	William E. Young
Ralph R. Knapp.....	Dwight S. Hawley
A. S. Kresky.....	Morrill F. Folsom
Frank J. Laube.....	Mrs. Frances G. Swayze
Kathryn E. Malstrom.....	George W. Kupka
Donald A. McDonald.....	Mrs. Douglas Kirk
W. K. "Bud" Reader.....	Al Henry
Sam H. Richardson.....	Donald W. Moos
Herbert H. Sieler.....	Harry A. Siler
Vernon A. Smith.....	Audley F. Mahaffey
Murray F. Taylor.....	C. W. "Red" Beck
Hugh C. Todd.....	Elmer C. Huntley
George Twidwell	Eric O. Anderson
E. W. Wagner.....	Robert F. Goldsworthy

Senator Morgan returned the gavel to the President of the Senate.

MOTION

On motion of Senator Morgan, the Joint Session was dissolved.

The President of the Senate returned the gavel to the Speaker.

The Speaker directed the Sergeants at Arms of the Senate and House to escort the President of the Senate and the Senators from the House Chamber.

The President called the Senate to order.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo, Dore, Freise, Herrmann, Petrich, Rasmussen, Raugust, Rickdall and Thompson, Jr.

MOTION

At 3:05 p. m., on motion of Senator Bailey, the Senate adjourned until 11:00 a. m., Saturday, February 23, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FORTY-FIRST DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Saturday, February 23, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Mardesich and Raugust.

On motion of Senator Neill, Senator Raugust was excused.

The Color Guard, consisting of Pages Robert Seeber, Jr., Color Bearer, and Kathryn Williams, presented the Colors.

Reverend Judson L. Crary, pastor of the Lutheran Church of the Good Shepherd of Olympia, offered prayer as follows:

"Almighty God, infinite in power and wisdom, we trust that we approach Thee in the spirit of humility and in the consciousness of our needs. We pray that our conduct and influence may reflect the teaching of our Lord, realizing that nothing finally wrong can live.

"Bless and guide the citizens of this state and grant that we may be so bound together that unity and cooperation may forbid intolerance and gross unfairness. Help us to be grim fighters for the truth, for individual freedom, and the rights of man wherever he may live.

"As we worship may we come before Thee, not as underlings who are summoned, but as children answering the call of their dear father. Strengthen these of the Senate and all who assist in their function that in regularly appointed government Thy name may be glorified. Through Thy Son, Jesus Christ our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 22, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 15; also Senate Bill No. 389, have compared same with the original bills and find them correctly engrossed. FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive.

Senate Bill No. 117:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Providing for capital improvement at the Wenatchee agricultural experiment station (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Dewey C. Donohue, William A. Gissberg, H. B. Hanna, David E. McMillan, W. C. Raugust.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 165:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Changing basis for rates for publication of legal notices (reported by Judiciary Committee):

MAJORITY recommends that the attached substitute bill be substituted therefor, and that the substitute bill do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 166:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Changing maximum rates for mandatory acceptance of bids for county printing (reported by Judiciary Committee):

MAJORITY recommends that the attached substitute bill be substituted therefor, and that the substitute bill do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 242:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Prescribing procedure for disqualification of judges (reported by Judiciary Committee):

MAJORITY recommends that the attached substitute bill be substituted therefor, and that the substitute bill do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 298:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Clarifying port districts purposes and powers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Al Henry, Ted G. Peterson, John A. Petrich, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 428:

Senate Chamber,
Olympia, Wash., February 22, 1963.

Authorizing attorney general to investigate public bidding (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 144:

Senate Chamber,
Olympia, Wash., February 23, 1963.

Enacting interstate driver license compact (reported by Committee on Highways):
MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, Ralph L. Rickdall, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 22, 1963.

MR. PRESIDENT:

The House has passed: House Bill No. 146; also
Engrossed House Bill No. 155, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., February 22, 1963.

MR. PRESIDENT:

The House has adopted House Concurrent Resolution No. 15, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 621, by Senator Gissberg:

An Act relating to revenue and taxation and to house trailer excise tax; and amending section 82.50.030, chapter 15, Laws of 1961 and RCW 82.50.030.
Referred to Committee on Ways and Means.

FIRST READING OF HOUSE BILLS AND RESOLUTION

The following were read first time by title and acted upon as indicated:

House Bill No. 146, by Representatives Gorton, Garrett and Lind:

An Act relating to the platting, subdivision and dedication of land; amending section 6, chapter 186, Laws of 1937 and RCW 58.16.050.
Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 155, by Representatives Andersen, Ackley and Comfort (by Executive request):

An Act relating to judges pro tempore of the supreme court; adding new sections to chapter 2.04 RCW; making an appropriation; and declaring an emergency.

Referred to Judiciary Committee.

House Concurrent Resolution No. 15, by Representative May:

Expressing sympathy as to the death of Mr. Jack Hamilton.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No, 15 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 15 was advanced to third reading, the second reading considered the third, the resolution was placed on final passage and adopted.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, February 11, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the position of member, State Liquor Control Board, subject to your confirmation:

Garland Sponburgh, appointed August 1, 1961, for the term ending January 15, 1970, succeeding Charles W. Bryant.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 21, 1963.

GARLAND SPONBURGH, to the position of member, State Liquor Control Board, appointed August 1, 1961, for the term ending January 15, 1970, succeeding Charles W. Bryant (reported by Committee on Liquor Control):

Recommends that said appointment be confirmed. FRANK CONNOR, *Chairman.*

We concur in this report: Victor F. DeGarmo, Herbert H. Freise, Al Henry, George W. Kupka, W. C. Raugust, Edward F. Riley, Gordon Sandison, Perry B. Woodall.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Greive that the rules be suspended and the appointment of Garland Sponburgh to the position of member of the State Liquor Control Board be confirmed.

PERSONAL PRIVILEGES

Senator Connor:

"Mr. President, Lady and Gentlemen of the Senate:

"Mr. Sponburgh appeared before our committee and assured us he had done an excellent job in the last two years and we are sure he will continue to do so."

Senator Thompson, Jr.:

"Mr. President and members of the Senate:

"You are aware that I have been critical of some of the actions of the Liquor Board particularly their business practices. Commander Sponburgh formerly lived in the 48th District in Kirkland and took responsible action as a newly appointed member toward correcting some of the objections that many of us felt were occurring by members of the Liquor Board. I know of one example, specifically. The Board had announced to the Legislative Council that they were going to rent a store on Mercer Island for \$500.00 a month. This happened to be next to one of those very desirable grocery stores that seem to have such an attraction for the Liquor Board and this was an attempt to justify their \$500.00 a month rent in Bellevue which was next to one of the hardware stores that seem to have such an attraction for the Liquor Board, and Commander Sponburgh, when this was brought to his attention, came physically to Mercer Island to examine several locations available and elected to take one for \$350.00 a month that was not next to a grocery store which seemed to have such an attraction, but which was \$150.00 a month less rent, so I think this gentleman sincerely is trying to do a good job for the Liquor Board. It is only regrettable that he doesn't have other members on the Board with his interest."

Senator Charette:

"Mr. President:

"I rise in support of this confirmation, also. I have found that Mr. Sponburgh has certainly been one that will lend his ear and listen to problems and try to straighten out these problems. He is certainly a fine gentleman and should receive the unanimous confirmation of the Senate."

The motion was carried.

APPOINTMENT OF GARLAND SPONBURGH

The Secretary called the roll and the appointment of Garland Sponburgh to the position of member of the State Liquor Control Board was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—44.

Those absent or not voting were: Senators Dore, Morgan, Raugust, Riley, Woodall—5.

Having received the approval of the Senate, the appointment of Garland Sponburgh to the position of member of the State Liquor Control Board was confirmed.

SECOND READING OF BILLS

Senate Bill No. 294, by Senators Woodall, Riley and Freise:

Eliminating power of waiver of three day waiting period in marriage license issuance.

The bill was read the second time by sections.

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

On line 20, add a new section to read as follows:

"**NEW SECTION.** Sec. 2. Section 3, chapter 204, Laws of 1939 and RCW 26.04.150 are each amended to read as follows:

[A non-resident of this state] *Any person* may secure by mail from the county auditor of the county in the state of Washington where he intends to be married, an application, and execute and acknowledge said application before a notary public. [of the state of his residence.]"

On line 2 before "amending" strike "and"

On line 3, after "180" insert "and section 3, chapter 204, Laws of 1939 and RCW 26.04.150"

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 294 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 294, and the bill passed the Senate by the following vote: Yeas, 32; nays, 15; absent or not voting, 2.

Those voting yea were: Senators Atwood, Chytil, Connor, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gissberg, Guess, Hallauer, Hanna, Herrmann, Keefe, McCormack, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—32.

Those voting nay were: Senators Bailey, Charette, Cooney, Foley, Gallagher, Greive, Henry, Hess, Knoblauch, Kupka, Lennart, McCutcheon, Moriarty, Jr., Sandison, Talley—15.

Those absent or not voting were: Senators Dore, Raugust—2.

Engrossed Senate Bill No. 294, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 182 was ordered to retain its place at the end of the second reading calendar for today.

On motion of Senator Woodall, Senate Bill No. 403 was ordered to retain a place on the second reading calendar following Senate Bill No. 129.

Senate Bill No. 356, by Senator Thompson, Jr.:

Changing city, town and certain district elections to the first Monday in November of odd-numbered years.

On motion of Senator Durkan, Substitute Senate Bill No. 356 was substituted for Senate Bill No. 356 and the substitute bill was placed on second reading and read the second time by sections.

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

In section 1, page 4, lines 19 and 20, strike "[elections in irrigation districts, port districts, and public utility districts, or] and insert "[elections in irrigation districts, port districts, and] public utility districts, or

On motion of Senator Durkan, the rules were suspended, Engrossed Substitute Senate Bill No. 356 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 356, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators Atwood, Foster—2.

Those absent or not voting were: Senators Dore, Lennart, Peterson, Raugust—4.

Engrossed Substitute Senate Bill No. 356, having received the constitutional majority, was declared passed.

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

Senate Bill No. 360, by Senators Gallagher, Cooney and Woodall:

Relating to possession and operation of certain games of skill and card-rooms.

The bill was read the second time by sections.

Senator Morgan moved the adoption of the following amendment:

On page 2, line 32, add a new section to read as follows:

"NEW SECTION. Sec. 6. The first four hundred and fifty thousand dollars of revenue accruing to the state in the 1963-65 biennium from taxes imposed under chapter 82.28 RCW on games and devices authorized by this act shall be paid into the children and youth group home account of the state general fund which is hereby created to be used for the support of the institutions administered by the division of children and youth of the department of institutions. There is appropriated from the children and youth group home account of the general fund to the department of institutions for the biennium ending June 30, 1965 the sum of three hundred thousand dollars for the construction of four new children and youth group homes and one hundred fifty thousand dollars for the operation thereof."

Re-number sections 6 and 7 as sections 7 and 8 respectively.

Debate ensued.

On motion of Senator Riley, the amendment was laid upon the table.

On motion of Senator Gallagher, the rules were suspended, Senate Bill No. 360 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Would Senator Kupka yield?"

"Senator, was a party by the name of McNeil before your committee for testimony?"

Senator Kupka:

"A party by the name of who?"

Senator Rasmussen:

"A party by the name of McNeil, Charles McNeil."

Senator Kupka:

"No, he wasn't."

Debate ensued.

PRESIDENT'S PRIVILEGE

The President:

"May the President have the date of the letter you referred to, Senator Rasmussen?"

Senator Rasmussen:

"February 21, 1963, Mr. President."

The President:

"For your information, Senator Rasmussen, the President has not received such a letter and in the future the President would appreciate your determining the accuracy of your communications before making any such flat and all-inclusive statements."

Senator Rasmussen:

"Mr. President, my apologies:

"The chances are that you have not received the letter but it is probably in the mail. It says copies were sent to the President of the Senate and the Speaker of the House. Down here quite frequently it happens that our mail is delayed. I received this some days ago. This one was addressed to me. Our mail gets piled up here and we do not get a chance to read it and this is nothing against the President because this bill has traveled out of committee so fast and into Rules Committee, I agree with you, people did not have time to consider their mail. My apologies, Mr. President. I don't mean to infer anything was wrong with your operations at all. Yesterday was the 22nd. This was dated the 21st and yesterday was a very, very busy day for all concerned."

Debate ensued.

Senators Kupka, Gallagher and Cooney demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 360 and the bill passed the Senate by the following vote: Yeas, 32; nays, 15; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Gallagher, Gissberg, Hallauer, Henry, Keefe, Kupka, McCormack, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Woodall—32.

Those voting nay were: Senators Cowen, Freise, Greive, Guess, Hanna, Herrmann, Hess, Knoblauch, Lennart, McCutcheon, Morgan, Petrich, Rasmussen, Washington, Williams—15.

Those absent or not voting were: Senators Dore, Raugust—2.

Senate Bill No. 360, having received the constitutional majority, was declared passed.

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

PERSONAL PRIVILEGE

Senator Durkan:

"Mr. President:

"Point of personal privilege. As a member of Senator Kupka's committee, I feel something should be cleared up. Senator Rasmussen stated this bill had traveled with great rapidity through the chamber of the Senate and not having any prepared speech or anything, I just took today's calendar and went through it and noted the introduction of Senate Bill No. 294 was February 4th, Senate Bill No. 182 was January 28th, Senate Bill No. 403 was February 11th, Senate Bill No. 356 was February 7th, Senate Bill No. 360 was February 7th, and on down. I think it shows that due consideration has been given to all of these bills.

"Now, Senator Rasmussen mentioned a letter and, incidentally, it should have been given great merit. I received a letter the other day in which the writer said that Senator Rasmussen was nuts and he wanted to have a hearing on him. I, for one, immediately wrote back to him and disagreed with him; however, in closing I did say we were all entitled to our opinions."

Senator Rasmussen:

"I wish to apologize to the Chairman of the Committee if the wrong impression was given. I certainly hold Senator Kupka in high esteem and we work together every day. My point was not that Senator Kupka's committee worked expeditiously, but in going home last night I heard that the committee had reported the bill out into the Rules Committee and then after studying the list at home, I find the bill on the calendar already. I only inferred that it traveled awfully fast from the time it came over the radio and right onto the calendar. Now the Committee Chairman is doing a good job and I wish to commend him."

POINT OF INQUIRY

Senator Kupka:

"Mr. President, would Senator Rasmussen yield to a question?

"Would you mind telling me or telling this body just who this gentleman is and what his address is and if he still wants to file that paper, he certainly can."

Senator Rasmussen:

"Senator Kupka, the gentleman's name is Charles McNeil and he makes the offer himself. He says, 'I would be happy and willing to appear at your request in order to amplify and produce supporting evidence.' However, I have every intention of bringing this over to the House Committee. It is too late to work on it here."

Senator Kupka:

"You didn't give me his address. You have just given me his name. I want to know his address."

Senator Rasmussen:

"He lists a telephone number, Quilcene 796-2424, if you desire to call him."

Senator Kupka:

"Where is that, Senator Rasmussen? Is that the town of Quilcene?"

Senator Rasmussen:

"It must be."

Senator Kupka:

"I thought that was a prefix."

Senator Rasmussen:

"It's in Senator Sandison's district. Maybe he knows him."

Senator DeGarmo:

"I would like to say this to my friend, Senator Rasmussen:

"I wouldn't worry too much about some of these letters. I sent a letter almost a year ago to our prosecuting attorney regarding Sunday laws and so forth and I haven't received an answer yet. Perhaps I am on the wrong side of the aisle."

MOTION

Senator Riley moved that the Senate proceed in order.

The motion was carried.

MOTION

At 12:35 p. m. on motion of Senator Greive, the Senate recessed until 1:45 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Connor, Cowen, Dore, McCormack and Raugust, Senator Raugust having been excused.

On motion of Senator Petrich, Senator Dore was excused.

On motion of Senator Durkan, Senator Cowen was excused.

APPOINTMENT OF SPECIAL COMMITTEE

The President observed within the bar of the Senate the Honorable Clarence Martin, Speaker of the House of Representatives of Oregon and Representative Ross Morgan also from the state of Oregon. The President appointed a special committee of Senators Hess, Sandison, Keefe, Neill, Woodall and Henry to escort the visitors to a place of honor upon the rostrum.

PERSONAL PRIVILEGE

Senator McMillan:

"Mr. President:

"At this time I wish to commend the honorable gentlemen from the state of Oregon for their foresight and general intelligence in securing the pay raise down there. Before leaving our Capitol, perhaps they might impart to some of our leaders some instructions as to what we might do in order to follow them."

Senator Rasmussen:

"Mr. President:

"Could I inquire of the Speaker of the House of Representatives of Oregon if they received copies of the bills that will be on the calendar Monday in the Senate in relation to the reciprocal agreement on workmen's compensation between the states?"

Speaker Martin:

"Yes, sir, we did."

Senator Rasmussen:

"Mr. President:

"We appreciate the effort of the Oregon legislature in getting this legislation passed. We are very desirous of it, also, and it was just a matter of timing and working with committees, or we would have had it done before."

MOTION

Senator Greive:

"Senator Woodall and I have a motion. We would like to join in making a motion together from both sides of the aisle. Senator Woodall will make the motion."

Senator Woodall:

"Mr. President:

"I move that the rules be suspended and Senate Bill No. 314 be placed on the second reading calendar for today."

Senator Greive:

"Mr. President:

"I would like the journal to read that that motion was made by the floor leader of the majority party and the floor leader of the minority party, both parties of the legislature, and acted upon."

The President:

"It shall be so ordered."

PERSONAL PRIVILEGE

Senator Hallauer:

"A matter of personal privilege in this instance. I do appreciate what Senator Greive and Senator Woodall are trying to do in this regard; however, there are some amendments being prepared by Mr. Jerry Hagan, Director of the Department of Labor and Industries, that would extend this reciprocal act to British Columbia as well as Oregon. I trust that in our haste to be courteous to our visitors, we won't overlook the fact that we have neighbors both to the north and south. These amendments need to be considered on Monday."

Senator Rasmussen:

"I believe that the amendment placed on the bill in committee covers the situation that Senator Hallauer brought up."

Senator Hallauer:

"I am sorry, Senator Rasmussen. This is not quite correct. There was a request by some of the labor representatives in addition to the committee amendment. There is also another amendment, a separability clause and a clarification of the particular committee amendments that you were considering."

POINT OF ORDER

Senator Greive:

"All of this debate is out of order, Mr. President. I suggest we put it on the second reading calendar. We can always hold it over."

The President stated the question before the Senate is: It has been moved that the rules be suspended and Senate Bill No. 314 be placed on the second reading calendar for today.

The motion was carried.

MOTIONS

On motion of Senator Greive, Senate Bill No. 314 was ordered to retain its place at the end of the second reading calendar for today.

On motion of Senator Washington, Senate Bill No. 232 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 173, by Senators Gissberg, Thompson, Jr. and Greive (by Joint Committee on Governmental Cooperation request):

Supplementing the law as to the procurement and use of dangerous drugs.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 173 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 173, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Cowen, Dore, McCormack, Raugust—4.

Senate Bill No. 173, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 129 was ordered to retain its place on the second reading calendar for Monday, February 25, 1963.

On motion of Senator England, Senator Peterson was excused.

Senate Bill No. 403, by Senators Woodall, Greive and Petrich:

Establishing measure of damages in action for wrongful death of child.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 403 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Thompson, Jr.:

"Would Senator Woodall yield to a question?"

"Senator, would this bill, if passed, mean that my father at the age of seventy-six, would be able to sue if I were killed?"

Senator Woodall:

"If he could prove it was any loss."

Senators Greive, Woodall and Petrich demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 403, and the bill passed the Senate by the following vote: Yeas, 25; nays, 20; absent or not voting, 4.

Those voting yea were: Senators Atwood, Charette, Connor, Cooney, DeGarmo, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Hanna, Herrmann, Hess, Keefe, Kupka, Mardesich, Morgan, Peterson, Petrich, Rickdall, Talley, Washington, Woodall—25.

Those voting nay were: Senators Bailey, Chytil, Donohue, Freise, Guess, Hallauer, Henry, Knoblauch, Lennart, McCutcheon, McMillan, Moriarty, Jr., Neill, Rasmussen, Riley, Ryder, Sandison, Stender, Thompson, Jr., Williams—20.

Those absent or not voting were: Senators Cowen, Dore, McCormack, Raugust—4.

Senate Bill No. 403, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Greive, Senate Bill No. 314 was ordered to retain its place on the second reading calendar for Monday, February 25, 1963.

Senate Bill No. 182, by Senators Riley, England and Mardesich:

Lowering percentage of public contracts price retained by political subdivision to ten percent and providing conditions for repayment before job completion.

REPORT OF STANDING COMMITTEE

Senate Bill No. 182:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Lowering percentage of public contracts price retained by political subdivision to ten percent and providing conditions for repayment before job completion (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, line 7, after "the" and before "work" insert "original contract"
DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendment was adopted.

Senator Charette moved the adoption of the following amendment:

On page 2, section 1, line 9, strike "remaining"

On line 9 after "payments" and before "in" insert "subsequently made"

Debate ensued.

POINT OF INQUIRY

Senator Washington:

"Would Senator Charette yield to a question?"

"I wish this question to be answered in order that if there are any questions of legal interpretation, that the intent of the Senate may be made clear by the question and the answer. Senator Charette, it is my understanding that by your amendment

it will still be necessary that the public agency retain, until the completion of the project, the ten percent; that it be retained until the work is complete to enforce the completion of the project or to retire any repairs that might be necessary. They would have that amount when the contract was complete; is that right?"

Senator Charette:

"That is correct. At the end of the project, they would be required by the statute to have five percent but it is within their discretion to retain more."

Senator Washington:

"Then, with that understanding, I think Senator Charette has accomplished with fewer words what I had intended with my amendment."

Debate ensued.

The motion was carried and the amendment was adopted.

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

On page 2, section 1, line 10, after "*building*" strike the comma and insert "*or*"

On lines 10 and 11, after "*work*" strike "*or other division of the contract*"

On motion of Senator Riley, the rules were suspended, Engrossed Senate Bill No. 182 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 182, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senators Gissberg, Hanna—2.

Those absent or not voting were: Senators Cowen, Dore, McCormack, Petrich, Raugust—5.

Engrossed Senate Bill No. 182, having received the constitutional majority, was declared passed.

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

NOTICE OF RECONSIDERATION

Senator Hess gave notice that, having voted on the prevailing side, he would on the next working day move that the Senate reconsider the vote by which Engrossed Senate Bill No. 403 passed the Senate.

MOTION

On motion of Senator Sandison, the Senate reverted to the second order of business for the purpose of receiving reports of standing committees.

The Secretary read:

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 23, 1963.

C. CLEMENT FRENCH, to the position of member of the Western Interstate Commission

for Higher Education, appointed July 10, 1962, for the term ending June 9, 1966, succeeding himself (reported by Committee on Higher Education and Libraries):
 MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules.

Senate Bill No. 104:

Senate Chamber,
 Olympia, Wash., February 23, 1963.

Changing community college provisions (reported by Committee on Education):
 Recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 128:

Senate Chamber,
 Olympia, Wash., February 23, 1963.

Continuing government (reported by Committee on State Government):

MAJORITY recommends that the attached substitute bill be substituted therefor, and the substitute bill do pass.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, Mike McCormack, David E. McMillan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 229:

Senate Chamber,
 Olympia, Wash., February 23, 1963.

Authorizing state colleges to grant Master of Arts and Master of Science degrees (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Andy Hess, Mike McCormack.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 282:

Senate Chamber,
 Olympia, Wash., February 23, 1963.

Authorizing tax-deferred annuities (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass and be referred to Committee on Ways and Means.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Mike McCormack, Marshall A. Neill, John N. Ryder.

On motion of Senator Sandison, the committee report was adopted and Senate Bill No. 282 was referred to Committee on Ways and Means.

Senate Bill No. 317:

Senate Chamber,
 Olympia, Wash., February 22, 1963.

Fixing location of joint district schools for purpose of receiving federal forest funds (reported by Committee on Education):

MAJORITY recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Joe Chytil, F. Stuart Foster, Al Henry, Reuben A. Knoblauch, John T. McCutcheon, Ted G. Peterson, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 323:

Senate Chamber,
Olympia, Wash., February 23, 1963.

Providing facilities for research in field of industrial and occupational health (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass as amended. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 409:

Senate Chamber,
Olympia, Wash., February 23, 1963.

Authorizing use of income of enabling act lands for University of Washington bond retirement (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass and be referred to Committee on Ways and Means. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Andy Hess, Marshall A. Neill, John N. Ryder.

On motion of Senator Sandison, the committee report was adopted and Senate Bill No. 409 was referred to Committee on Ways and Means.

Senate Bill No. 411:

Senate Chamber,
Olympia, Wash., February 23, 1963.

Providing for future construction, completion and remodeling of buildings at the state universities (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 413:

Senate Chamber,
Olympia, Wash., February 23, 1963.

Authorizing the issuance of bonds for buildings and facilities by the University of Washington and Washington State University (reported by Committee on Higher Education and Libraries):

Recommends that it do pass as amended. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 2:50 p. m., on motion of Senator Greive, the Senate adjourned until noon, Monday, February 25, 1963.

JOHN A. CHERBERG, *President of the Senate*.

WARD BOWDEN, *Secretary of the Senate*.

FORTY-THIRD DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, February 25, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Mardesich.

On motion of Senator Keefe, Senator Mardesich was excused.

The Color Guard, consisting of Pages Fred Myers, Color Bearer, and Marye Fuller, presented the Colors.

Reverend Arthur Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Bless the Lord, Oh my Soul, and all that is within me. Bless His Holy Name. Bless the Lord, Oh my Soul and forget not all His benefits. Our Father God, Thou great and good Giver: We thank Thee for Thy many and for Thy manifold gifts, for the gifts of strength and health and for friendship's boundless wealth; for the power to think aright and for freedom's Holy light. Father in Heaven we thank Thee. We thank Thee for the high privilege of living under Thee and in Thy kingdom and serving Thee.

"In this Senate Chamber this day, may Thy name be hallowed and Thy Will be done. To this end we invoke now Thy blessings upon these Legislators. Guide them in their thinking, in their speaking, and in their actions.

"Oh Master of all good works of men, set us to work anew as men fully cognizant of Thine absolute lordship and of our accountable stewardship, through Jesus Christ our Lord. Amen."

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

PROPOSITIONS AND MOTIONS

Senator Knoblauch moved that the Senate allow the Appropriations Subcommittee on Institutions the use of the Senate Chamber for an open hearing on Friday evening at 8:00 p. m., March 1, 1963.

On motion of Senator Woodall, the motion by Senator Knoblauch was referred to the Committee on Rules and Joint Rules.

On motion of Senator Henry, the Committee on State Government was relieved of further consideration of Senate Bill No. 609.

On motion of Senator Henry, Senate Bill No. 609 was referred to the Committee on Ways and Means.

MOTION FOR RECONSIDERATION

Having given notice on the previous working day, Senator Hess moved that the Senate do now reconsider the vote by which Bill No. 403 passed the Senate.

Debate ensued.

Senators Greive, Woodall and Petrich demanded the previous question and the demand was sustained.

Senator Riley demanded a roll call and the demand was sustained by Senators Henry, Hess, DeGarmo, Ryder, Thompson, Jr., Washington, Rasmussen, Charette and Hallauer.

The President stated the question before the Senate is: It has been moved that the Senate do now reconsider the vote by which Senate Bill No. 403 passed the Senate. A vote "aye" will be in essence to put Senate Bill No. 403 on final passage. A vote "no" in essence transmits the bill to the House of Representatives.

ROLL CALL

The Secretary called the roll and the motion to reconsider was carried by the following vote: Yeas, 26; nays, 20; absent or not voting, 3.

Those voting yea were: Senators Charette, Chytil, Connor, Cowen, Donohue, Dore, Freise, Guess, Hallauer, Hanna, Henry, Hess, Knoblauch, McCormack, McCutcheon, McMillan, Moriarty, Jr., Neill, Rasmussen, Raugust, Riley, Ryder, Sandison, Talley, Thompson, Jr., Williams—26.

Those voting nay were: Senators Atwood, Bailey, Cooney, DeGarmo, Durkan, England, Foster, Gallagher, Gissberg, Greive, Herrmann, Keefe, Kupka, Lennart, Morgan, Peterson, Petrich, Rickdall, Washington, Woodall—20.

Those absent or not voting were: Senators Foley, Mardesich, Stender—3.

The President stated the question before the Senate is: Senate Bill No. 403 on final passage.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 403, and the bill passed the Senate by the following vote: Yeas, 25; nays, 22; absent or not voting, 2.

Those voting yea were: Senators Atwood, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Herrmann, Keefe, Kupka, Lennart, McCutcheon, Morgan, Peterson, Petrich, Rickdall, Stender, Talley, Washington, Woodall—25.

Those voting nay were: Senators Bailey, Charette, Chytil, Cowen, Freise, Guess, Hallauer, Hanna, Henry, Hess, Knoblauch, McCormack, McMillan, Moriarty, Jr., Neill, Rasmussen, Raugust, Riley, Ryder, Sandison, Thompson, Jr., Williams—22.

Those absent or not voting were: Senators Dore, Mardesich—2.

Senate Bill No. 403, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Greive, the rules were suspended and Senate Bill No. 403 was ordered immediately transmitted to the House.

The Secretary read:

SENATE RESOLUTION

1963 -15-

By Senator McCormack:

WHEREAS, the expanding economy and growing population of these United States make ever increasing demands upon available water resources and require vast quantities of water of high quality; and

WHEREAS, it has been recognized that a greatly expanded program of research, in-

vestigations, experiments and studies relating to the prevention and control of water pollution is necessary to keep pace with the need of providing adequate supplies of water of high quality; and

WHEREAS, the scope and magnitude of water quality research problems vary widely from region to region so that the best means of coping with these problems is to conduct research at a regional level; and

WHEREAS, research on water pollution control directed to the specific problems in the state of Washington is very necessary, and many aspects of Washington's economy are dependent upon sound development of the State's water resources, and if economic growth is to proceed within the State it is necessary to have a much greater understanding of how to cope with the many emerging problems of water pollution; and

WHEREAS, provision has been made under the Federal Water Pollution Control Act for the construction of a Pacific Northwest regional field laboratory and research facility at Corvallis, Oregon, to assist in the solution of the many complex problems which affect water resources in the Pacific Northwest;

Now, Therefore Be It Resolved, that the President of the United States do include in the President's budget for fiscal year 1964, adequate funds to initiate research on an advance basis during fiscal year 1964, and that the President of the United States do encourage and the Congress assure that the funding requirements for the Pacific Northwest Regional water pollution laboratory at Corvallis, Oregon receive adequate attention in the preparation of the budget and in the appropriation processes for 1965.

Be It Further Resolved, that copies of this Resolution be transmitted to the Honorable John F. Kennedy, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, to Senator Magnuson, Senator Jackson, and to each member of the Washington delegation in the House of Representatives.

On motion of Senator McCormack, the resolution was adopted.

SENATE RESOLUTION
1963 -16-

By Senators Keefe, Dore, Riley, Gallagher, Hallauer, Gissberg:

WHEREAS, The Association for Lutheran Welfare, the Seattle Urban League, the Jewish Family and Childhood Service, the Catholic Children's Services and other denominational private agencies perform a great community service in cooperation with the State Department of Public Assistance in placing children in foster care homes; and

WHEREAS, These agencies are entirely supported by United Good Neighbor contributions and other private sources of support; and

WHEREAS, The Catholic Children's Services, one of the oldest and largest of the foster care home agencies is about to commemorate its twenty-fifth anniversary with a banquet on February 26, 1963 at the Grand Ballroom of the Olympic Hotel in Seattle, at which, among the honored guests, will be Mr. and Mrs. Santiago Beltran who have cared for foster children of all races during each of the past twenty-five years;

Now, Therefore, Be It Resolved, That the Senate of the State of Washington congratulates the Catholic Children's Service on the occasion of its twenty-fifth anniversary banquet and commends it for its important contribution to our society and its long and unswerving devotion to the cause of homeless and needy children, and also commends the many other denominational groups which perform these vital services.

Be It Further Resolved, That copies of this resolution be sent by the Secretary of the Senate to the Most Reverend Thomas A. Connolly, Archbishop of Seattle, the Most Reverend Thomas Gill, Auxiliary Bishop of Seattle, the Reverend Dennis F. Muehe, Director of the Catholic Children's Service, and Mr. and Mrs. Santiago Beltran.

On motion of Senator Dore, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 23, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 182; also
Senate Bill No. 294; also

Substitute Senate Bill No. 356 have compared same with the original bills and find them correctly engrossed., *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Bill No. 14:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Abolishing the state parks and recreation commission and transferring its powers and duties to the department of parks and recreation and to the board of natural resources (reported by Committee on State Government):

MAJORITY recommends that the attached substitute bill be substituted therefor, and the substitute bill do pass. AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Jack England, George W. Kupka, Mike McCormack, David E. McMillan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 124:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Enacting a general assistance residency requirement as a part of chapter 74.08 RCW (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 313:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Granting state department of commerce and economic development powers relating to municipal and regional planning (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended. GEORGE W. KUPKA, *Chairman*.

We concur in this report: John L. Cooney, David C. Cowen, Martin J. Durkan, Michael J. Gallagher, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Ralph L. Rickdall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 359:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Preventing persons retired from a public retirement system from receiving a pension while a public employee (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 364:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Placing nonacademic employees of state institutions of higher learning under the state retirement system only (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 387:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Authorizing the state to pay prior employer retirement costs from a lump sum appropriation or from funds in current allocations (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 435:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Establishing method of financing major industrial projects as proposed by certain governmental agencies thus furthering the state's economic growth (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, F. Stuart Foster, R. R. (Bob) Greive, Reuben A. Knoblauch, W. C. Raugust, Ralph L. Rickdall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 437:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Revising public assistance laws (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 515:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Relating to the public assistance advisory committee and creating subcommittees (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Edward F. Riley, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 541:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Changes public assistance laws to conform to federal requirements (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 61:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Repealing the triennial examination of the teachers' retirement system (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 23, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 54; also House Bill No. 75; also Substitute House Bill No. 91; also House Bill No. 94; also Engrossed Substitute House Bill No. 99; also House Bill No. 109; also Engrossed House Bill No. 137; also Engrossed House Bill No. 150; also Engrossed House Bill No. 185; also House Bill No. 198; also Engrossed House Bill No. 216; also House Bill No. 223; also House Bill No. 227; also Engrossed House Bill No. 246; also House Bill No. 270; also House Bill No. 273; also House Bill No. 280; also House Bill No. 281; also Engrossed House Bill No. 286; also Engrossed House Bill No. 289; also House Bill No. 320; also Engrossed House Bill No. 335; also House Bill No. 349; also House Bill No. 359; also Substitute House Bill No. 360; also House Bill No. 367 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., February 25, 1963.

MR. PRESIDENT:

The Speaker has signed House Concurrent Resolution No. 15 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President has signed House Concurrent Resolution No. 15.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 23, 1963.

MR. PRESIDENT:

The House has passed House Bill No. 368; also House Bill No. 373; also Engrossed House Bill No. 385; also House Bill No. 394; also House Bill No. 404; also House Joint Resolution No. 15 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., February 23, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 89 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF HOUSE BILLS AND RESOLUTION

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 54, by Representatives Shaefer, McDougall and Clark:

An Act relating to agriculture cooperative associations and corporations; amending section 11, chapter 115, Laws of 1921, as last amended by section 5, chapter 16, Laws of 1931, and RCW 24.32.110.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 75, by Representatives Gleason, Bigley and Wintler (by Legislative Council request):

An Act relating to vocational rehabilitation of certain non-disabled vocationally handicapped persons; and amending sections 74.11.010, 74.11.020, 74.11.030, 74.11.040 and 74.11.070, chapter 26, Laws of 1959 and RCW 74.11.010, 74.11.020, 74.11.030, 74.11.040 and 74.11.070.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 89, by Representatives Andersen, Witherbee and May:

An Act providing for the registration of contractors; and prescribing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

Substitute House Bill No. 91, by Committee on Education and Libraries:

An Act relating to education; authorizing certain annuities, insurance and health care contracts in connection with the schools and institutions of higher learning; and amending section 1, chapter 187, Laws of 1959 and RCW 28.76.410.

Referred to Committee on Education.

House Bill No. 94, by Representatives Beierlein, Wang and Bozarth (by Highway Interim Committee request):

An Act relating to the training of motor vehicle operators; prescribing certain penalty assessments for the financing thereof; creating a driver education account in the general fund of the state treasury; amending sections 46.20.030, 46.20.070, and 46.68.040, chapter 12, Laws of 1961 and RCW 46.20.030, 46.20.070, and 46.68.040; and amending section 46.20.110, chapter 12, Laws of 1961 as amended by section 1, chapter 214, Laws of 1961 and RCW 46.20.110.

Referred to Committee on Education.

Engrossed Substitute House Bill No. 99, by Committee on Constitution, Elections and Apportionment.

An Act relating to port districts; providing that port district commissioners in countywide districts shall be elected at large; amending section 3, chapter 17, Laws of 1959 and RCW 53.12.010; amending section 4, chapter 17, Laws of 1959 as amended by section 1, chapter 175, Laws of 1959 and RCW 53.12.020; amending section 9, chapter 175, Laws of 1959 and RCW 53.12.035; amending section 7, chapter 17, Laws of 1959 as amended by section 2, chapter 175, Laws of 1959 and RCW 53.12.040; amending section 10, chapter 175, Laws of 1959 and RCW 53.12.055; amending section 10, chapter 17, Laws of 1959 as amended by section 3, chapter 175, Laws of 1959 and RCW 53.12.120; amending section 11, chapter 17, Laws of 1959 and RCW 53.12.130; adding

new sections to chapter 53.12; and repealing section 3, chapter 68, Laws of 1951 and RCW 53.12.173.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 109, by Representatives McCormick, McElroy and Huntley: An Act relating to highways; and amending section 47.16.060, chapter 13, Laws of 1961 and RCW 47.16.060.

Referred to Committee on Highways.

Engrossed House Bill No. 137, by Representatives Morrissey, Klein and Gorton:

An Act relating to real property and authorizing the use of deeds of trust in security transactions and providing for the foreclosure thereof.

Referred to Judiciary Committee.

Engrossed House Bill No. 150, by Representatives Adams, Bozarth and McDougall (by Departmental request):

An Act relating to health districts; adding a new section to chapter 183, Laws of 1945 and to chapter 70.46 RCW.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

Engrossed House Bill No. 185, by Representatives Clark and Wedekind:

An Act relating to licensing, and regulating farm labor contractors; amending sections 1, 2, 3, 4, 6, 8, 10, 11, 13, 14 and 15, chapter 392, Laws of 1955 and RCW 19.30.010, 19.30.020, 19.30.030, 19.30.040, 19.30.060, 19.30.080, 19.30.100, 19.30.110, 19.30.130 and 19.30.140; adding new sections to chapter 392, Laws of 1955 and to chapter 19.30 RCW; and declaring an effective date.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 198, by Representatives McCaffree, Eberle and DeJarnatt (by Departmental request):

An Act relating to assistance to blind students; and amending section 2, chapter 175, Laws of 1955, and RCW 28.76.140.

Referred to Committee on Education.

Engrossed House Bill No. 216, by Representatives Braun, Brachtenbach and Mahaffey:

An Act relating to education; authorizing school districts and county superintendents to contract for or purchase information and research services and become members of nonprofit organizations providing such services.

Referred to Committee on Education.

House Bill No. 223, by Representatives Evans and Campbell:

An Act relating to education; amending section 3, chapter 66, Laws of 1915, as last amended by section 7, chapter 193, Laws of 1959, and RCW 28.77-.040; and amending section 2, chapter 254, Laws of 1957, as last amended by section 2, chapter 193, Laws of 1959, and RCW 28.77.510.

Referred to Committee on Higher Education and Libraries.

House Bill No. 227, by Representatives Harris, Schaefer and Young:

An Act relating to probate; amending section 67, chapter 156, Laws of 1917 as amended by section 1, chapter 27, Laws of 1939, and RCW 11.28.180; and amending section 82, chapter 156, Laws of 1917, and RCW 11.32.020.

Referred to Judiciary Committee.

Engrossed House Bill No. 246, by Representatives Beck, Hawley and McCormick:

An Act relating to annexation of territory by cities and towns; amending section 22, chapter 282, Laws of 1961 and RCW 35.13.243; amending section 23, chapter 282, Laws of 1961 and RCW 35.13.246; and adding new sections to chapter 282, Laws of 1961 and to chapter 35.13 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 270, by Representatives Campbell, Copeland and Gorton:

An Act relating to budgets of the state, its political subdivisions, and institutions supported, in whole or in part, by the state; and adding a new section to chapter 41.04 RCW.

Referred to Committee on Ways and Means.

House Bill No. 273, by Representatives McCormick, Rosenberg and Wang:

An Act relating to public service companies; and amending sections 81.80-.070 and 81.80.170, chapter 14, Laws of 1961 and RCW 81.80.070 and RCW 81.80.170.

Referred to Judiciary Committee.

House Bill No. 280, by Representatives Mahaffey, Wintler and Campbell:

An Act relating to education, and amending section 1, chapter 203, Laws of 1941 as amended by section 2, chapter 47, Laws of 1961, and RCW 28.05.050.

Referred to Committee on Education.

House Bill No. 281, by Representatives Huntley, Mundy and Henry:

An Act relating to the Washington state patrol retirement system; amending section 14, chapter 250, Laws of 1947, as last amended by section 3, chapter 162, Laws of 1957 and RCW 43.43.250; amending section 15, chapter 250, Laws of 1947, as last amended by section 4, chapter 162, Laws of 1957 and RCW 43.43.260; amending section 16, chapter 250, Laws of 1947, as last amended by section 2, chapter 93, Laws of 1961 and RCW 43.43.270; and amending section 9, chapter 250, Laws of 1947, as last amended by section 4, chapter 93, Laws of 1961 and RCW 43.43.300.

Referred to Committee on State Government.

Engrossed House Bill No. 286, by Representatives Bergh, King and May:

An Act relating to labor regulations; and amending section 2, chapter 84, Laws of 1905 as amended by section 2, chapter 98, Laws of 1959 and RCW 49.20.020.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 289, by Representatives Morrissey, McDougall and Lynch:

An Act relating to the issuing of licenses to carry concealed weapons; and amending section 7, chapter 172, Laws of 1935, as amended by section 6, chapter 124, Laws of 1961 and RCW 9.41.070.

Referred to Committee on State Government.

House Bill No. 320, by Representatives Garrett, Grant and Mahaffey:

An Act relating to school districts; and amending section 1, chapter 225, Laws of 1953 and RCW 28.58.045.

Referred to Committee on Education.

Engrossed House Bill No. 335, by Representatives Hood and Backstrom:

An Act relating to benefits under disability insurance contracts when

medical or surgical services are performed by licensed chiropodists; and adding new sections to chapter 79, Laws of 1947 and to chapters 48.20 and 48.21 RCW.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

House Bill No. 349, by Representatives Brouillet, Mahaffey and Henry:

An Act relating to school districts; and amending section 2, chapter 68, Laws of 1955 as amended by section 1, chapter 66, Laws of 1961; section 1, chapter 237, Laws of 1961; section 1, chapter 305, Laws of 1961 as reenacted by section 1, chapter, Laws of 1963 (Senate Bill No. 48), and RCW 28.58.100.

Referred to Committee on Education.

House Bill No. 359, by Representatives May, McCormick and Comfort:

An Act relating to the safety of persons employed underground; repealing section 5, chapter 131, Laws of 1937, section 2, chapter 194, Laws of 1941, RCW 49.24.050, and RCW 49.24.090.

Referred to Committee on Labor and Social Security.

Substitute House Bill No. 360, by Committee on Highways:

An Act relating to vehicles; providing for the regulation and licensing thereof and of persons in relation thereto; providing for the collection and disposition of moneys; adopting a uniform act on vehicle reciprocity; repealing certain acts and parts of act and chapter 46.84 RCW; providing penalties; and making an effective date.

Referred to Committee on Highways.

House Bill No. 367, by Representatives Eberle, Smith and Jueling:

An Act relating to metropolitan municipal functions; and repealing section 11, chapter 213, Laws of 1957 and RCW 35.58.110.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 368, by Representatives Uhlman, Andersen and Mundy:

An Act relating to the University of Washington and transferring lands thereto.

Referred to Committee on Natural Resources.

House Bill No. 373, by Representatives Gorton, Garrett and Pritchard:

An Act relating to elections and canvassing; amending section 1, chapter 215, Laws of 1955 as amended by section 1, chapter 50, Laws of 1961 and RCW 29.64.010; and adding a new section to chapter 29.64 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 385, by Representatives Evans, Huntley and Haussler:

An Act relating to the formation of county road improvement districts; amending section 36.88.010, 36.88.015, 36.88.030, 36.88.060, 36.88.080, 36.88.370, chapter, (Senate Bill No. 47), Laws of 1963 and RCW 36.88.010, 36.88.015, 36.88.030, 36.88.060, 36.88.080 and 36.88.370.

Referred to Committee on Highways.

House Bill No. 394, by Representatives Kink, Mundy and Lynch:

An Act relating to state institutions of higher learning; and adding a new section to chapter 28.81 RCW.

Referred to Committee on Higher Education and Libraries.

House Bill No. 404, by Representatives Kink, King and Hood:

An Act relating to the fisheries code of the state of Washington; and amending section 4, chapter 108, Laws of 1957 and RCW 75.12.220; amending section 5, chapter 108, Laws of 1957 and RCW 75.12.230; and adding a new section to chapter 108, Laws of 1957 and to chapter 75.12 RCW.

Referred to Committee on Fisheries, Game and Game Fish.

House Joint Resolution No. 15, by Representatives Earley, Evans, McCaffree, Brouillet, DeJarnatt, Pritchard, O'Donnell, Smith and Andersen.

Ratifying proposed United States Constitutional Amendment to abolish the poll tax requirement for voting in federal elections.

Referred to Committee on Constitution, Elections and Legislative Processes.

MOTION

At 1:00 p. m., on motion of Senator Greive, the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p. m.

The Secretary called the roll of the Senate and announced to the President that all Senators were present except Senators Durkan, Mardesich, and Talley, Senator Mardesich having been excused.

On motion of Senator Knoblauch, Senator Durkan was excused.

SECOND READING OF BILLS

Senate Bill No. 232, by Senators Thompson, Jr. and Bailey:

Authorizing transfer of certain fuel tax refund rights to parks.

The bill was read the second time by sections.

On motion of Senator Thompson, Jr., the following amendment was adopted:

On page 1, section 3, line 23, after "transpired." insert "The vendee shall certify his right to receive the refund under 82.36 RCW."

On motion of Senator Thompson, Jr., the rules were suspended, Engrossed Senate Bill No. 232 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Greive, Engrossed Senate Bill No. 232 was ordered to retain its place on third reading at the end of the calendar for today.

MOTION

Senator Woodall:

"Mr. President:

"I move at this time that the rules be suspended and an editorial written in the Sunday paper by the dean of our political writers, Stub Nelson, concerning the greatness of Senator John Happy be spread upon the Journal."

Senator Greive:

"Mr. President:

"On behalf of, not only myself, but of all of the Democratic members, we would like to join Senator Woodall in that motion."

The motion was carried unanimously.

The President:

"The President does not believe that a suspension of the rules is necessary, but, rather agrees with the entire assemblage that it would be of special interest to all of us if Mr. Peter Brudevold, would read the recent article in the Seattle Post-Intelligencer by Mr. Stub Nelson and, Stub, the members would certainly think the President remiss if he did not say at this time that every one of us thinks it is a remarkably good article and believes that you are to be commended for preparing such a message. For that reason, Senator Woodall and Senator Greive suggested that it be read at this time in your presence and spread upon the Journal of the Senate."

The Secretary read:

SEATTLE POST-INTELLIGENCER

Sunday, February 24, 1963

View from Olympia

John Happy's Day

By Stub Nelson, Political Editor.

A heart-warming thing happened while we were sitting in the Senate Press Row one afternoon this past week. It was a particularly pleasant interlude because it took place on a day when bitter charges and counter-charges had reverberated in the chamber.

Senator David Cowen, Spokane Democrat and dean of the upper chamber in point of service, took the floor to call presiding officer John Cherberg's attention to the presence of Mrs. John Happy, widow of the late Spokane Republican senator, in the gallery.

Lieutenant Governor Cherberg quickly and gladly extended a welcome to the visiting lady.

Introductions in legislative chambers usually are routine and perfunctory. This one was not, and we believe the story behind it worth telling.

We can't remember when an introduction sparked such a sincere and ringing ovation.

Standing by their desks, senators on both sides of the aisle went all-out as they vigorously clapped their hands.

Mrs. Happy remained quiet in her seat for a moment, but as the applause reached a rising crescendo she stood up, and with a restrained bow acknowledged the warm welcome she was receiving. Yet we feel sure she would be the first to say that the ovation was—in a very direct way—a tribute to her late husband.

The applause and hand-clapping went on and on.

ALL THE DIFFERENCES WERE WASHED AWAY

We looked out over the Senate floor and guess what? Those who seemed to be clapping the longest and loudest were liberal Democratic senators who never in their careers had voted with the conservative Senator Happy on a controversial issue.

All the differences over political philosophies had washed away.

Every senator on the floor, and their views on many issues are vastly different, showed by the warm expressions on their faces—and by their applause—an eager desire to demonstrate their tremendous admiration and respect for John Happy.

Why this united display of high regard, you may ask? The answer is simple: John Happy was a man of unlimited courage. He was as solid as a rock—a fellow who never wavered from his point of view.

Courage, let us hasten to say, is an all-important commodity in public life. The abundance or lack of it has affected the course of every legislature in the past, it will play a big part in the session now under way, and it will affect the ultimate decisions of all future legislatures.

This writer wished John Happy could have been in his old seat to hear that ovation. I truly do, because during his long service in the Senate he seldom heard cheers.

John Happy fought unceasingly against high spending and high taxes. He could say "No," loud and clear.

Traditionally, pressure groups demanding more and more and more in the way of state "services" fill the Legislative Building every session. Those who would carry the banner for the taxpayer always are outnumbered.

John Happy was not too popular with the pressure people, and he was not the darling of the masses who want a "Santa Claus" government to give everybody everything, regardless of future consequences.

HE STUCK TO HIS GUNS

Sticking to his guns, he voted his convictions fearlessly, and he took some lickings.

John Happy fought against deficits, at local and federal levels, and staunchly maintained that mounting governmental debt is placing an unfair burden on children now growing up.

There was not an ounce of demagoguery in John Happy's body. He disregarded the easy route—political expediency.

No one—but no one—could pressure him into voting for a measure—even though it had great popular appeal—that he didn't think was right.

John Happy was a great admirer of the late Senator Robert Taft. He firmly believed the Ohioan would have made a fine President. And when Republican king-makers gave Taft the go-by, he was bitterly disappointed. Yet he didn't change his course.

Senator Taft's stature has increased since his passing. Before winning the presidency, John F. Kennedy, a Democrat, wrote a book—"Profiles in Courage." In it, Mr. Kennedy included Taft among a very small group of all-time great senators.

Regardless of party affiliations, Mr. Kennedy likes men of courage. Collectively every state senator on the floor the other day displayed the same trait.

John Happy had qualifications for higher office. Yes, even governor. Yet he probably could never have won that office. He was too forthright, too candid.

It is now apparent that John Happy, like Senator Taft, has gained stature in death.

The moral and message of the John Happy story is that the quality of courage is sure to be recognized. Unfortunately, it sometimes comes a little late.

The fact that John Happy was often in the minority and suffered some defeats is not important. What counts is that he fought the good fight—and never quit.

Although he is no longer here, it is satisfying to know that his colleagues—those who were for and against him—remember him with great affection and esteem.

MOTION

Senator Keefe:

"Mr. President:

"I move that the Secretary have Mr. Nelson's article suitably inscribed and sent to Mrs. John Happy."

The President:

"With the unanimous approval of the Senate, it is so ordered.

"Peter, the members of the Senate and the President wish to commend you on the outstanding manner in which you read Mr. Nelson's article."

SECOND READING OF BILLS

Senate Bill No. 129, by Senators Dore, Knoblauch and Chytil:

Providing civil defense workmen's compensation.

On motion of Senator Riley, Substitute Senate Bill No. 129 was substituted for Senate Bill No. 129 and Substitute Senate Bill No. 129 was placed on second reading, and read the second time by sections.

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

On page 1, section 1, line 15, after "*emergencies*" and before "*for*" strike "*caused by natural disaster*"

On motion of Senator Dore, the rules were suspended, Engrossed Substitute Senate Bill No. 129 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 129, and the bill passed the Senate by the following vote: Yeas, 31; nays, 14; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Foley, Foster, Gallagher, Gissberg, Greive, Hal-

lauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Peterson, Petrich, Rasmussen, Stender, Talley, Washington—31.

Those voting nay were: Senators England, Freise, Guess, Lennart, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Williams, Woodall—14.

Those absent or not voting were: Senators Charette, Cowen, Durkan, Mardesich—4.

Engrossed Substitute Senate Bill No. 129, having received the constitutional majority, was declared passed.

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

Senate Bill No. 314, by Senators Guess, Stender and Rasmussen:
Authorizing interstate industrial insurance agreements.

REPORT OF STANDING COMMITTEE

Senate Bill No. 314:

Senate Chamber,
Olympia, Wash., February 13, 1963.

Authorizing interstate industrial insurance agreements (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, line 10, after "state" strike the period and insert the following: "*, and insofar as permitted by the Constitution and laws of the United States, to enter into similar agreements with the provinces of Canada.*" A. L. RASMUSSEN, Chairman.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendment was adopted.

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

On page 2, section 1, after the Senate Committee amendment insert a new section as follows:

"NEW SECTION. Sec. 2. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

On motion of Senator Guess, the rules were suspended, Engrossed Senate Bill No. 314 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 314, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Cowen, Dore, Durkan, Mardesich—4.

Engrossed Senate Bill No. 314, having received the constitutional majority, was declared passed.

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

Substitute Senate Bill No. 228, by Committee on Public Utilities:

Authorizing sale of water systems.

The bill was read the second time by sections.

Senator Henry moved the adoption of the following amendment:

On page 2, section 1, line 4, after "determine:" and before "AND" insert "*Provided Further, That a public utility district located in a fifth class county and bordered by the Columbia River may, in connection with the operation of a water system, or as part of a plan for acquiring or constructing and operating a water system, or in connection with the creation of another or subsidiary local utility district, may provide for the acquisition or construction, additions or improvements to, or extensions of, and operation of a sewage system within the same service area as in the judgment of the district commission is necessary or advisable in order to eliminate or avoid any existing or potential danger to the public health by reason of the lack of sewerage facilities or by reason of the inadequacy of existing facilities.*"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Sandison, Senator Foley was excused.

On motion of Senator Gissberg, Substitute Senate Bill No. 228 was ordered to retain its place at the end of today's calendar for second reading.

Senate Bill No. 352, by Senators Gissberg, Ryder and Neill:

Regulating stocks held in joint tenancy.

REPORT OF STANDING COMMITTEE

Senate Bill No. 352:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Regulating stocks held in joint tenancy (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

In section 1, line 18, after the comma (,) strike "whether or not" and insert "unless"

In section 1, line 19, after "actual" and before "knowledge" strike "or constructive"

JOHN A. PETRICH, Chairman.

We concur in this report: R. Frank Atwood, Robert L. Charette, Fred H. Dore, Martin J. Durkan, Jack England, F. Stuart Foster, Herbert H. Freise, H. B. Hanna, Karl V. Herrmann, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 352 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 352, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall,

Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foley, Mardesich—2.

Engrossed Senate Bill No. 352, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Sandison, the Senate reverted to the second order of business for the purpose of receiving a report of standing committee.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 97:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Restricting size of signs used to advertise motor vehicle fuel (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch.

Passed to Committee on Rules and Joint Rules for second reading.

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

MOTIONS

On motion of Senator Sandison, the Committee on Higher Education and Libraries was relieved of further consideration of House Bill No. 280.

On motion of Senator Sandison, House Bill No. 280 was referred to the Committee on Education.

Senator DeGarmo moved that the Committee on Highways be relieved of further consideration of Senate Bill No. 443.

Debate ensued.

Senator Morgan demanded a roll call and the demand was sustained by Senators Petrich, DeGarmo, Rasmussen, McMillan, McCutcheon, Greive, Bailey, Herrmann, Charette, and Sandison.

ROLL CALL

The Secretary called the roll on the motion by Senator DeGarmo and the motion was lost by the following vote: Yeas, 15; nays, 29; absent or not voting, 5.

Those voting yea were: Senators Atwood, DeGarmo, Dore, Durkan, England, Greive, Herrmann, Kupka, McCutcheon, McMillan, Morgan, Petrich, Rasmussen, Stender, Thompson, Jr.—15.

Those voting nay were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, McCormack, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Washington, Williams—29.

Those absent or not voting were: Senators Donohue, Foley, Lennart, Mardesich, Woodall—5.

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

SECOND READING OF BILLS

On motion of Senator McMillan, Senate Bill No. 6 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 53, by Senators Moriarty, Jr., Petrich, Atwood and Dore: Providing personal exemptions from attachment.

REPORT OF STANDING COMMITTEE

Senate Bill No. 53:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Providing personal exemptions from attachment (reported by Judiciary Committee): MAJORITY recommends that it do pass with the following amendments:

On page 3, section 1, subsection (c), line 28, after "exceed" strike "six" and insert "four"

On page 3, section 1, subsection (c), line 29, after "hundred" and before "dollars" strike "and fifty"

On page 3, section 1, subsection (4), line 33, after "ceed" strike "three" and insert "two"

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Petrich, the committee amendments were adopted:

On motion of Senator Petrich, the rules were suspended, Engrossed Senate Bill No. 53 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 53, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Donohue, Foley, Hallauer, Mardesich, Talley—5.

Engrossed Senate Bill No. 53, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 339, Senate Bill No. 374, Senate Bill No. 338, Senate Bill No. 390, Substitute Senate Bill No. 228 and Senate Bill No. 6 were ordered to retain their places on the second reading calendar for tomorrow, and Engrossed Senate Bill No. 232 was ordered to retain its place on the third reading calendar for tomorrow.

At 3:15 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Tuesday, February 26, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FORTY-FOURTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Tuesday, February 26, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Fred Myers, Color Bearer, and Marye Fuller, presented the Colors.

Reverend Arthur Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Our Father, God, we invoke Thy blessing upon another day in this legislative assembly. Thou hast promised, O Father of life, that if any lack wisdom, they should ask of Thee, and Thou will give to all liberally and not upbraid. Thou knowest, our Father, the many baffling and perplexing problems that confront the members of this law making body. Focus, therefore, we pray Thee, the hearts and minds and wills of all upon Him who said, 'I am the way and the truth and the life.' Truly Thou art the way. Without Thee there is no going. Thou art the truth. Without Thee, there is no knowing. Thou art the life. Without Thee, there is no living.

"Grant us all that way to go, that truth to know, that life to live, through the same, Thy Son, Jesus Christ, Our Lord. Amen."

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

The Secretary read:

MESSAGES OF INTEREST

Members and Officers of the Washington State Senate.

Thank you so much for the beautiful arrangement of heather, stock and snapdragons. Also for the kind tribute to Clint in the Senate Chamber. Clint held you all in very high esteem, and appreciated his work with you in the Senate garage.

MRS. CLINT NUNAMAKER AND FAMILY.

MR. AND MRS. HOMER NUNAMAKER.

February 27, 1963.

*Lieutenant Governor and Mrs. John A. Cherberg,
Olympia, Washington.*

DEAR JOHN AND BETTY:

You will never know how much Florence and I appreciated your kind letter and words of sympathy. It is a great help in times like this, as we are both heartbroken over Clint's passing.

We want to thank you from the bottom of our hearts for the kind words you spoke in Clint's behalf and having them spread upon the Senate Journal.

The floral tribute, a basket of flowers, significant of our friendship and regard, sent by the members of the Senate, was beautiful and we wish to extend our memorable appreciation to each of them and many thanks and warmest personal thoughts.

Sincerely,

HOMER O. NUNAMAKER.

APPOINTMENT OF SPECIAL COMMITTEES

The President observed within the bar of the Senate Mr. Harry S. McIlvaigh, former Secretary-Treasurer of the Pierce County Central Labor Council, and appointed a committee consisting of the Senators from Pierce County, Senators Kupka, Knoblauch, Petrich and Rasmussen, to escort Mr. McIlvaigh to a place of honor upon the rostrum, where he was presented a "Distinguished Citizen" certificate.

The President observed within the bar of the Senate former State Senator Frank Jackson and appointed a special committee consisting of Senators Ryder and Bailey to escort the former Senator to a place of honor upon the rostrum.

With leave of the Senate, business was suspended to permit former Senator Frank Jackson to address the body and to present gavels to President Pro Tempore Riley and Temporary President Cowen.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 25, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 53; also

Substitute Senate Bill No. 129; also

Senate Bill No. 314; also

Senate Bill No. 352 have compared same with the original bills and find them correctly engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

Senate Bill No. 521:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Relating to precinct election officers (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, Al Henry, Andy Hess, James Keefe, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 522:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Affecting certain political party functions (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, Al Henry, Andy Hess,

James Keefe, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John H. Stender, Walter B. Willams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 556:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Implementing law relating to independent living rehabilitation programs (reported by Committee on Public Institutions):

Recommends that it do pass.

FRANCES HADDON MORGAN, *Chairman.*

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 25, 1963.

MR. PRESIDENT:

The House has passed: Engrossed Substitute House Bill No. 261; also House Bill No. 392; also

Engrossed House Joint Resolution No. 14 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., February 25, 1963.

MR. PRESIDENT:

The House has passed House Bill No. 253 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE BILLS AND RESOLUTION

The following were read first time by title and acted upon as indicated:

House Bill No. 253, by Representatives Burtch, Anderson, Chatalas, De-Jarnatt, Brouillet and Hurley (by Executive request):

An Act relating to public assistance and the distribution of surplus commodities; amending section 1, chapter 112, Laws of 1961 and RCW 74.04.380 and adding a new section to chapter 26, Laws of 1959 and to chapter 74.04 RCW; and prescribing a penalty.

Referred to Committee on Labor and Social Security.

Engrossed Substitute House Bill No. 261, by Committee on Water Resources and Pollution Control:

An Act relating to irrigation districts; permitting certain districts to become irrigation and rehabilitation districts; amending sections 6 and 7, chapter 226, Laws of 1961 and RCW 87.84.050 and 87.84.060; amending section 2, chapter 226, Laws of 1961 and RCW 87.84.010; adding new sections to chapter 226, Laws of 1961 and to chapter 87.84 RCW; and providing penalties.

Referred to Committee on Natural Resources.

House Bill No. 392, by Representatives Garrett, Goldsworthy and Grant:

An Act relating to aeronautics, airports, and air facilities; and adding a new section to chapter 165, Laws of 1947 and to chapter 14.04 RCW.

Referred to Committee on Public Utilities.

Engrossed House Joint Resolution No. 14, by Representatives McCaffree, Garrett and Earley:

Prescribing sixty day residence requirement for presidential elections.
 Referred to Committee on Constitution, Elections and Legislative Processes.

SECOND READING OF BILLS

Senate Bill No. 339, by Senators Charette, Rasmussen and Thompson, Jr. (by Departmental request):

Allowing the state to replace or renew inadequate fish ladders located on private property.

REPORT OF STANDING COMMITTEE

Senate Bill No. 339:

Senate Chamber,
 Olympia, Wash., February 12, 1963.

Allowing the state to replace or renew inadequate fish ladders located on private property (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass with the following amendment:

In section 1, line 10, after "director" and before "may" insert "in addition to other authority granted in this chapter"

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Charette, the committee amendment was adopted.

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

On page 1, section 1, line 12, after "thereof" and before the period, insert ": *Provided*, That the director may not materially modify the amount of flow of water through the facility or device"

On motion of Senator Charette, the rules were suspended, Engrossed Senate Bill No. 339 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Washington, Engrossed Senate Bill No. 339 was ordered to retain its place at the end of the third reading calendar for today.

Senate Bill No. 374, by Senators Charette, Peterson and Donohue (by Departmental request):

Providing that the director of the game department may reconstruct existing inadequate fish ladders at the expense of the department.

REPORT OF STANDING COMMITTEE

Senate Bill No. 374:

Senate Chamber,
 Olympia, Wash., February 14, 1963.

Providing that the director of the game department may reconstruct existing inadequate fish ladders at the expense of the department (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass with the following amendment:

In section 1, line 10, after "director" and before "may" insert "in addition to other authority granted in this chapter"

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Charette, the committee amendment was adopted.

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

On page 1, section 1, line 12, after "thereof" and before the period insert ": *Provided*, That the director may not materially modify the amount of flow of water through the facility or device"

On motion of Senator Charette, the rules were suspended, Engrossed Senate Bill No. 374 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

On motion of Senator Washington, Engrossed Senate Bill No. 374 was ordered to retain its place at the end of the third reading calendar for today.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of the Apple Blossom Royalty of 1963 within the bar of the Senate and appointed a special committee consisting of Senators Knoblauch, Moriarty, Jr., Hanna and Kupka to escort Princess Janet Evans, Princess Paula Maguire and Queen Mary Radewan to places of honor upon the rostrum.

Senate Bill No. 338, by Senators Charette, Rasmussen and Talley (by Departmental request):

Providing for reciprocity as to certain fishing licenses with the state of Oregon.

The bill was read the second time by sections.

On motion of Senator Charette, the rules were suspended, Senate Bill No. 338 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 338, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Dore, McCormack, Peterson—3.

Senate Bill No. 338, having received the constitutional majority, was declared passed.

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

Senate Bill No. 390, by Senators Kupka, Freise and Riley:
Revising statutes relating to savings and loan associations.

REPORT OF STANDING COMMITTEE

Senate Bill No. 390:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Revising statutes relating to savings and loan associations (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 1, line 7, after "dicated," strike all of the underlined material on lines 7 and 8.

On page 4, section 2, lines 9 through 12, strike the entire subsection.

On page 4, section 2, line 13, strike "[(18)] (19)" and insert "(18)".

On page 8, line 12, strike all of "Sec. 10".

KARL V. HERRMANN, *Chairman*.

AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, Fred H. Dore, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

The bill was read the second time by sections.

On motion of Senator Ryder, the committee amendments were adopted.

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

In lines 14 and 15 of the title after "33.48.030" insert a period and strike the remainder of the paragraph.

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 390 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 390, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Peterson, Petrich—2.

Engrossed Senate Bill No. 390, having received the constitutional majority, was declared passed.

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

Substitute Senate Bill No. 228, by Committee on Public Utilities:

Authorizing sale of water systems.

The bill was read the second time by sections.

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

In lines 1 and 2 of the title after "water" strike "systems and the disposition thereof" and insert "and sewage systems and the acquisition, construction, and disposition thereof"

On motion of Senator Gissberg, the rules were suspended, Engrossed Substitute Senate Bill No. 228 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 228, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan,

Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Hanna, Mardesich—2.

Engrossed Substitute Senate Bill No. 228, having received the constitutional majority, was declared passed.

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

Senate Bill No. 6, by Senators Raugust, McCutcheon and Bailey:
Adjusting salaries of certain county officials.

REPORT OF STANDING COMMITTEE

Senate Bill No. 6:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Adjusting salaries of certain county officials (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 16, after "dollars]" strike "*eleven thousand five*" and insert "*ten thousand four*"

On page 1, section 1, line 18, after "dollars]" and before "*hundred*" strike "*thirteen thousand five*" and insert "*twelve thousand two*"

On page 1, section 1, lines 21 and 22, after "dollars]" and before "*hundred*" strike "*ten thousand four*" and insert "*nine thousand eight*"

On page 1, section 1, line 23, after "dollars]" and before "*hundred*" strike "*twelve thousand three*" and insert "*eleven thousand five*"

On page 1, section 1, line 24, after "dollars]" and before "*hundred*" strike "*five thousand two*" and insert "*four thousand eight*"

On page 2, section 1, line 1, after "*thousand*" strike "*eight*" and insert "*five*"

On page 2, section 1, line 3, after "*thousand*" and before "*dollars*" strike "*three hundred*"

On page 3, section 1, line 21, after "dollars]" and before "*dollars*" strike "*fifteen thousand*" and insert "*thirteen thousand two hundred*"

On page 3, section 1, lines 22 and 23, after "dollars]" and before "*dollars*" strike "*sixteen thousand nine hundred*" and insert "*fifteen thousand*"

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Victor F. DeGarmo, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, John A. Petrich, Edward F. Riley.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendments to pages 1 and 2 were adopted.

Senator Talley moved the adoption of the committee amendments to page 3.

Senator Dore moved that the question be divided and that the amendments to page 3 be considered separately.

Debate ensued.

The motion was lost.

On motion of Senator Talley, the committee amendments to page 3 were adopted.

Senator Freise moved the adoption of the following amendment:

On page 2, section 1, line 8, strike "*nine hundred*"

Debate ensued.

On motion of Senator Greive, the amendment by Senator Freise was laid upon the table.

Senator McMillan moved the adoption of the following amendment:

On page 1, section 1, line 13, after "follows:" insert "*Provided*, That the board of county commissioners of the respective counties shall first find by resolution that their county is financially able to pay the increased salaries authorized by this act; otherwise, the salaries of all county officers shall remain at present levels as now authorized under existing law:"

Debate ensued.

Senator Talley moved that the amendment be laid upon the table.

The motion was carried on a rising vote and the amendment was laid upon the table.

On motion of Senator Talley, the rules were suspended, Engrossed Senate Bill No. 6 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 6, and the bill passed the Senate by the following vote: Yeas, 41; nays, 8; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—41.

Those voting nay were: Senators Donohue, Foster, Freise, Hallauer, McMillan, Mardesich, Neill, Woodall—8.

Engrossed Senate Bill No. 6, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 65, by Representatives Burtch, Rosenberg and Comfort:

Providing certain testimony in support cases.

MOTIONS

On motion of Senator Greive, Engrossed House Bill No. 65 was ordered to retain its place on the second reading calendar for tomorrow.

At 12:25 p. m., on motion of Senator Greive, the Senate recessed until 1:25 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:25 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, Foster, Stender and Williams.

On motion of Senator Woodall, Senators Stender and Williams were excused.

SECOND READING OF BILLS

Senate Bill No. 244, by Senators Washington, Henry and Foster (by Highway Interim Committee request):

Providing for financial responsibility of motor vehicle operators and owners.

On motion of Senator Washington, Substitute Senate Bill No. 244 was substituted for Senate Bill No. 244 and Substitute Senate Bill No. 244 was read the second time by sections.

Senator Charette moved the adoption of the following amendment:

One page 25, section 65, line 30, strike all the material and insert the following:

"Section 27, chapter 21, Laws of 1961 first extraordinary session and RCW 46.52.130 are each amended to read as follows:

The director shall upon request furnish any insurance company or its agent, [business or person] *having or considering the issuance of a policy of insurance a certified abstract of the operating record of any person, [where such person has endorsed his consent on such request for the record,] covering a period of not less than five years past, whenever possible, which abstract shall include an enumeration of motor vehicle accidents in which such person has been involved and any reported convictions or forfeitures of bail of such person upon a charge of violating any motor vehicle law. Such enumeration shall include any reports of failure to appear in response to a traffic citation served upon such person by an arresting officer. In addition thereto the director shall furnish such record to the person whose driving record is involved, upon such person's request.*

The director shall collect for each such abstract the sum of one dollar *fifty cents* which shall be deposited in the motor vehicle operators' records revolving fund.

Any insurance company or its agent receiving such certified abstract shall use it exclusively for its own underwriting purposes and shall not divulge any of the information therein contained to a third party.

Any violation of this section shall be a misdemeanor, punishable by a fine of one hundred dollars."

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Would Senator Washington yield to a question?

"Senator, I am in accordance with part of what you said, but as I read this it says, if I had been injured I could get this information, but as I read the first part, it says the Department, upon request, will furnish any person a certified abstract of the operation record of any person subject to the provisions of the act, which abstract would include so and so and so and so.

"Now, what I would like to point out, under this section, as I read it, I would have the right to write to the Department and send two dollars and find out what kind of driving record my political opponent had and use it. I do not see any safeguards in this section."

Senator Washington:

"Only if he had an accident within the purview of this act. This language is roughly the language in the present act. This is not a change in the law as it is now stated. This has definitely been scrutinized and you have to be involved in an accident. This doesn't apply to just anyone."

Senator Woodall:

"The second section says if you are involved in an accident, but the first portion makes no requirement. It says 'any person subject to the provisions of this act.'"

Senator Washington:

"Yes."

Senator Woodall:

"And that means anyone operating a car, doesn't it?"

Senator Washington:

"No, this has been construed to be one who comes within the operation of the act in case of accident. Now this has been considered, as I understand it, and there has definitely been at least an informal opinion and it has been so construed, that the individual must have had an accident. We discussed this quite thoroughly in committee, and I think the members of the committee, including Senator Freise, a member on the committee, concluded that that is the meaning, so we haven't changed the wording of the previous act on this."

The motion was carried and the amendment was adopted.

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

On page 4, section 8, line 10, add a new subsection as follows:

"(3) To the driver, if not the owner of the vehicle involved in the accident, if there was in effect at the time of the accident, an automobile liability policy or bond as to which there is a bona fide dispute concerning coverage of such driver as evidenced by the pendency of litigation seeking a declaration of said driver's coverage under such policy or bond."

Re-number subsection (3) as subsection (4) and renumber the remaining subsections consecutively.

MOTIONS

On motion of Senator Dore, Senator Petrich was excused.

On motion of Senator Herrmann, Senator Durkan was excused.

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

On page 25, section 62, line 6, strike "65" and insert "62"

On motion of Senator Washington, the rules were suspended, Engrossed Substitute Senate Bill No. 244 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Rasmussen:

"Senator Washington, as I understand your explanation of this bill, if I were to bump into somebody in an automobile and cause damages in the amount of \$100.00, in the event that I paid for that, under the present law, I would be covered. That is, I have satisfied my financial responsibility. Now, under this new proposed law, even though I had paid damages caused to this gentleman's car, I then would have to furnish an insurance policy to cover any future accidents I might have."

Senator Washington:

"That is correct."

Senator Rasmussen:

"Is there anything in here that regulates the rates at which I would have to purchase that insurance?"

Senator Washington:

"No, this bill does not regulate the cost of insurance."

Senator Rasmussen:

"This means, though, that I would have to buy the insurance?"

Senator Washington:

"That is correct."

Senator Rasmussen:

"This would prohibit the License Department from giving me my license until I purchased the insurance, no matter how badly I needed my car to go to work?"

Senator Washington:

"That's right. It's like the dog bite case. You are entitled to the first bite, but you don't get a second bite."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 244, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those voting nay were: Senator Rasmussen—1.

Those absent or not voting were: Senators Durkan, Petrich, Stender—3.

Engrossed Substitute Senate Bill No. 244, having received the constitutional majority, was declared passed.

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

Senate Bill No. 289, by Senators Washington and Raugust:

Providing accident reports to be made immediately to local officials or state patrol.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 289 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Woodall:

"Would Senator Washington yield?"

"You have only covered half of what you have done. You go ahead and add some new matter whereby at the present time, you have twenty-four hours in which to report an accident. You have added new matter that says you must report immediately and then, within the twenty-four hours, make a written report. You have added new matter, have you not?"

Senator Washington:

"I believe, Senator Woodall, within twenty-four hours the operator shall make a written report."

Senator Woodall:

"No, the part that is underlined. This would require making an immediate report to the police in order to try to get the police out to make an accident report on the scene. That is a new provision which is not law, is that not correct?"

Senator Washington:

"You are correct."

Senator Woodall:

"So, if two people have an accident and mutually agree that they can report it within twenty-four hours, they still have to get the police out on the scene even though the two parties between themselves can agree that they may want to wait and report it the next day?"

Senator Washington:

"I believe that is correct."

Debate ensued.

On motion of Senator Greive, Senate Bill No. 289 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Concurrent Resolution No. 5, by Senators Washington and Peterson:

Providing for development of simplified forms for securing of information necessary for administration of laws relating to commercial vehicles.

The resolution was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Concurrent Resolution No. 5 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage, and adopted.

Senate Bill No. 405, by Senators Hanna, Hallauer and Durkan:

Changing public utility district financing and refunding provisions.

The bill was read the second time by sections.

On motion of Senator Hanna, the rules were suspended, Senate Bill No. 405 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 405, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Sandison, Talley, Washington, Williams, Woodall—45.

Those voting nay were: Senator Thompson, Jr.—1.

Those absent or not voting were: Senators Petrich, Ryder, Stender—3.

Senate Bill No. 405, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Kupka, Senator Gallagher was excused.

Senate Bill No. 229, by Senators Hallauer, Thompson, Jr., Atwood and Washington:

Authorizing state colleges to grant Master of Arts and Master of Science degrees.

The bill was read the second time by sections.

On motion of Senator Hallauer, the rules were suspended, Senate Bill No. 229 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 229, and the bill passed the Senate by the following vote: Yeas, 37; nays, 5; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Peterson, Rasmussen, Raugust, Rickdall, Sandison, Thompson, Jr., Washington, Williams, Woodall—37.

Those voting nay were: Senators Foley, Gissberg, McCutcheon, Moriarty, Jr., Riley—5.

Those absent or not voting were: Senators Gallagher, Hanna, Neill, Petrich, Ryder, Stender, Talley—7.

Senate Bill No. 299, having received the constitutional majority, was declared passed.

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

Senate Bill No. 317, by Senators Henry, Bailey and Lennart:

Fixing location of joint district schools for purpose of receiving federal forest funds.

The bill was read the second time by sections.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 1, line 22, add a section to the bill to be known as section 2 as follows: Sec. 2. Section 2, chapter 185, Laws of 1907 as last amended by section 1, chapter 131, Laws of 1949 and RCW 36.33.110 are each amended to read as follows:

The state treasurer shall turn over to the treasurers of the counties within United States forest reserves, the amount of money belonging to them, received from the federal government from such reserves, in accordance with Title 16, section 500, United States Code Annotated. Where the reserve is situated in more than one county the money shall be distributed in proportion to the area of the counties interested, and to that end the state treasurer may obtain the necessary information to enable him to make the distribution on such basis.

County commissioners of the respective counties to which the money is distributed are authorized and directed to expend *not less than one-half* of said money for the benefit of the public schools, including school maintenance and building purposes, and the *balance for the public roads* thereof, and not otherwise.

Debate ensued.

On motion of Senator Thompson, Jr., Senate Bill No. 317 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 251, by Senators Hallauer, Foley and Neill:

Exempting property belonging to soil and water conservation districts from taxation.

REPORT OF STANDING COMMITTEE

Senate Bill No. 251:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Exempting property belonging to soil and water conservation districts from taxation (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

In section 1, line 7, after "All" insert "personal" and after "belonging" insert "solely"

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Al Henry, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley.

The bill was read the second time by sections.

On motion of Senator Talley, the committee amendment was adopted.

Senator Guess moved the adoption of the following amendment:

On page 1, section 1, line 8, after "taxation" and before the period, insert ": *Provided*, That the soil conservation district shall not engage in contract construction with equipment declared to be tax exempt herein"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Hallauer, the rules were suspended, Engrossed Senate Bill No. 251 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 251, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardsich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Gallagher, Petrich, Stender—3.

Engrossed Senate Bill No. 251, having received the constitutional majority, was declared passed.

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

THIRD READING OF BILLS

MOTION

On motion of Senator Greive, Senate Bill No. 232 was ordered to retain its place on the third reading calendar for tomorrow.

Engrossed Senate Bill No. 339, by Senators Charette, Rasmussen and Thompson, Jr. (by Departmental request):

Allowing the state to replace or renew inadequate fish ladders located on private property.

On motion of Senator Charette, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 339 was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 339, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Gallagher, Mardsich, Petrich, Stender—4.

Engrossed Senate Bill No. 339, having received the constitutional majority, was declared passed.

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

Engrossed Senate Bill No. 374, by Senators Charette, Peterson and Donohue (by Departmental request):

Providing that the director of the game department may reconstruct existing inadequate fish ladders at the expense of the department.

On motion of Senator Charette, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 374 was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 374, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Morgan, Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Gallagher, McCutcheon, McMillan, Moriarty, Jr., Petrich, Stender—6.

Engrossed Senate Bill No. 374, having received the constitutional majority, was declared passed.

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

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, February 11, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the position of member, Western Interstate Commission for Higher Education, subject to your confirmation:

C. Clement French, appointed July 10, 1962, for the term ending June 9, 1966, succeeding himself.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 23, 1963.

C. CLEMENT FRENCH, to the position of member of the Western Interstate Commission for Higher Education, appointed July 10, 1962, for the term ending June 9, 1966, succeeding himself (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman.*

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Greive that the rules be suspended and the appointment of C. Clement French to the position of member of the Western Interstate Commission for Higher Education be confirmed.

PERSONAL PRIVILEGE

Senator Neill:

"Mr. President, members of the Senate:

"It is with pleasure that I rise to second the motion to confirm Dr. French's appointment as a member of the Western Interstate Commission for Higher Education. Most of the members of this body have had a chance to get acquainted with Dr. French and to work with him during his appearances here before committees, and you are well acquainted with him and the work that is being done by Dr. French and Senator Sandison on the Western Interstate Commission. This work has gone a long way toward alleviating the financial problems we have been having in dealing with higher education on the West Coast and, through the efforts of a man like Dr. French and Senator Sandison, this program is moving along very speedily."

Senator Hess:

"I would like to join Senator Neill in urging your support for the confirmation of Dr. French. I will be brief. I know the high regard in which he is held by everyone, but I wanted to make certain that it is clear that this is a genuine support from all over the state for the outstanding leadership Dr. French has given in the area of higher education, and most particularly this sphere of responsibility."

Senator Washington:

"Mr. President, members of the Senate:

"Speaking in favor of the confirmation of Dr. French, there is very little I can add, but his son lives in Ephrata and he is a very close personal friend of mine. I have grown acquainted with Dr. French, not only to know him very well as a man, but for his professional work. I certainly would go along with and request you to vote favorably for his appointment."

The motion was carried.

APPOINTMENT OF C. CLEMENT FRENCH

The Secretary called the roll and the appointment of C. Clement French to the position of member of the Western Interstate Commission for Higher Education was confirmed by the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Neill, Peterson, Rasmussen, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Gallagher, McCutcheon, Moriarty, Jr., Petrich, Raugust, Stender—6.

Having received the approval of the Senate, the appointment of C. Clement French to the position of member of the Western Interstate Commission for Higher Education was confirmed.

MOTION

At 3:10 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Wednesday, February 27, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FORTY-FIFTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, February 27, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Fred Myers, Color Bearer, and Marye Fuller, presented the Colors.

Reverend Arthur Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Great is the Lord and greatly to be praised and His greatness is unsearchable; His steadfast love endures forever.

"Our Father God we thank Thee in Thy great goodness that Thou hast permitted us to see the dawn of another day, another Ash Wednesday, the beginning of another Sacred season of Lent. In penitence and faith, may we this day in spirit take our place beneath the cross of Jesus.

"Lord, we confess our numerous faults. How great our guilt has been. Foolish and vain were all our thoughts and all our lives were sin. 'Tis by the purchase of his death who hung upon a tree, the spirit is sent down to breathe on such dry bones as we.'

"Spirit of the living God, fall afresh on us. Melt us, mold us, fill us, use us, make this day a day of opportunity to serve Thee and our fellow men. Give strength for our tasks, wisdom for our responsibilities, faith to live in Thy sight.

"Whatever we do in word or deed this day, may we do it in the name of Jesus Christ our Lord. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of the following members of the Montana State Legislature: Representatives Fred Broeder, Kalispell, Montana, Speaker Pro Tempore; Representative Clyde Hawks, former Speaker, Chairman of Appropriations Committee; Senator Bill Groff, Majority Leader; and Senator Cummings, Chairman of the Committee on Natural Resources.

The President appointed a committee consisting of Senators Bailey, Riley, Neill and Ryder to escort the visiting legislators to places of honor upon the rostrum.

With leave of the Senate, business was suspended to permit Representative Broeder and Senator Groff to address the Senate and to extend invitation to the members to visit the Montana State Legislature.

MOTIONS

Senator McCutcheon moved that the Judiciary Committee be relieved of further consideration of House Bill No. 273.

Debate ensued.

The motion was carried.

On motion of Senator McCutcheon, House Bill No. 273 was referred to Committee on Public Utilities.

On motion of Senator Washington, the Committee on Cities, Towns and Counties was relieved of further consideration of Senate Bill No. 598.

On motion of Senator Washington, Senate Bill No. 598 was referred to Committee on Highways.

The Secretary read:

**REPORTS OF STANDING COMMITTEES
GUBERNATORIAL APPOINTMENT**

Senate Chamber,
Olympia, Wash., February 26, 1963.

ROBERT ROSE, to the position of Director, Department of Commerce and Economic Development, appointed November 29, 1961, effective December 1, 1961 for the term ending at the pleasure of the Governor, succeeding H. Dewayne Kreager (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that said appointment be confirmed. GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., February 26, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 6; also

Substitute Senate Bill No. 228; also

Substitute Senate Bill No. 244; also

Senate Bill No. 251; also

Senate Bill No. 339; also

Senate Bill No. 374; also

Senate Bill No. 390, have compared same with the original bills and find them correctly engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Perry B. Woodall.

Senate Bill No. 21:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Authorizing cities and towns to adopt state agency rules and regulations by reference (reported by Judiciary Committee):

MAJORITY recommends that the attached substitute bill be substituted therefor and that the substitute bill do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 158:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Allowing cities and towns to transfer money from guaranty fund (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank

Connor, Victor F. DeGarmo, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 170:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Establishing children's center for research and training in mental retardation (reported by Committee on Rules and Joint Rules):

MAJORITY recommends that it be referred to Committee on Ways and Means.

JOHN A. CHERBERG, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, David C. Cowen, Michael J. Gallagher, William A. Gissberg, Wilbur G. Hallauer, H. B. Hanna, Reuben A. Knoblauch, Ernest W. Lennart, Marshall A. Neill, W. C. Raugust, Edward F. Riley, John N. Ryder.

On motion of Senator Cowen, the committee report was adopted and Senate Bill No. 170 was referred to Committee on Ways and Means.

Senate Bill No. 216:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Requiring metropolitan planning and authorizing public works revolving fund (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Al Henry, James Keefe, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 328:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Licensing pharmacists and regulating the sale of drugs (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass as amended.

DAVID E. McMILLAN, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, Victor F. DeGarmo, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 331:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing special provisions for beneficial insects (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass.

AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 365:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Increasing amount pension funds can invest in mutual funds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 377:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Municipalities combining water, sewerage, and garbage (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 381:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Providing funds for the development of outdoor recreational facilities in the state (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass as amended.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, F. Stuart Foster, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 383:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Creating state outdoor recreational development board and authorizing allocation of money for outdoor recreational facilities (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, F. Stuart Foster, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 406:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Dispenses with review board on city annexation on petition by owners of seventy-five percent of property (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Victor F. DeGarmo, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 415:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Regulating retail installment sales of goods and services (reported by Judiciary Committee):

MAJORITY recommends that the attached substitute bill be substituted therefor and that the substitute bill do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney,

Fred H. Dore, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Marshall A. Neill, Nat Washington, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 416:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Authorizing easement over state military lands to city of Centralia for street purposes (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Al Henry, James Keefe, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 476:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Providing for an advisory council on the aging (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, Edward F. Riley, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 478:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Authorizing county budget transfers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Al Henry, James Keefe, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 497:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Excluding certain liquor vendors from state retirement (reported by Committee on Liquor Control):

Recommends that it do pass. FRANK CONNOR, *Chairman*.

We concur in this report: Victor F. DeGarmo, Herbert H. Freise, Al Henry, George W. Kupka, W. C. Raugust, Edward F. Riley, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 139:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Changing provisions dealing with the giving of notice for certain taxes due (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Al Henry, James Keefe, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 200:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Amending the uniform reciprocal enforcement of support act as suggested by the council of state governments (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 622, by Senators Washington and Knoblauch:

An Act relating to the motor vehicle fuel tax; amending sections 82.36.010, 82.36.090, 82.36.180, 82.36.230, 82.36.260, 82.36.300, 82.36.310, 82.36.330 and 82.36.370, chapter 15, Laws of 1961 and RCW 82.36.010, 82.36.090, 82.36.180, 82.36.230, 82.36.260, 82.36.300, 82.36.310, 82.36.330, and 82.36.370; amending section 82.36.220, chapter 15, Laws of 1961 as amended by section 31, chapter 21, Laws of 1961 extraordinary session and RCW 82.36.220; and adding two new sections to chapter 15, Laws of 1961 and chapter 82.36 RCW.

Referred to Committee on Highways.

Senate Bill No. 623, by Senators Washington and Knoblauch:

An Act relating to the imposition of a motor vehicle fuel tax on the importation of gasoline into this state in the fuel supply tanks of commercial vehicles being used on the highways of this state for commercial purposes; providing for the payment, collection, and lien of the tax, and the distribution and use of the proceeds thereof; providing for the retention of records and the making of reports; providing for refunds; conferring powers and imposing duties on certain state officers and departments; imposing penalties; and providing an effective date.

Referred to Committee on Highways.

SECOND READING OF BILLS

On motion of Senator Thompson, Jr., Senate Bill No. 317 was ordered to retain its place at the end of the second reading calendar for today.

On motion of Senator Greive, House Bill No. 65 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 313, by Senators Kupka, Rickdall and Keefe (by Legislative Council request):

Granting state department of commerce and economic development powers relating to municipal and regional planning.

REPORT OF STANDING COMMITTEE

Senate Bill No. 313:

Senate Chamber,
Olympia, Wash., February 24, 1963.

Granting state department of commerce and economic development powers relating to municipal and regional planning (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass with the following amendment:

On page 2, line 9, strike section 2 and insert a new section to read as follows:

NEW SECTION. Sec. 2. There is added to chapter 215, Laws of 1957 and to chapter 43.31 RCW a new section to read as follows:

The department of commerce and economic development, through the appropriate division, in order to facilitate municipal, urban, metropolitan and regional planning, and to encourage such areas to maintain a continuing and adequate program for planning shall serve generally as a consultative, coordinating and advisory agency for aiding such planning bodies, directly, or in securing planning assistance, consultative services and technical aid which may include surveys, land use, demographic and economic studies, comprehensive plans, urban renewal plans and other plans. The department through the division, shall serve generally as a consultative, coordinating and advisory agency for state departments or agencies for planning and shall be responsible for the preparation of a state comprehensive plan. The director shall employ competent, qualified, technical personnel and such other personnel as may be required to administer this amendatory act.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: John L. Cooney, David C. Cowen, Martin J. Durkan, Michael J. Gallagher, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Ralph L. Rickdall.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendment was adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 313 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Riley:

"Would Senator Keefe yield to a question?"

"Senator Keefe, is it not true that based on your inquiry at the present time in the Department of Commerce and Economic Development there is the necessary, competent, qualified technical personnel to carry out the provisions of this act?"

Senator Keefe:

"Yes, Senator Riley. I have been so advised."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 313, and the bill passed the Senate by the following vote: Yeas, 39; nays, 7; absent or not voting, 3.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Rickdall, Riley, Ryder, Sandison, Washington, Williams—39.

Those voting nay were: Senators Guess, Morgan, Petrich, Rasmussen, Stender, Thompson, Jr., Woodall—7.

Those absent or not voting were: Senators Bailey, Raugust, Talley—3.

Engrossed Senate Bill No. 313, having received the constitutional majority, was declared passed.

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

Senate Bill No. 435, by Senators Greive, Keefe, Rickdall, Sandison and Kupka:

Establishing method of financing major industrial projects as proposed by certain governmental agencies thus furthering the state's economic growth.

The bill was read the second time by sections.

Senator Moriarty, Jr. moved the adoption of the following amendment:

On page 5, section 8, lines 10 and 11 after "state," strike "which shall comprise a single taxing district for the purpose of this levy,"

On page 5, section 8, line 19, after "080." insert " : *Provided*, That for the purpose of complying with the provisions of the seventeenth amendment to the state constitution the state project authority is hereby declared to be a governmental agency and the entire state is deemed to constitute a single taxing district for the purposes of such governmental agency."

Debate ensued.

The motion was carried and the amendment was adopted.

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

On page 5, section 8, line 17, after the period following "election" insert "The department of commerce and economic development through the state project authority shall separately identify the various projects for which the revenues to be derived hereunder will be expended and such projects shall be set forth on the ballot for the proposition which is submitted to the electors hereunder together with the amount of money to be used for each separately identified project."

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 435 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Hess, Engrossed Senate Bill No. 435 was referred to Committee on Ways and Means.

Senate Bill No. 177, by Senators Raugust, Henry and Williams:

Creating committee to promote and establish a statue of Elisha P. Ferry in the hall of fame in Washington, D. C.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, Senate Bill No. 177 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 177, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those voting nay were: Senator McCutcheon—1.

Those absent or not voting were: Senator Gissberg—1.

Senate Bill No. 177, having received the constitutional majority, was declared passed.

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Specialist Fourth Class Donald R. Vannice, 556th Transportation Company, who had been selected "Soldier of the Month" at Fort Lewis, Washington.

The President appointed a special committee consisting of Senators DeGarmo, Keefe, Stender, Atwood and Mardesich to escort Specialist Vannice to a place of honor upon the rostrum.

Senate Bill No. 298, by Senators McCormack, Freise and Gissberg:
Clarifying port districts purposes and powers.

REPORT OF STANDING COMMITTEE

Senate Bill No. 298:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Clarifying port districts purposes and powers (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 3, line 22, after "[systems of]" strike "within the district,"

On page 2, section 3, line 24, after "[storehouses,]" and before "elevators" insert "storehouses,"

On page 2, section 3, line 25, after "icing plants," strike "facilities for" and insert "[facilities for]" and after "for" strike "the"

On page 2, section 3, line 26, strike "freezing or processing" and insert "[freezing or processing]"

On page 2, section 3, line 26, after "processing" strike "of goods" and insert "[goods]"

On page 2, section 3, line 26, after "goods" strike " , agricultural products, meats or" and insert "[or]"

On page 2, section 3, line 27, strike "other perishable commodities," and insert "[perishable commodities,]"

On page 2, section 3, line 30, after "for the" and before "[al]" strike "economic" and insert "[economic]" and after "[al]" and before "handling" insert "economical"

On page 3, section 3, line 3, after "facilities, and" and before "improvements" strike "industrial" and after "improvements" insert "relating to industrial and manufacturing activities"

On page 3, section 3, line 7, after the period following "received" insert "A port district may also construct, condemn, purchase, acquire, add to and maintain facilities for the freezing or processing of goods, agricultural products, meats or perishable commodities."

On page 3, section 3, line 7, after "A" and before "district" insert "port"

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Al Henry, Ted G. Peterson, John A. Petrich, A. L. Rasmussen.

The bill was read the second time by sections.

On motion of Senator McCormack, the committee amendments were consolidated and adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Bill No. 298 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 298, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster,

Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—46.

Those voting nay were: Senator Morgan—1.

Those absent or not voting were: Senators Mardesich, Williams—2.

Engrossed Senate Bill No. 298, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Neill, Senator Lennart was excused.

On motion of Senator Hanna, Senate Bill No. 246 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 93, by Senators Dore, Talley and Ryder:
Changing urban renewal procedure.

REPORT OF STANDING COMMITTEE

Senate Bill No. 93:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Changing urban renewal procedure (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

In section 1, lines 9 and 10, after "learning" strike "or nonprofit benevolent or charitable corporation or association"

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, Edward F. Riley.

The bill was read the second time by sections.

Senator Dore moved that the committee amendment be not adopted.

Debate ensued.

Senator Hallauer moved that the committee amendment be adopted.

POINT OF ORDER

Senator Dore:

"Mr. President:

"Point of order. I think both motions are of the same order so I think we must vote first on the motion not to adopt."

RULING BY THE PRESIDENT

The President:

"Senator Dore, deciding the point of order, the motion as presented by Senator Hallauer is of a positive nature, and it has been the custom of the Senate to place a positive motion before a negative one. The question before the Senate is: It has been moved that the committee amendment be adopted."

POINT OF INQUIRY

Senator Woodall:

"As I read this present language, it says, 'all nonprofit, benevolent or charitable organizations.'

"Now, the Elks' Lodge is a benevolent organization so unless this amendment is adopted, you could take private property and turn it over to the Elks' Club or the

American Legion or any organization that is incorporated under the nonprofit category, is that true?"

Senator Dore:

"Well, Senator Woodall, maybe I could ask you a question in reverse: What I was fearful about was whether or not the language, 'institutions of higher learning' included both public and private institutions. It may be that if you strike the word 'charitable,' the courts might interpret it not to include institutions of higher learning. My thought was not to adopt the amendment. It is strictly permissive legislation anyway. The municipality can only sell to an abutting owner after a fair market value has been established and a public hearing held. I don't think the public would stand for the acquisition of private land in order to turn it over to any club.

"In answer to your question, yes, I assume if the appropriate situation arose, they could sell to the Elks' Club, but this is permissive. They would still have a right not to do it. I was originally going to hold the bill over and get an opinion from the Attorney General as to what is meant by an 'institution of higher learning.'"

POINT OF INQUIRY

Senator Washington:

"Would Senator Dore yield?"

"In the operation of urban renewal, after the land is acquired in the normal course of affairs by urban renewal, then what becomes of the property ordinarily?"

Senator Dore:

"It should be used for the purpose for which it was condemned. Sometimes, of course, there is a surplus of land which needs to be disposed. Originally, they had to sell to the highest bidder, but this would enable them to negotiate with these various parties mentioned in the statute. I think it would be unfortunate if in the Seattle University area they negotiated with a third party to build a private office building in the middle of the Seattle University campus, which may happen if the amendment of Senator Freise is adopted. I am not too certain because the amendment is not before us, but I wanted to eliminate that so there would be no question about it. That was my purpose in asking not to have this amendment adopted."

Senator Washington:

"One further question:

"Actually it is essential as part of the urban renewal program that we do acquire property by condemnation and that it then is turned over to private industry for building on the basis of competitive bid. So there is inherent in the whole field of urban renewal the idea of condemnation and use by private persons, is that right?"

Senator Dore:

"That's right."

POINT OF INQUIRY

Senator Stender:

"Senator Dore:

"You say that you could see no difference between the private institution of learning and the public institution a moment ago. Now isn't it true that one is under the directorship and control of a public group and the other is under the control of a private group?"

Senator Dore:

"Well, yes."

Senator Washington:

"It's all for a private purpose."

Senator Stender:

"Well, one is in the interest of the public and one is in the interest of a private group."

Senator Dore:

"I don't quite follow you, Senator. They are both interested in educating our students."

POINT OF INQUIRY

Senator McCutcheon:

"Would Senator Freise yield?"

"I am confused. Isn't this just getting rid of property that the public uses to anybody? I have no conception that you are condemning property for the Lutheran schools or Catholic schools or anything else."

Senator Freise:

"Well, in this particular case, Senator, you may own an apartment house. The urban renewal has the power to decide that they are going to do away with the property. It may be a fire threat. Rather than have you remove the property, they condemn it and turn right around and turn it over to a private or a charitable or parochial institution. This is anti-American. This has happened. Millions of dollars worth of downtown property in St. Louis, for example, has been turned over to the St. Louis University. They have vacated millions of dollars worth of property on streets right in downtown St. Louis and turned it over to St. Louis University. This should not happen in the state of Washington."

Senator McCutcheon:

"Without compensation?"

Senator Freise:

"At a very nominal compensation. At the present time the Edward Hines Hospital outside of Chicago, Illinois, extremely valuable government property, is being turned over to the Loyola University Board for pennies on the dollar."

POINT OF INQUIRY

Senator Rasmussen:

"Will Senator Dore yield?"

"Senator Dore, to your knowledge, are these urban renewal projects condemning more land than they want to use for the urban renewal?"

Senator Dore:

"I would say they wouldn't do that. That would be an extravagance of public funds. You can only condemn for a public purpose. Then if you don't quite use all the land in the comprehensive plan, they can, of course, sell to anyone who wants it on competitive bid. This bill would simply enable them to negotiate for the fair market value after public hearing to various parties. I think it is in the interest of all of us if perhaps the municipality could take into consideration to sell land at a fair market price to those bodies who can best help the entire community. I think it is perhaps true that our libraries, schools, parks and things of that nature perhaps are more beneficial to the entire city than to Mr. Joe Blow who is just going to use it for his own private purpose. This is merely enabling legislation. It doesn't take away the basic concept behind condemnation that it can only be for a public purpose. This is just a question whereby, after you have some land left and you want to sell it and get the money back into the treasury of the municipality, that they would have the right to negotiate with anyone, whether it be private or public persons."

Further debate ensued.

POINT OF INQUIRY

Senator Riley:

"I wonder if Senator Freise would yield to a question?"

"Senator, you have expressed concern about turning over certain land to colleges, and specifically the name of Seattle University has been mentioned. As far as you know, does the Seattle University receive any funds, any moneys from any church?"

Senator Freise:

"From what I read in the paper, I understand it is a Jesuit Institution and I believe it is an arm of the Catholic Church."

Senator Riley:

"You are correct in that part, but may I say that Seattle University does not receive any money from the Catholic Church or any other church."

Senator Freise:

"I hope that's true. At least, it doesn't receive any funds from the public treasury, either."

The motion was carried and the committee amendment was adopted.

Senator Freise moved the adoption of the following amendment:

On page 1, section 1, line 9, after "any" and before "institution" insert "public"

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Petrich, Freise, Williams, Peterson, Moriarty, Jr., Connor, Greive, McCutcheon, Durkan, Herrmann, Knoblauch, Hallauer and Gallagher.

ROLL CALL

The Secretary called the roll on the motion by Senator Freise and the amendment was not adopted by the following vote: Yeas, 19; nays, 25; absent or not voting, 5.

Those voting yea were: Senators Bailey, Chytil, Cowen, DeGarmo, Donohue, Freise, Gissberg, Guess, Hallauer, Hanna, McCormack, McMillan, Neill, Peterson, Raugust, Rickdall, Stender, Talley, Thompson, Jr.—19.

Those voting nay were: Senators Atwood, Charette, Connor, Cooney, Dore, Durkan, England, Foley, Foster, Gallagher, Greive, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Petrich, Riley, Ryder, Sandison, Washington, Williams—25.

Those absent or not voting were: Senators Henry, Hess, Lennart, Rasmussen, Woodall—5.

Senator Freise moved the adoption of the following amendment:

On page 1, section 1, line 10, strike the last two words "or charitable"

Debate ensued.

Senator Dore demanded a roll call and the demand was sustained by Senators Petrich, Morgan, Greive, Connor, Knoblauch, Hallauer, Sandison, Charette and Gallagher.

ROLL CALL

The Secretary called the roll on the motion by Senator Freise and the amendment was not adopted by the following vote: Yeas, 16, nays, 29; absent or not voting, 4.

Those voting yea were: Senators Bailey, Cowen, Donohue, Freise, Guess, Hallauer, Hanna, McMillan, Neill, Peterson, Rasmussen, Raugust, Rickdall, Stender, Talley, Thompson, Jr.—16.

Those voting nay were: Senators Atwood, Charette, Chytil, Connor, Cooney, DeGarmo, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Petrich, Riley, Ryder, Sandison, Washington, Williams, Woodall—29.

Those absent or not voting were: Senators Henry, Hess, Lennart, McCormack—4.

On motion of Senator Dore, the rules were suspended, Engrossed Senate

Bill No. 93 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Greive, Dore and Ryder demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 93, and the bill passed the Senate by the following vote: Yeas, 28; nays, 20; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foster, Gallagher, Gissberg, Greive, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Riley, Ryder, Sandison, Talley, Williams—28.

Those voting nay were: Senators Atwood, Chytil, Donohue, Durkan, Foley, Freise, Guess, Hallauer, Hanna, Henry, McCormack, McMillan, Neill, Peterson, Raugust, Rickdall, Stender, Thompson, Jr., Washington, Woodall—20.

Those absent or not voting were: Senator Lennart—1.

Engrossed Senate Bill No. 93, having received the constitutional majority, was declared passed.

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

NOTICE OF RECONSIDERATION

Having voted on the prevailing side, Senator Rasmussen served notice that he would, on the next working day, move to reconsider the vote by which Engrossed Senate Bill No. 93 passed the Senate.

MOTION

At 12:50 p. m., on motion of Senator Greive, the Senate recessed until 1:50 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:50 p. m.

The President declared the Senate to be at ease subject to the call of the President.

The President called the Senate to order at 2:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Bailey, Charette, Durkan, Foley, Foster, Guess, Hallauer, Mardesich, Petrich, Sandison and Talley.

On motion of Senator Thompson, Jr., Senator Guess was excused.

SECOND READING OF BILLS

Senate Bill No. 196, by Senators Herrmann, Neill and Ryder:

Permitting banks to invest in banking service corporations.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, Senate Bill No. 196 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 196, and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 10.

Those voting yea were: Senators Atwood, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foley, Freise, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—39.

Those absent or not voting were: Senators Bailey, Charette, Dore, Durkan, Foster, Guess, Hallauer, Mardesich, Petrich, Sandison—10.

Senate Bill No. 196, having received the constitutional majority, was declared passed.

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

On motion of Senator Bailey, Senators Sandison, Bailey, Foley, Talley, Hallauer and Durkan were excused.

MOTION

Senator Woodall moved that Senate Concurrent Resolution No. 4 be considered ahead of Senate Bill No. 242.

The motion was carried.

Senate Concurrent Resolution No. 4, by Senators Kupka, DeGarmo and Peterson:

Creating legislative committee on murals.

The resolution was read the second time in full.

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

On page 1, line 18, strike "forty" and insert "fifty"

Senator Woodall moved the adoption of the following amendment:

On page 1, line 14, after "bodies" insert " , none of whom shall be admirers of modernistic art."

Debate ensued.

Senator Hess moved that the amendment be laid upon the table.

The motion was lost on a rising vote.

Debate ensued.

Senator Keefe demanded the previous question and the demand was sustained.

The motion was carried and the amendment was adopted.

On motion of Senator Washington, Senate Concurrent Resolution No. 4 was ordered to retain its place on the second reading calendar for tomorrow.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, members of the Senate:

"In today's P.I. there is a well written article by Stub Nelson on the various schemes of reapportionment. The schemes enumerated dwindle down into insignificance in proportion to the real issue before the people in the state regarding the initiative right.

"Thigpen v. Meyers, U.S. District Court No. 5597, by judicial fiat, runs roughshod over the will of the people, in whom all political power inheres.

"Governments derive their just powers from the consent of the governed, one right the people did not consent to was the right to be governed without recourse. Thus the people wisely reserved the right of referendum. Nor did the people of this state surrender the right to initiate and declare policy directly through the initiative. And they exercise their legislative will as surely when they reject as when they elect.

"The Courts said: 'We have no way of knowing whether the measure was defeated because a majority did not desire reapportionment or whether they didn't approve of the proposed method or whether they didn't understand it (there were numerous other complicated matters on the ballot) or whether the opponents were better organized than the proponents.'

"How can the Court cast a vote for the stay-at-home, how can the Court indict the people by suggesting that the people did not understand? How can the Court indict the people by impugning the motives of the people? How can the Court, speculating on the myriad of possibilities for the vote on 211, disregard it? The people are the jury. The rationalization, however reasonable or unreasonable in the eyes of the Court, should inhere in the verdict of the people.

"None of the illustrious judges would allow counsel or a party litigant to impugn the jury or consider affidavits speculating about the credibility of the evidence, the sufficiency, the weight.

"It is presumptuous indeed for the Court to suggest that the people are less than supreme in this republican form of government. The people may be crude; but, they are nonetheless sincere. It is they who have been the moving force in all of our great crusades for freedom. In the Habeas Corpus Act, the Magna Carta, the Bill of Rights, and our own Declaration of Independence.

"Now we have finally reached the point where we should put the Courts to the test, to learn whether our learned brethren have at last reached that point where in democracy you cannot trust the people.

"Surely the Court cannot take the position that the right of the people to govern themselves means the right of the people to govern themselves in the way the district Court finds.

"And so let us not worry too much if we fail to agree upon a bill any more than our constituents. Let the Supreme Court tell us that what the people do is meaningless, if that be their position. I, for one, am confident that the Court, faced with the issue, will decide that the people's vote on Initiative 211 was, in fact, redistricting, accomplished by the legislative authority of the state through the repository of all legislative and indeed all governmental power, namely, the people."

Senate Bill No. 242, by Senators Hallauer and Petrich:

Prescribing procedure for disqualification of judges.

On motion of Senator Petrich, Substitute Senate Bill No. 242 was substituted for Senate Bill No. 242 and Substitute Bill No. 242 was placed on second reading and read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Substitute Senate Bill No. 242 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Dore:

"Would Senator Petrich yield to a question?

"Senator, I'm not too familiar with the bill but under the present statute you can only file one affidavit of prejudice. Does this bill make a special category out of one judge, circuits so that they can file endless affidavits of prejudice and never bring the matter to trial? Does this expand that right? It seems to me offhand that it would. As the law is now, you can file one affidavit against the first judge and then you are stuck with the second one. You can't file a second affidavit, but under this bill, in one judge counties, can you now endlessly file affidavits against any judge that may come to hear the case?"

Senator Petrich:

"Senator, in response to your question, there isn't any expansion of the right to file an affidavit of prejudice. One affidavit may be filed. It does provide a different means of selecting a substitute judge. That's all."

Senator Dore:

"Well, for the Journal, then, this bill still has the same rule as applied to all other counties, that a party may file only one affidavit of prejudice and he is limited to that?"

Senator Petrich:

"Right."

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 242, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Gissberg, Hanna, Raugust, Ryder—4.

Substitute Senate Bill No. 242, having received the constitutional majority, was declared passed.

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

Senate Bill No. 411, by Senators Neill and Foley:

Providing for future construction, completion and remodeling of buildings at the state universities.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Senate Bill No. 411 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 411, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Gissberg, Ryder, Talley—3.

Senate Bill No. 411, having received the constitutional majority, was declared passed.

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

Senate Bill No. 413, by Senators Neill and Foley:

Authorizing the issuance of bonds for buildings and facilities by the University of Washington and Washington State University.

REPORT OF STANDING COMMITTEE

Senate Bill No. 413:

Senate Chamber,
Olympia, Wash., February 23, 1963.

Authorizing the issuance of bonds for buildings and facilities by the University of Washington and Washington State University (reported by Committee on Higher Education and Libraries):

Recommends that it do pass with the following amendment:

On page 1, section 2, line 23, after "exceed" strike "six million five hundred" and insert "four million five hundred eighty-three" GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Sandison, the committee amendment was adopted.

On motion of Senator Neill, the rules were suspended, Engrossed Senate Bill No. 413 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 413, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foster, Talley—2.

Engrossed Senate Bill No. 413, having received the constitutional majority, was declared passed.

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

Senate Bill No. 317, by Senators Henry, Bailey and Lennart:

Fixing location of joint district schools for purpose of receiving federal forest funds.

The bill was read the second time by sections.

There being no objections, Senator Thompson, Jr. was permitted to withdraw his amendment presented yesterday.

On motion of Senator Henry, the rules were suspended, Senate Bill No. 317 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 317, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr-

mann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators McCutcheon, Talley—2.

Senate Bill No. 317, having received the constitutional majority, was declared passed.

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

THIRD READING OF BILLS

Senate Bill No. 289, by Senators Washington and Raugust:

Providing accident reports be made immediately to local officials or state patrol.

Senator Gallagher moved that Senate Bill No. 289 be referred to the Judiciary Committee.

Debate ensued.

POINT OF ORDER

Senator Gallagher:

"Point of order, Mr. President:

"I think Senator Washington is speaking on the merits of the bill, rather than the motion for referral."

RULING BY THE PRESIDENT

The President:

"The President believes your point of order is well taken, Senator Gallagher."

POINT OF ORDER

Senator Woodall:

"Mr. President, point of order:

"The motion to refer to this committee did not carry any instructions. I think the matter is undebatable."

RULING BY THE PRESIDENT

The President:

"You are correct, Senator Woodall. However, a word of explanation may be allowed."

Senator Woodall:

"I think he has had his word."

The motion to refer Senate Bill No. 289 to the Judiciary Committee was lost.

On motion of Senator Greive, Senate Bill No. 289 was ordered to retain its place on the third reading calendar for tomorrow.

MOTIONS

On motion of Senator Greive, Senate Bill No. 232 was referred to Committee on Ways and Means.

At 3:20 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Thursday, February 28, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FORTY-SIXTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, February 28, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator DeGarmo.

The Color Guard, consisting of Pages Fred Myers, Color Bearer, and Marye Fuller, presented the Colors.

Reverend Arthur Anderson, pastor of Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Beautiful Saviour, King of Creation, Son of God and Son of Man: Truly I love Thee. Truly I serve Thee, Light of my Soul, my Joy, my Crown.

"Beautiful Saviour, Lord of the Nations, Son of God and Son of Man, glory and honor, praise, adoration, now and forevermore be Thine.

"Our Lord and Saviour, Thou who did say, 'I must work the works of many while it is day. Night cometh when no man can work.' We thank Thee for this new day, fresh and unspotted from Thy hand. May we so use it in Thy service that in its close we may offer it as an acceptable gift to Thee, well used, well finished.

"God of our Fathers, and Our Father God, we thank Thee for our great country and for this great commonwealth. Truly the lines of our lives have fallen to us in pleasant places. Grant health and favor to all who bear office in our land, especially to the President and the Congress and to the Governor, Lieutenant Governor, and to the Legislators of this State. Help them to acknowledge and obey Thy Holy Will.

"Prosper Thou, we pray Thee, the labors of those who under Thee are charged with the power and responsibility of governance that we may have good government, just laws, through Jesus Christ Our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION 1963 -17-

By Senators England and Gallagher:

WHEREAS, The legislative process in the State of Washington is important to the whole process of Democracy, and any and all graphic explanations and presentations which educate the general public in its function and operation is a material contribution to our philosophy of government; and

WHEREAS, There was presented by the Queen City Broadcasting Company over Channel 7, KIRO-TV a thoughtful, carefully prepared and highly intelligent program describing the legislative process and the passage of legislation which program was entitled "To Make a Bill;" and

WHEREAS, It is the studied conclusion of the Senate of the State of Washington that this program was a substantial and material contribution to the people of this state and to their understanding and appreciation of their government; and

WHEREAS, "To Make a Bill" was the result of many hours of skillful application of certain members of the staff and the result of much expenditure of the Queen City Broadcasting Company;

Now, Therefore, Be It Resolved By the Senate of the State of Washington that Mr. John B. Hughes, Producer and Author and Narrator of "To Make a Bill", and

the Queen City Broadcasting Company are hereby highly commended and congratulated upon their presentation to the people of this state.

Be It Further Resolved That copies of this resolution shall be sent by the Secretary of the Senate to John B. Hughes, Producer and Director, of KIRO-TV and to the Queen City Broadcasting Company.

On motion of Senator England, the resolution was adopted.

MOTIONS

On motion of Senator Washington, the Committee on Cities, Towns and Counties was relieved of further consideration of House Bill No. 385.

On motion of Senator Washington, House Bill No. 385 was referred to the Committee on Highways.

MOTION FOR RECONSIDERATION

Having given notice yesterday, Senator Rasmussen moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 93 passed the Senate.

Senators Greive, Connor and McCutcheon demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present, except Senators DeGarmo and Petrich.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate, subject to roll call.

Senator Petrich appeared within the Bar of the Senate.

The President stated the question before the Senate is: It has been moved by Senator Rasmussen that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 93 passed the Senate.

Debate ensued.

POINT OF INQUIRY

Senator Riley:

"May I ask Senator Rasmussen a question?"

"Senator Rasmussen, are you a member of the Committee on Cities, Towns and Counties?"

Senator Rasmussen:

"Yes."

Senator Riley:

"This bill was before our committee, was it not?"

Senator Rasmussen:

"Yes."

Senator Riley:

"Did you offer amendments at that time?"

Senator Rasmussen:

"I was chairman of a committee of my own where we had some forty to fifty leaders of labor and industry appearing before my committee and, unfortunately, I also had two other committee meetings at the same time that day. Therefore, I could not attend the meeting."

Debate ensued.

On motion of Senator Dore, there being no objection, the rules were suspended and Senator DeGarmo was excused from under the Call of the Senate.

The President stated the question before the Senate is: It has been moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 93 passed the Senate.

Senator Dore demanded a roll call and the demand was sustained by Senators Petrich, Mardesich, Freise, Moriarty, Jr., Greive, McCutcheon, Rasmussen, and Charette.

ROLL CALL

The Secretary called the roll and the motion to reconsider was lost by the following vote: Yeas, 18; nays, 30; absent and excused, 1.

Those voting yea were: Senators Atwood, Bailey, Chytil, Durkan, Foster, Freise, Gissberg, Guess, Hallauer, Hanna, Lennart, McCormack, Neill, Rasmussen, Rickdall, Stender, Thompson, Jr., Washington—18.

Those voting nay were: Senators Charette, Connor, Cooney, Cowen, Donohue, Dore, England, Foley, Gallagher, Greive, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Raugust, Riley, Ryder, Sandison, Talley, Williams, Woodall—30.

Those absent and excused were: Senator DeGarmo—1.

On motion of Senator Durkan, the Senate dispensed with the Call of the Senate.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 27, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing to whom was referred Senate Bill No. 93; also
Senate Bill No. 298; also
Senate Bill No. 313; also
Senate Bill No. 413; also
Senate Bill No. 435 have compared same with the original bills and find them correctly Engrossed. _____, *Chairman.*

We concur in this report: Fred H. Dore, Michael J. Gallagher, Marshall A. Neill.

GOVERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., February 26, 1963.

G. MERTON DICK, to the State Tax Commission, appointed February 20, 1963, for the term ending January 31, 1969, succeeding himself (reported by Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

FRANK W. FOLEY, *Chairman.*
MARTIN J. DURKAN, *Chairman,*
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman,*
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty,

Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, Gordon Sandison, Don L. Talley, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

Senate Bill No. 74:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Granting concurrent jurisdiction to certain justice courts regarding obscene material (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 102:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Prescribing safety equipment and regulating motorboats (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 110:

Senate Chamber,
Olympia, Wash., February 22, 1963.

Transfers powers and duties of county committees on school district organization, herein abolished, to county boards of education (reported by Committee on Education):

MAJORITY recommends that it do pass. ANDY HESS, *Chairman*.

We concur in this report: Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, Ted G. Peterson, John H. Stender, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 175:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Restricting Sunday sales (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, David C. Cowen, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, Ted G. Peterson, W. C. Raugust, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 208:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Clarifying student fees for state colleges (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England,

William A. Gissberg, Wilbur G. Hallauer, Andy Hess, George W. Kupka, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 233:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Authorizing public utility districts and their employees to enter into labor relations (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 241:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Establishing a state teletypewriter communications network (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass. FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, Victor F. DeGarmo, Dewey C. Donohue, Jack England, William A. Gissberg, Andy Hess, George W. Kupka, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, Edward F. Riley, Gordon Sandison, Don L. Talley, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 275:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing for enforcing support for dependent children (reported by Committee on Labor and Social Security):

MAJORITY recommends that the substitute bill be substituted therefor, and the substitute bill do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 290:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Authorizing collection of tuition and other fees at Washington State University (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass. FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, William A. Gissberg, Wilbur G. Hallauer, Andy Hess, George W. Kupka, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr.,

Marshall A. Neill, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 301:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Authorizing collection of tuition and other fees at University of Washington (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, William A. Gissberg, Wilbur G. Hallauer, Andy Hess, George W. Kupka, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 324:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Licensing nuclear materials and equipment utilizing such (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass.

MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 329:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Permitting certain school district employees to become members of state employees' retirement system (reported by Committee on Education):

MAJORITY recommends that it do pass, and that it be referred to the Committee on Ways and Means.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

On motion of Senator Hess, the committee report was adopted and Senate Bill No. 329 was referred to the Committee on Ways and Means.

Senate Bill No. 370:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Pertaining to electrical installations (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 378:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing additional safeguards for witnesses in contested cases under administrative procedure act (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 419:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Regulating school district annexations (reported by Committee on Education):

MAJORITY recommends that it do pass. ANDY HESS, *Chairman*.

We concur in this report: William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 450:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Requiring the licensing of private schools and their representatives (reported by Committee on Education):

MAJORITY recommends that it do pass. ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 472:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Repealing and effecting certain industrial loan company provisions (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass. KARL V. HERRMANN, *Chairman*.
AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Frank W. Foley, George W. Kupka.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 485:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Requiring certain expenses to be paid from medical aid fund for benefit of injured workmen (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, August P. Mardesich, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 491:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Adding new crime under burglary classification (reported by Judiciary Committee):
MAJORITY recommends that it do pass., *Chairman.*

We concur in this report: R. Frank Atwood, John L. Cooney, Martin J. Durkan, Jack England, F. Stuart Foster, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 500:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Permitting transfer of employees of former harbor department or city of first class to city's police pension system (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, August P. Mardesich, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 509:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Affecting certain employee liens for contributions to benefit plans (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended. A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, August P. Mardesich, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 516:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Changing provisions for medical care for public assistance recipients (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 524:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing salary of certain state mine inspectors be determined by director of labor and industries (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, August P. Mardesich, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 525:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing medical aid to the aged (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman.*
MARTIN J. DURKAN, *Chairman,*
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman,*
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue.

Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 533:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing for the payment of moving costs in eminent domain proceedings (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 535:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Permitting school districts to acquire insurance for persons transported by the district (reported by Committee on Education):

MAJORITY recommends that it do pass. ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 540:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Implementing law relating to delinquent industrial insurance payments of employers (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, August P. Mardesich, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 555:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Authorizing agreements for on-the-job training (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 581:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Relating to vocational rehabilitation (reported by Committee on Education):

MAJORITY recommends that it do pass. ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, William A. Gissberg,

Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 582:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing for payment of liquor board administrative expenses (reported by Committee on Liquor Control):

MAJORITY recommends that it do pass.

FRANK CONNOR, *Chairman*.

We concur in this report: Victor F. DeGarmo, Herbert H. Freise, Al Henry, George W. Kupka, W. C. Raugust, Edward F. Riley, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 602:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Deleting certain notice provisions in certain county and city utility franchise procedures (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass.

JOHN T. MCCUTCHEON, *Chairman*.

We concur in this report: Robert C. Bailey, Joe Chytil, John L. Cooney, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, R. R. (Bob) Greive, H. B. Hanna, James Keefe, Mike McCormack, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 253:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Pertaining to surplus commodities for use of public assistance recipients (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 392:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Authorizing procedure for transfer to state of federal airport facilities (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass.

JOHN T. MCCUTCHEON, *Chairman*.

We concur in this report: Robert C. Bailey, Joe Chytil, John L. Cooney, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, R. R. (Bob) Greive, H. B. Hanna, James Keefe, Mike McCormack, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

HOUSE AMENDMENT TO SENATE RESOLUTION

House of Representatives,
Olympia, Wash., February 27, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Concurrent Resolution No. 6 with the following amendment:

Beginning on page 1, line 5, strike the remainder of the concurrent resolution and substitute the following:

Now, Therefore, Be It Resolved, By the Senate, the House of Representatives concurring, that the Legislative Council shall explore and evaluate the existence, nature and operation of political campaign contributions to individual candidates and groups of candidates, including contributions and funds raised by individuals, political parties, subdivisions and committees thereof, lobbyists, individuals and committees independent of political parties, and including contributions and funds raised and/or disbursed by incumbent officeholders and candidates for public office, and contributions and funds from all other groups which attempt to influence partisan elections or legislation, including contributions raised by fund-raising dinners and by any other means; and

Be It Further Resolved, That all candidates for any partisan federal, state and state legislative office in the state of Washington voted upon in the 1960 and 1962 primary and general elections, as well as all other individuals and groups enumerated in the foregoing paragraph are requested to cooperate with the Legislative Council, and to disclose to the Council such knowledge as they may possess concerning such funds and contributions; and

Be It Further Resolved, That the Legislative Council shall report to the Thirty-ninth Legislature its findings and recommendations, which report shall be a public document.", and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk*.

Senator Greive moved that the Senate concur in the House amendment to Engrossed Senate Concurrent Resolution No. 6.

Debate ensued.

The motion was carried.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 6, as amended by the House, and the resolution passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator DeGarmo—1.

Engrossed Senate Concurrent Resolution No. 6, as amended by the House, having received the constitutional majority, was declared passed.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Point of personal privilege, Mr. President:

"Mr. President, I was attempting to get the floor to speak on this concurrent resolution and the body cut me off."

POINT OF ORDER

Senator Gallagher:

"Point of order, Mr. President:

"It may have been that Senator Rasmussen was attempting to get the floor, but the previous question had been demanded and he now wishes to debate the merits of the resolution."

Senator Rasmussen:

"I have no desire to debate the merits of the resolution."

RULING BY THE PRESIDENT

The President:

"Ruling upon the point of order presented by Senator Gallagher, the President

believes the point of order is well taken. The previous question had been requested. The previous question had been sustained and the Senate rules provide that the main question be placed immediately after the Senate has sustained the previous question. I believe that was a proper course of action."

Senator Rasmussen:

"Mr. President (Interruption)"

The President:

"And, further, Senator, on the point of personal privilege, if you wish a definition, the President has a statement prepared to read on the point of personal privilege, if the members desire to hear it."

MOTION

Senator McCutcheon:

"I move the President read his statement so we will know where we stand."

The motion was carried.

The Secretary read:

RULING BY THE PRESIDENT

Personal Privilege

"Questions of privilege shall be, first, those affecting the rights of the Senate collectively, its safety, dignity, and the integrity of its proceedings; second, the rights, reputation, and conduct of members individually in their representative capacity only.

"The object of the rule was to prevent the large consumption of time which resulted from members getting the floor for all kinds of speeches under the pretext of personal privilege.

"Apparently, the rule was adopted to limit speeches, rather than extend more excuses for members to get on their feet. This rule dates back to 1880. However, the rule of the Senate is:

"Rule 25: Any Senator may rise to a question of privilege and explain a matter personal to himself by leave of the President, but he shall not discuss any pending question in such explanations, nor shall any question of personal privilege permit any Senator to introduce any person or persons in the galleries. Provided: The President, upon notice received, may acknowledge the presence of any group without applause from the Senate.

"Personal privilege, then, would be: 'a right of a Senator to rise and defend an attack on himself in a representative capacity made by another Senator, or anyone else either privately or publicly.'

"The rule would not permit a member to rise and make a derogatory remark but only to rebut one."

The President:

"The President believes the statement is quite clear, Senator Rasmussen, and if the President's memory is correct, the proceedings this morning certainly have not caused any attack on you."

MOTION

Senator McCutcheon moved that the Senate proceed in order.

The motion was carried.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 10, by Senators Gallagher and Riley: Creating a joint committee to determine the origin of the state flag. Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

SECOND READING OF BILLS

Engrossed House Bill No. 65, by Representatives Burtch, Rosenberg and Comfort:

Providing certain testimony in support cases.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 65:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Providing certain testimony in support cases (reported by Judiciary Committee):
MAJORITY recommends that it do pass with the following amendments:

In section 1, line 9, after "inapplicable" and before "both" strike the semicolon
(;) and insert "and"

In section 1, line 9, after "wife" and before "shall" insert "in such proceedings"

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments were adopted.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 65, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 65, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators DeGarmo, McCutcheon, Morgan—3.

Engrossed House Bill No. 65, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Senate Bill No. 246, by Senators Hanna, McCutcheon and Woodall:

Creating the position of municipal justice in cities of all classes and abolishing the post of police justice.

REPORT OF STANDING COMMITTEE

Senate Bill No. 246:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Creating the position of municipal justice in cities of all classes and abolishing the post of police justice (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 2, line 16, after "mayor" strike "No person" and strike all of the matter down to and including "state." on line 18.

On page 5, section 5, line 19, after "thereof." insert two new sections to read as follows:

NEW SECTION. Sec. 6. Section 1, chapter 83, Laws of 1949 and RCW 35.23.020 are each amended to read as follows:

"The elective officers of a city of the second class shall consist of a mayor, twelve councilmen, a city clerk, and a city treasurer [, and (except in cities under the commission form of government) a police judge]. In cities operating under the commission form of government the police judge shall be appointed by the mayor."

NEW SECTION. Sec. 7. Section 9, chapter 241, Laws of 1907 is amended to read as follows:

"No person shall be eligible to hold any *elective* office in such city unless such person be a resident and elector of the city at the time of his election [or appointment]. No person shall be eligible to hold the office of mayor, member of the city council, street commissioner, treasurer, city clerk, city attorney, [police judge] or chief of police unless he be a resident and elector of such city at the time of his election [or appointment] and unless he shall have resided in the city for at least one year next preceding the date of his election [or appointment]."

Renumber the remaining sections consecutively.

On page 12, section 22, being renumbered section 24, line 17, after "chapter" and before "RCW" strike "35.27" and insert "35".

On page 12, section 22, being renumbered section 24, line 19, after "judge" and before "shall" insert "in any second, third, or fourth class municipality"

In line 10 of the title, after "RCW 35.22.480;" and before "amending" insert "amending section 1, chapter 83, Laws of 1949 and RCW 35.23.020; amending section 9, chapter 241, Laws of 1907;"

In line 25 of the title, after "chapter" strike "35.27" and insert "35".

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Al Henry, Andy Hess, Ted G. Peterson, John A. Petrich, Edward F. Riley.

The bill was read the second time by sections.

On motion of Senator Hanna, the committee amendments to section 2, section 5 and section 7 were adopted.

Senator Hanna moved that the committee amendment to section 22, being renumbered section 24 be adopted.

Debate ensued.

The motion was lost and the amendment was not adopted.

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

On page 12, renumbered section 24, line 17, strike renumbered section 24 with all amendments.

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

On page 12, line 23, add the following section:

Sec. 22. Section 16, chapter 290, Laws of 1955 and RCW 35.20.160 are each amended to read as follows:

"The [total of the]salaries of each municipal judge under this chapter shall be fixed by the legislative body of the city at not less than nine thousand dollars per annum, to be paid by the city in monthly or semimonthly installments as for other officials of the city [or county], and such [total] salaries shall not be more than the salaries paid the superior court judges in the county in which the court is located. [Three thousand dollars of the total salaries shall be paid by the county treasurer and the remainder shall be paid by the city treasurer.]

"The 1963 amendment to this section shall not take effect until January 1, 1964."

On page 10, lines 5 through 24 inclusive, strike the whole of section 16, and renumber the remaining sections accordingly.

MOTIONS

On motion of Senator Gissberg, Senate Bill No. 246 was ordered to retain its place at the end of today's calendar for second reading.

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

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo, Mardesich and Talley.

On motion of Senator Bailey, Senator DeGarmo was excused.

On motion of Senator McMillan, Senator Talley was excused.

Senate Concurrent Resolution No. 4, by Senators Kupka, DeGarmo and Peterson:

Creating legislative committee on murals.

The resolution was read the second time in full.

Senator Washington moved the adoption of the following amendments:

On page 1, line 8, after "thereof," insert "and WHEREAS, All of the well known existing portraits of George Washington show him in his formal white wig or powdered hair, posed in the stiff and formal portrait pose which was the custom of the day, and depict him not as the human being he really was, but as a cold, haughty, stone-faced superhuman being;"

On page 1, line 16, after "and" insert: "*Be It Further Resolved*, That the committee study the matter of securing the services of an artist of outstanding ability to study the many portraits, statues and written descriptions of George Washington with the view of producing a mural which will faithfully reproduce his features but which will remove the stony, formal mask behind which the real human George Washington was hidden by the portrait artists of his day; and *Be It Further Resolved*, That the committee cooperate with voluntary citizens groups to raise the necessary money for producing such a painting of George Washington so that public funds need not be used for this purpose; and"

Debate ensued.

The motion was carried and the amendments were adopted.

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 1, lines 10 and 11, after "study" in line 10 and before "the" in line 11, insert "and to consult with the Washington State Arts Commission established by chapter 301, Laws of 1961, regarding"

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Concurrent Resolution No. 4 was advanced to third reading, the second reading considered the third, and the resolution was adopted.

On motion of Senator Kupka, the rules were suspended and Engrossed Senate Concurrent Resolution No. 4 was immediately transmitted to the House.

House Bill No. 70, by Representatives Adams, McFadden and Lewis:

Clarifying the practice of licensed practical nurses and raising certain fees.

The bill was read the second time by sections.

On motion of Senator McMillan, the rules were suspended, House Bill No. 70 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 70, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senator Hess—1.

Those absent or not voting were: Senators DeGarmo, Durkan, Henry, Petrich, Raugust, Talley—6.

House Bill No. 70, having received the constitutional majority, was declared passed.

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

House Bill No. 242, by Representatives Bigley, Lewis and Wedekind (by Departmental request):

Providing log patrol licenses be obtained from department of natural resources.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, House Bill No. 242 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 242, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators DeGarmo, Henry, Raugust, Riley, Talley—5.

House Bill No. 242, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 143, by Representatives Huntley, Rosenberg and Leland (by Highway Interim Committee request):

Regulating motor vehicle speed limits.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 143 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Freise:

"Would Senator Washington yield?

"Does this apply only to limited access highways?"

Senator Washington:

"This applies only to fully controlled limited access highways."

Senator Freise:

"Do you have a provision that refers to twenty-five miles per hour within the limits of incorporated cities and towns? They wouldn't have limited access highways."

Senator Washington:

"I'm talking about the seventy mile limit. This also covers the general speed limits in cities and towns and in the counties."

Senator Freise:

"It also provides, doesn't it, on page 2, that the nighttime speed will be fifty-five miles per hour, rather than the sixty we now have?"

Senator Washington:

"I believe that's been deleted."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 143, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators DeGarmo, Dore, Guess, Henry, Raugust, Talley—6.

Engrossed House Bill No. 143, having received the constitutional majority, was declared passed.

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

House Bill No. 151, by Representatives Adams, McElroy and Odell (by Departmental request):

Permitting municipalities and health districts to contract for sale or purchase of health services.

The bill was read the second time by sections.

On motion of Senator McMillan, the rules were suspended, House Bill No. 151 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 151, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Koblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators DeGarmo, Dore, Guess, Raugust, Talley—5.

House Bill No. 151, having received the constitutional majority, was declared passed.

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

House Bill No. 61, by Representatives Campbell and Copeland (by Legislative Council request):

Repealing the triennial examination of the teachers' retirement system.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the rules were suspended, House Bill No. 61 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 61, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators DeGarmo, Durkan, Raugust, Talley—4.

House Bill No. 61, having received the constitutional majority, was declared passed.

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

APPOINTMENT OF SPECIAL COMMITTEE

The President observed within the bar of the Senate former State Senator Howard Roup and appointed a special committee consisting of Senators Donohue, Hanna, McMillan, Freise and Neill to escort the former Senator to a place of honor on the rostrum.

MOTIONS

On motion of Senator Petrich, Engrossed House Bill No. 188 was ordered to retain its place on second reading immediately following Senate Bill No. 239.

On motion of Senator Dore, Senate Bill No. 128 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 163, by Senators Petrich and McCutcheon:

Authorizing metropolitan park districts to participate in flood control projects.

The bill was read the second time by sections.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 163 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 163, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators DeGarmo, Henry, McCormack, Raugust, Talley—5.

Senate Bill No. 163, having received the constitutional majority, was declared passed.

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

Senate Bill No. 424, by Senators Washington, Donohue and Moriarty, Jr.: Implementing the law relating to motor vehicle lighting and equipment.

REPORT OF STANDING COMMITTEE

Senate Bill No. 424:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Implementing the law relating to motor vehicle lighting and equipment (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, beginning on line 24, after "ter" strike all of the matter down to and including "equipment" on line 25.

On page 1, section 1, line 26, after "chapter" and before the comma, strike "or such rules and regulations"

On page 1, section 1, beginning on line 27 after "this chapter" strike all of the matter down to and including "regulations" on page 2, line 1.

On page 10, section 10, line 26, after "adjacent thereto," and before "whether attended" insert "outside an incorporated city or town,"

On page 16, section 15, line 1, after "less than" and before "three hundred" strike "[one]" and insert "one hundred feet and on any vehicle manufactured or assembled after January 1, 1964,"

On page 16, section 15, line 21, after "may, but" and before "be, incorporated" strike "not need" and insert "need not"

NAT WASHINGTON, Chairman.
AL HENRY, Vice Chairman.

We concur in this report: Robert C. Bailey, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, W. C. Raugust, John N. Ryder, Gordon Sandison, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Washington, the rules were suspended, Engrossed

Senate Bill No. 424 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 424, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators DeGarmo, McCutcheon, Rickdall, Talley—4.

Engrossed Senate Bill No. 424, having received the constitutional majority, was declared passed.

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

Senate Bill No. 239, by Senators Riley, DeGarmo and Ryder (by Departmental request):

Authorizing sale, lease or exchange of the Seattle armory.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended, Senate Bill No. 239 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Dore, the rules were suspended and Senate Bill No. 239 was returned to second reading for the purpose of amendment.

The bill was read the second time by sections.

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

On page 1, section 1, line 6, after "or exchange" insert "to the city of Seattle,"

On motion of Senator Riley, the rules were suspended, Engrossed Senate Bill No. 239 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 239, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Atwood, Charette, Chytil, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those voting nay were: Senator Bailey—1.

Those absent or not voting were: Senators Connor, DeGarmo, McCutcheon—3.

Engrossed Senate Bill No. 239, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 188, by Representatives Burtch, Miles and Sawyer:

Changing definition of second degree arson.

The bill was read the second time by sections.

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

On page 1, immediately preceding section 1, add a new section to read as follows: "SECTION 1. Section 40, page 82, Laws of 1854, as last amended by section 320, chapter 249, Laws of 1909 and RCW 9.09.010 are each amended to read as follows:

Every person who shall wilfully and maliciously—

(1) Burn or set on fire in the nighttime the dwelling house of another, or any building in which there shall be at the time a human being; or

(2) Set any fire manifestly dangerous to any human life, shall be guilty of arson in the first degree and be punished by imprisonment in the state penitentiary for not less than five years."

Renumber the remaining sections consecutively.

On page 1, section 1 of the engrossed bill, having been renumbered section 2, line 9, being line 9 of the printed bill, after "shall" and before "burn" strike "[wilfully] maliciously" and insert "wilfully and maliciously"

Strike all the title and insert:

"AN ACT relating to arson, amending section 40, page 82, Laws of 1854, as last amended by section 320, chapter 249, Laws of 1909 and RCW 9.09.010, and amending section 40, page 82, Laws of 1854, as last amended by section 1, chapter 265, Laws of 1927 and RCW 9.09.020, and declaring an emergency.

On motion of Senator Petrich, the rules were suspended, Engrossed House Bill No. 188, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 188, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators DeGarmo, McCutcheon, Stender, Talley—4.

Engrossed House Bill No. 188, as amended by the Senate, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bills No. 284, 418, 328 and 246 were ordered to retain their places on the second reading calendar for tomorrow.

On motion of Senator Greive, Senate Bill No. 289 was ordered to retain its place on the third reading calendar for tomorrow.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 30:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Providing day school care for mentally or physically deficient (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, Dewey C. Donohue, Jack England, Michael J. Gallagher, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 147:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Canceling overpayments of state aid made to counties under probation services aid program (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 191:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Establishing and setting out duties of a state publications review board (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 281:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Changing certain sums paid to minors in settlement of estates (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 325:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Clarifying statutes relating to legal publications (reported by Judiciary Committee): MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 341:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Declaring food fish and shellfish laws and regulations as a public necessity (reported by Committee on Fisheries, Game and Game Fish): MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Victor F. DeGarmo, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 344:

Senate Chamber,
Olympia, Wash., February 12, 1963.

Declaring game laws, rules and regulations as public necessity and requiring federal identification card in certain instances (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Victor F. DeGarmo, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Gordon Sandison, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 482:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing for disposition of east capitol site management moneys (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 484:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Authorizing community colleges to set up special services revolving funds (reported by Committee on Education):

Recommends that it do pass as amended.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 494:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Making perjurer competent as a witness (reported by Judiciary Committee):
MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 520:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Clarifying oil and gas conservation law (reported by Committee on Natural Resources):

Recommends that it do pass.

MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Ralph L. Rickall, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 531:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Making it illegal for an alien to fish commercially in state waters, and providing penalties (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 567:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Changing supreme court fees (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: Robert L. Charette, John L. Cooney, Fred H. Dore, Jack England, Frank W. Foley, F. Stuart Foster, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 568:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Changing the basis of computation of payment of judges pro tem (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney,

Fred H. Dore, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 591:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Prohibiting illegal sale or possession of food fish and shellfish (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Karl V. Herrmann, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 592:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Providing for the inspection of certain food fish and shellfish dealers' books (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 593:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Providing for the forfeiture of certain personal commercial fishing licenses (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 594:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Defining "primary market value" for food fish and shellfish (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 595:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Amending certain food fish and shellfish catch and privilege fee provisions (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 596:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Clarifying the persons required to obtain a wholesale fish dealer's license (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 597:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Requiring the licensing of certain fishing gear (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 607:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Transfers to a new division of motor transport of the department of general administration; property, assets and liabilities of automobile pool (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, A. L. Rasmussen, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 617:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Authorizing political parties to name deputy registrars of voters (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Fred H. Dore, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, Andy Hess, John T. McCutcheon, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Memorial No. 12:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Requesting federal tax reduction for political party contributions of one hundred dollars per year (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: John L. Cooney, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, Andy Hess, John T. McCutcheon, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 12:

Senate Chamber,
Olympia, Wash., February 18, 1963.

Providing a plaque to honor certain persons responsible for the fish farm and recreation facilities of Capitol Lake (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 13:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Changing irrigation district election filing dates (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Fred H. Dore, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, Andy Hess, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 18:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Protecting homing pigeons (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 94:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Providing state aid to school districts for driver education courses (reported by Committee on Education):

MAJORITY recommends that it do pass as amended. ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 100:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Providing billing procedure as to employer's state employees' retirement system contributions (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 155:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Implementing constitutional amendment providing for judges pro tempore of the supreme court (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended and be referred to Committee on Ways and Means.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, William A. Gissberg, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

On motion of Senator Petrich, the committee report was adopted and Engrossed House Bill No. 155 was referred to Committee on Ways and Means.

SIGNED BY THE PRESIDENT

The President signed: Senate Concurrent Resolution No. 6.

MOTION

At 3:20 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Friday, March 1, 1963.

JOHN A. CHERBERG, *President of the Senate*.

WARD BOWDEN, *Secretary of the Senate*.

FORTY-SEVENTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Friday, March 1, 1963.

The Senate was called to order at 10:30 a.m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Fred Myers, Color Bearer, and Marye Fuller, presented the Colors.

Reverend Arthur Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Our Lord, Thou hast said that they who wait upon Thee shall renew their strength. They shall mount up with wings like eagles. They shall run and not be weary. They shall walk and not faint. In accordance with Thy promise, we do now wait for Thee. Speak, Lord, to each of us during these prayer moments. Give us the hearing, that we may have the toning of those who are taught. Give us the obedient will, taking heed how we hear, that our people may know length of days and years of life and abundant welfare. Make us constantly and increasingly aware of the praise paid for our goodly heritage that out of deep gratitude we may do our utmost to pass it on, not blemished or diminished, but enhanced and enlarged.

"Bless now, we pray Thee, the members of this assembly who by virtue of their office represent both themselves and their fellow citizens. Bless them. Make them a blessing this day, through Jesus Christ our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., February 28, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 239; also

Senate Bill No. 424; also

Senate Concurrent Resolution No. 4; also

Engrossed Senate Concurrent Resolution No. 6, have compared same with the original bills and resolutions and find them correctly engrossed and re-engrossed.

....., *Chairman.*

We concur in this report: Martin J. Durkan, John A. Petrich, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., February 28, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Re-Engrossed Senate Concurrent Resolution No. 6, have inspected same, and find it correctly enrolled and certified.

....., *Chairman.*

We concur in this report: Martin J. Durkan, John A. Petrich, Perry B. Woodall.

Senate Bill No. 107:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Permitting certain areas to incorporate as cities of the first class (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Frank Connor, Jack England, Michael J. Gallagher, Al Henry, George W. Kupka, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 118:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Abolishing the bureau of criminal identification (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 178:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Providing procedures for the sale of surplus real and personal property of diking and drainage districts (reported by Committee on Natural Resources):

Recommends that it do pass.

MIKE MCCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Ralph L. Rickdall, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 213:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Authorizing disincorporation of dormant special districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Jack England, Michael J. Gallagher, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 215:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Creating continuing urban area government committee of legislature (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 218:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Authorizing consolidation of certain special districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 219:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Authorizing cities to form local improvement districts in adjacent unincorporated areas (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Jack England, Michael J. Gallagher, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 220:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Raising minimum population for incorporation of certain cities to five thousand (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 221:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Authorizing consolidation of certain cities by agreement (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Jack England, Michael J. Gallagher, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 268:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Providing for utility local improvement districts in cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Jack England, Michael J. Gallagher, Al Henry, A. L. Rasmussen, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 303:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Increasing industrial insurance awards for permanent partial disability (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 337:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Increasing unemployment compensation wage base and benefits (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 436:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Pertaining to retention of tolls on certain toll facilities (reported by Committee on Highways):

MAJORITY recommends that it do pass. _____, *Chairman*.
_____, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Fred H. Dore, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 453:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Relating to employment security funds (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 464:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing for underground storage of natural gas (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass as amended. JOHN T. MCCUTCHEON, *Chairman*.

We concur in this report: Robert C. Bailey, Robert L. Charette, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, H. B. Hanna, Karl V. Herrmann, Mike McCormack.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 514:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Authorizing soil and water conservation districts to borrow money (reported by Committee on Natural Resources):

Recommends that it do pass. MIKE MCCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Ralph L. Rickdall, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 532:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Repealing RCW 75.28.090 and providing for licenses for charter boats (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, Ted G. Peterson, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 542:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Setting salaries of certain elected state officials and judges of the supreme court and superior court (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Karl V. Herrmann, George W. Kupka, Frances Haddon Morgan, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 544:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Designating state public recreation areas reserved for the public (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

Recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 576:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing for highway comprehensive planning (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman*.

AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, F. Stuart Foster, Sam C. Guess, H. B. Hanna, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 579:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Supplementing law relating to youth corps (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 586:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Providing for state patrol branch office in Kirkland-Bellevue area (reported by Committee on State Government):

MAJORITY recommends that it do pass and be referred to Committee on Ways and Means.
AL HENRY, *Chairman*.

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

On motion of Senator Henry, the committee report was adopted and Senate Bill No. 586 was referred to Committee on Ways and Means.

Senate Bill No. 614:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Continuing the canal commission and feasibility study for ship canals (reported by Committee on State Government):

MAJORITY recommends that it do pass.
AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 619:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing for permanent partial disability pensions under the industrial insurance act (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.
A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 8:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing for continuity in developing state capitol grounds (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass.
VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 9:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Granting the Capitol Historical Museum authority over murals and sketches for the legislative building (reported by Committee on State Government):

MAJORITY recommends that it do pass.
AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 62:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Placing noncertified school employees not covered by OASDI under state retirement system (reported by Committee on State Government):

MAJORITY recommends that it do pass as amended.
AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 189:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing that unexpended moneys in the state patrol highway account not revert to motor vehicle fund (reported by Committee on Highways):

MAJORITY recommends that it do pass, and be referred to Committee on Ways and Means.

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison, Don L. Talley.

On motion of Senator Foley, the committee report was adopted and House Bill No. 189 was referred to Committee on Ways and Means.

Engrossed House Bill No. 195:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Affecting abandoned vehicle provisions (reported by Committee on Highways):
MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 248:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Authorizing department of natural resources to enter into cooperative agreements to improve grazing ranges (reported by Committee on Natural Resources):

Recommends that it do pass.

MIKE McCORMACK, *Chairman.*

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Ralph L. Rickdall, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 249:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Authorizing entry upon lands or waters in the state for forestry purposes (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass.

MIKE McCORMACK, *Chairman.*

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, Ralph L. Rickdall, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 281:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Implementing law relating to the Washington state patrol retirement system (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 289:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Substituting the chief of Washington state patrol for the director of licenses for the keeping of the records with regards to issuing gun permits (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 368:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Transferring certain shorelands on Lake Union to the University of Washington (reported by Committee on Natural Resources):

Recommends that it do pass.

MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Ralph L. Rickdall, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., February 28, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 24; also Engrossed House Bill No. 33; also House Bill No. 74; also Engrossed House Bill No. 129; also Engrossed House Bill No. 131; also Engrossed House Bill No. 134; also House Bill No. 135; also House Bill No. 190; also Engrossed House Bill No. 237; also House Bill No. 309; also Engrossed House Bill No. 311; also House Bill No. 389 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 24, by Representatives Brouillet, Backstrom, Folsom and Henry (by Joint Interim Committee on Education request):

An Act relating to education and community colleges; prescribing limita-

tions on the use by school districts of state apportioned community college funds; amending section 2, chapter 198, Laws of 1961 and RCW 28.84.180; amending section 3, chapter 198, Laws of 1961 and RCW 28.84.190; amending section 4, chapter 198, Laws of 1961 and RCW 28.84.200; amending section 5, chapter 198, Laws of 1961 as amended by section 1, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.210; amending section 11, chapter 198, Laws of 1961 and RCW 28.84.260; amending section 2, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.270; and adding new sections to chapter 28.84 RCW.

Referred to Committee on Education.

Engrossed House Bill No. 33, by Representatives Conner, King and Goldsworthy:

An Act relating to the preservation of essential public documents of the state of Washington; and imposing a fee upon the filing of certain documents with the secretary of state.

Referred to Committee on State Government.

House Bill No. 74, by Representatives Bigley, Gleason and Wintler (by Legislative Council request):

An Act relating to public assistance, amending section 74.04.005, chapter 26, Laws of 1959 as amended by section 1, chapter 235, Laws of 1961 and RCW 74.04.005; amending section 74.04.120, chapter 26, Laws of 1959 and RCW 74.04.120; amending section 74.04.141, chapter 26, Laws of 1959 and RCW 74.04.141; amending section 74.04.290, chapter 26, Laws of 1959 and RCW 74.04.290; amending section 74.04.011, chapter 26, Laws of 1959 and RCW 74.04.011; amending section 74.04.270, chapter 26, Laws of 1959 and RCW 74.04.270; and repealing section 74.04.020, chapter 26, Laws of 1959 and RCW 74.04.020.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 129, by Representatives Andersen, Schaefer and Gorton:

An Act relating to commercial transactions; enacting a Uniform Commercial Code; repealing certain acts and parts of acts; and declaring an effective date.

Referred to Judiciary Committee.

Engrossed House Bill No. 131, by Representatives Mahaffey, Brouillet and Conner (by Departmental request):

An Act relating to education; amending section 13, page 389, chapter 97, Laws of 1909, as last amended by section 1, chapter 155, Laws of 1957, and RCW 28.58.070.

Referred to Committee on Education.

Engrossed House Bill No. 134, by Representatives Grant, Kirk and Litchman (by Joint Committee on Governmental Cooperation request):

An Act relating to the issuance of marriage licenses; amending section 4, chapter 204, Laws of 1939 and RCW 26.04.160; and providing penalties.

Referred to Judiciary Committee.

House Bill No. 135, by Representatives Kirk, Garrett and Ackley:

An Act relating to revenue and taxation; amending section 84.64.060,

chapter 15, Laws of 1961, and RCW 84.64.060; and amending section 84.64.070, chapter 15, Laws of 1961, and RCW 84.64.070.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 190, by Representatives Ackley, Comfort and Litchman:

An Act relating to probate law and procedure; and amending section 109, chapter 156, Laws of 1917 and RCW 11.40.030.

Referred to Judiciary Committee.

Engrossed House Bill No. 237, by Representatives Litchman, Comfort and Andersen:

An Act relating to the payment of counsel for the accused in a criminal case who by reason of poverty is unable to employ counsel; and amending section 53, chapter 249, Laws of 1909 as amended by section 1, chapter 151, Laws of 1941, and RCW 10.01.110.

Referred to Judiciary Committee.

House Bill No. 309, by Representatives Beierlein and Clark:

An Act relating to safe deposit boxes; and repealing chapter 274, Laws of 1957 and RCW 22.28.100 through 22.28.150.

Referred to Judiciary Committee.

Engrossed House Bill No. 311, by Representatives Goldsworthy, Jolly and Moos:

An Act relating to the storage of agricultural commodities; providing for the establishment and preservation of standards for agricultural commodities; regulating warehousemen and shippers of such commodities; defining certain duties of railroads; regulating track and elevator scales and track connections with industries; providing penalties for the violation thereof; repealing acts and certain parts of acts and chapters 22.01, 22.08, 22.12, and 22.14 RCW; and making an effective date.

Referred to Committee on Agriculture and Horticulture.

House Bill No. 389, by Representatives Schaefer, Clark and Gallagher:

An Act relating to the publication of printed matter by state agencies; and making an effective date.

Referred to Committee on Higher Education and Libraries.

SECOND READING OF BILLS

Senate Bill No. 284, by Senators Riley, DeGarmo and Ryder (by Departmental request):

Relating to armories.

The bill was read the second time by sections.

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

On page 2, section 2, line 18, after "is" strike "amended to read as follows:" and insert "hereby repealed."

On line 19, strike "The adjutant general of the state of Washington is authorized to let the field artillery armory in any city of more than three hundred thousand population during the calendar year of 1964, for a period of continuous use by the tenant of not to exceed four months. The fee to be determined by the current schedule of rental charges based on predetermined operating costs in compliance with the provisions of RCW 38.20.010." and insert "[The adjutant general of the state of Washington is authorized to let the field artillery armory in any city of more than three hundred thousand population during the calendar year of 1964, for a period of continuous use by the tenant of not to exceed four months. The fee to be determined by the current schedule of rental charges

based on predetermined operating costs in compliance with the provisions of RCW 38.20.010.]”

On page 1, line 3 of the title, strike “amending” and insert “repealing”

On motion of Senator Riley, the rules were suspended, Engrossed Senate Bill No. 284 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 284, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Cowen, Dore, Hallauer—3.

Engrossed Senate Bill No. 284, having received the constitutional majority, was declared passed.

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

Senate Bill No. 418, by Senator Chytil:

Fencing certain areas at Green Hill School.

The bill was read the second time by sections.

Senator Chytil moved that the rules be suspended, Senate Bill No. 418 be advanced to third reading, the second reading considered the third, and the bill be placed on final passage.

The motion was lost on a rising vote.

Senator Greive moved that Senate Bill No. 418 be referred to the Committee on Ways and Means, with instructions that the committee report back in five days.

Debate ensued.

The motion was carried and Senate Bill No. 418 was referred to Committee on Ways and Means with instructions.

Senate Bill No. 328, by Senators Gissberg and Thompson, Jr.:

Licensing pharmacists and regulating the sale of drugs.

REPORT OF STANDING COMMITTEE

Senate Bill No. 328:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Licensing pharmacists and regulating the sale of drugs (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 1, line 5, after “subclauses” and before the comma following “(2)” strike “(2)” and insert “(a)”

On page 9, section 7, lines 32 and 33, after “the” and before the semicolon strike “American council of pharmaceutical education or its successor” and insert “board of pharmacy”

On page 14, section 10, line 24, after “unless the” insert “expressed”

On lines 25 and 26, after "obtained" and before the colon strike "to each such specific prescription"

On lines 30 and 31, after "(9)" strike the entire paragraph.

On page 15, section 11, line 27, strike "pharmacist's or intern's"

On page 17, section 12, line 27, after "pharmacist" and before "and" strike the semicolon and insert "[;] : PROVIDED, That in the absence of the pharmacist from the hospital pharmacy, a registered nurse, designated by the hospital, may obtain from the hospital pharmacy such drugs as are needed in an emergency, and proper record must be kept of such emergency, including date, time, name of prescriber, name of nurse obtaining the drugs, and list of what drugs were obtained;,"

On page 18, section 12, line 20, after "license" insert a semicolon

On line 20, after "provided;]" strike all the underlined material down to and including "welfare;" on line 25

One page 21, section 17, line 14, after "[ten]" and before "dollars" strike "fifty" and insert "twenty-five"

On page 22, section 18, line 6, after "or" and before "determine" strike "to"

On line 30, strike "parctice" and insert "practice"

On line 31, after "nostrums," strike "cosmetics,"

On page 23, section 18, line 1, after "rules" and before "shall" strike "or code"

On line 22 strike all of section 20 and renumber the remaining sections consecutively

On page 24, section 21, line 14, strike "gross misdemeanor and the court may in its discretion" and insert "felony and the court [may in its discretion] shall"

On lines 15 and 16, strike "fine of not to exceed one thousand dollars or a sentence not to exceed one year in the county jail" and insert "fine of not to exceed [one] ten thousand dollars [or] and a sentence [not to exceed one year] of not less than five years or more than twenty years in the [county jail] state penitentiary"

On line 25, strike the existing material and insert "[less] less than [five] ten or more than twenty years [.];"

On lines 32 and 33, strike all the existing material after "not" and insert "[less] less than [ten] fifteen or more than forty years [.];"

On page 25, section 21, line 5, after "[less]" strike "more than twenty" and insert "less than twenty or more than forty"

DAVID E. McMILLAN, Chairman.

We concur in this report: Frank Connor, John L. Cooney, Victor F. DeGarmo, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Don L. Talley, Albert C. Thompson, Jr.

The bill was read the second time by sections.

On motion of Senator Thompson, Jr., the committee amendments to pages 3, 9, 14, 15, 17, 18, 21, 22, and 23 were adopted.

Senator Gissberg moved the adoption of the committee amendment to page 24.

Debate ensued.

POINT OF INQUIRY

Senator Riley:

"Mr. President:

"Would Senator Gissberg yield?"

"Senator, in both cases the penalties are much more severe in the amendments than they were in the original bill as drafted. Is it your opinion that heavier penalties are a deterrent to this crime, as in other crimes?"

Senator Gissberg:

"The answer is, 'yes.' I thought I had explained that Mr. Kemper of the Federal Narcotic Division of the United States Government had so testified and as a result of his testimony before Senator McMillan's committee, these amendments have been adopted in order to be more effective."

The motion was carried and the committee amendment to page 24 was adopted.

On motion of Senator Gissberg, the committee amendment to page 25 was adopted.

On motion of Senator Thompson, Jr., the following amendments were adopted:

On page 7, section 5, line 4, strike "may" and insert "shall"

On page 18, section 12, line 7, after "chapter" insert "or chapter 43.69 RCW"

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 20, section 16, line 15, after "governor" and before the period insert "by and with the advice and consent of the Senate"

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

On page 20, section 16, line 15, after "[three]" strike "five" and insert "three"

On page 21, section 16, strike lines 5, 6, 7 and 8.

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

On page 22, section 18, line 32, strike "or devices"

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

On page 23, section 19, line 18, before "who" strike "registrants" and after "be" strike "registered" and insert "licensed"

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 25, renumbered section 20, line 1, after "chapter" insert "knowingly"

On motion of Senator Thompson, Jr., the rules were suspended, Engrossed Senate Bill No. 328 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 328, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those voting nay were: Senator Lennart—1.

Those absent or not voting were: Senator McCutcheon—1.

Engrossed Senate Bill No. 328, having received the constitutional majority, was declared passed.

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

There being no objection, the Senate reverted to the second order of business for the purpose of receiving reports of standing committees.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 302:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Creating disability compensation fund to provide relief for unemployment caused by sickness or injury (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, Chairman.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 306:

Senate Chamber,
Olympia, Wash., February 19, 1963.

Amending employment security act with regard to disqualification for refusal to work (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 610:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Removing forty acre limitation on public lands leased for clam breeding (reported by Committee on Fisheries, Game and Game Fish):

Recommends that it do pass. ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 615:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Imposing standards of safety against all industries classifiable as extrahazardous (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 261:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Supplementing law relating to irrigation and rehabilitation districts (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass. MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

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

SECOND READING OF BILLS**Senate Bill No. 246**, by Senators Hanna, McCutcheon and Woodall:

Creating the position of municipal justice in cities of all classes and abolishing the post of police justice.

The bill was read the second time by sections.

The Secretary read the following amendment by Senator Durkan:

Add a NEW SECTION to read as follows:

Except as expressly provided by law, unlawful parking or standing of a motor vehicle on any public street or highway shall not be subject to criminal procedure or penalty. Local authorities may continue to assess any schedule of charges for use of streets or highways within their jurisdiction, including penalties for violation of local laws, ordinances, rules or regulations: *Provided*, That such charges and penalties shall

not be subject to criminal warrant or prosecution, but shall be collectible only by civil process.

There being no objection, Senator Durkan was permitted to withdraw the amendment.

Senator Woodall moved the adoption of the following amendment:

On page 8, section 12, line 26 delete "person" insert "practicing attorney"

Debate ensued.

On motion of Senator Hanna, the amendment was laid upon the table.

The Secretary read the following amendment by Senator Woodall:

On page 11, section 19, line 17, delete "person" insert "practicing attorney residing or maintaining an office in the town,"

There being no objection, Senator Woodall was permitted to withdraw the amendment.

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

On page 6, following section 7, insert the following:

"Sec. 8. Section 9, chapter 85, Laws of 1899 and RCW 35.22.490 are each amended to read as follows:

All criminal process issued by such [police] *municipal* judge shall be in the name of the state of Washington and run throughout [the state] *such city*, be directed to the chief of police, marshal or other police officer of [any] *such city* [or to any sheriff or constable in the state] and shall be served by him.

Renumber the subsequent sections consecutively.

On page 6, following section 8 add a new section to read as follows:

Sec. 9. Section 3, chapter 103, Laws of 1913 and RCW 35.23.610 are each amended to read as follows:

All criminal process issued by such [police] *municipal* judge shall be in the name of the state of Washington and run throughout [the state] *such city*, be directed to the chief of police, marshal or other police officer of [any] *such city* [or to any sheriff or constable in the state] and shall be served by him.

Renumber the subsequent sections consecutively.

On motion of Senator Gissberg, the following amendment by Senator Petrich was adopted:

On page 9, following section 14 add a new section to read as follows:

NEW SECTION. Sec. 15. There is added to chapter 35.24 RCW a new section to read as follows:

All criminal process issued by such *municipal* judge shall be in the name of the state of Washington and run throughout *such city*, be directed to the chief of police, marshal or other police officer of *such city* and shall be served by him.

Renumber the subsequent sections consecutively.

On page 12, following section 22 add a new section to read as follows:

NEW SECTION. Sec. 23. There is added to chapter 35.27 RCW a new section to read as follows:

All criminal process issued by such *municipal* judge shall be in the name of the state of Washington and run throughout *such town*, be directed to the chief of police, marshal or other police officer of *such town* and shall be served by him.

Senator Freise moved the adoption of the following amendment:

On page 2, section 1, line 18, insert [;] : *Provided further, however, That the city council shall have the authority to remove the municipal judge for any reason at any time*

Debate ensued.

On motion of Senator Gallagher, the amendment by Senator Freise was laid on the table.

On motion of Senator Hanna, the committee amendment to the title was adopted.

The Secretary read the following amendment by Senator Gissberg:

On lines 24 and 25 of the title, strike the following:

“; and adding a new section to chapter 35.27 RCW.”

There being no objection, Senator Gissberg was permitted to withdraw the amendment.

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

In line 3 of the title, after the semicolon and before “amend-” insert “amending section 16, chapter 290, Laws of 1955 and RCW 35.20.160;” and

In line 20 of the title after “RCW 35.27.070;” and before “amending” on line 21, strike “amending section 4, chapter 89, Laws of 1961 and RCW 35.27.090;”

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

In line 9 of the title after “.530;” insert “amending section 4, chapter 85, Laws of 1899 and RCW 35.22.490;”

In line 12 of the title, after “.600;” insert “amending section 3, chapter 103, Laws of 1913 and RCW 35.23.610;”

On motion of Senator Hanna, Senate Bill No. 246 was ordered to retain its place on the calendar for second reading immediately following Senate Bill No. 607.

MOTION

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

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators Charette, Dore, Lennart, Talley and Thompson, Jr.

SECOND READING OF BILLS

Senate Bill No. 128, by Senators Gissberg, Dore, Woodall and Cowen:
Continuing government.

On motion of Senator Freise, Substitute Senate Bill No. 128 was substituted for Senate Bill No. 128 and Substitute Senate Bill No. 128 was placed on second reading and read the second time by sections.

On motion of Senator Henry, the rules were suspended, Substitute Senate Bill No. 128 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 128, and the bill passed the Senate by the following vote: Yeas, 34; nays, 11; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, Mardesich, Morgan, Petrich, Riley, Stender, Talley, Washington, Williams, Woodall—34.

Those voting nay were: Senators Freise, McCutcheon, McMillan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Ryder, Sandison—11.

Those absent or not voting were: Senators Cowen, Dore, Lennart, Thompson, Jr.—4.

Substitute Senate Bill No. 128, having received the constitutional majority, was declared passed.

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

On motion of Senator Freise, Senator Thompson, Jr., was excused.

Senate Bill No. 491, by Senators Gissberg, Woodall and Cooney:

Adding new crime under burglary classification.

The bill was read the second time by sections.

Senator Woodall moved the adoption of the following amendment:

On page 1, section 1, line 9, after "tent," insert "tepee,"

On motion of Senator Keefe, the amendment by Senator Woodall was laid upon the table.

Senator Petrich moved the adoption of the following amendment:

In section 1, page 1, line 8, insert "break and" after "shall" and before "enter"

Debate ensued.

The motion was carried and the amendment was adopted.

POINT OF INQUIRY

Senator Gallagher:

"Would Senator Gissberg yield to a question before we proceed?"

Senator Gissberg:

"I'll defer to Senator Woodall."

Senator Gallagher:

"Senator Woodall, as I now interpret the language, it would appear to me that where somebody shall break and enter and, having committed a crime therein, shall break out of the tent, booth, locked motor vehicle, room or other structure wherein any property, including money or coin devices or currency receptacles is kept for use, shall be guilty of a gross misdemeanor."

Senator Woodall:

"You read correctly."

Senator Gallagher:

"I know in the earlier bill which you introduced with co-sponsors, there was some question about certain booths in lavatories where there were coin receptacles and in emergency cases it sometimes was necessary, where one did not have the proper change, that people have, without any intent to commit burglary, slipped under the doors. I notice that you later introduced a substitute bill. Now, I want to be assured that these people that I have reference to are not under any stretch of any imagination included in the penalty area of this bill."

Senator Woodall:

"Thank you. I think I understand your question. I am surprised that you are now assuming the roll which normally is asserted by Senator Rasmussen. I see he is not on the floor.

"I will say this: That the committee was very much impressed by your forceful presentation of these matters when you appeared in Judiciary Committee. It was one of your more forceful presentations. They were touched with your tale of woe and,

as we say, in most if not all laws, there is a loop hole, and Senator Riley has just suggested that that is an escape clause. I feel that you need have no fears over any emergency situation you might ever be put to."

(Laughter.)

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Gissberg moved that the Senate do now reconsider the vote by which the amendment by Senator Petrich to Senate Bill No. 491 was adopted.

Debate ensued.

POINT OF INQUIRY

Senator Henry:

"Will Senator Petrich yield to a question?

"Senator, is it your contention that this amendment will place anybody under the burglary statute who goes into a booth with the idea of breaking machinery and extorting money therefrom?"

Senator Petrich:

"Senator, this provision doesn't call for the making of a burglary offense, but it is simply to a burglary offense. I frankly cannot answer that particular question. It may very well be that breaking a coin box itself, would be enough to constitute the offense. I think without my amendment, however, you are opening up a completely new field, establishing a new crime, which I don't think the members of this body want to do. It may be we ought to have a further amendment to have some provision for breaking the receptacle, but I think exploring a new type of crime is not what this body wants to do. I think that would be an ill-advised procedure."

Senator Woodall moved that Senate Bill No. 491 retain its place at the head of tomorrow's calendar for second reading.

PARLIAMENTARY INQUIRY

Senator Gissberg:

"Mr. President:

"I would like to see this bill held over if, and only if, the motion to reconsider the amendment which has now been placed will still be in order tomorrow. I now make that inquiry as a point of parliamentary inquiry."

RULING BY THE PRESIDENT

The President:

"The President is of the opinion that your motion to reconsider would be in order tomorrow, Senator."

Senator Gissberg:

"Mr. President:

"The motion I have made will still be pending?"

The President:

"The motion will be pending when Senate Bill No. 491 comes before the Senate for consideration."

The President stated the question before the Senate is: It has been moved that Senate Bill No. 491 take its place at the head of the second reading calendar for tomorrow.

The motion was carried.

Senate Bill No. 119, by Senators Moriarty, Jr., Neill and Durkan (by Legislative Budget Committee request):

Providing for duplicate cost bills in felony cases.

The bill was read the second time by sections.

On motion of Senator Moriarty, Jr., the rules were suspended, Senate Bill No. 119 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 119, and the bill passed the Senate by the following vote: Yeas, 47; nays, 2; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those voting nay were: Senators Freise, Talley—2.

Senate Bill No. 119, having received the constitutional majority, was declared passed.

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

Senate Bill No. 233, by Senators Durkan and McCutcheon:

Authorizing public utility districts and their employees to enter into labor relations.

The bill was read the second time by sections.

Senator Hallauer moved the adoption of the following amendment:

On page 1, section 1, line 10, after the word "industry" and before the period, insert the following:

" , provided, this shall not authorize such employee to strike in an essential public utility service."

Debate ensued.

Senator Herrmann moved that the amendment by Senator Hallauer be laid upon the table.

On motion of Senator Greive, the rules were suspended and Senator Hallauer was permitted to close debate.

The President stated the question before the Senate is: It has been moved that the amendment by Senator Hallauer be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Connor, Bailey, DeGarmo, Stender, Morgan, Kupka, Herrmann, Durkan and Cooney.

ROLL CALL

The Secretary called the roll, and the amendment was laid upon the table by the following vote: Yeas, 35; nays, 13; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmó, Donohue, Dore, Durkan, England, Freise, Gallagher, Gissberg, Greive, Guess, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington—35.

Those voting nay were: Senators Atwood, Chytil, Foster, Hallauer, Hanna, Lennart, Mardesich, Morgan, Moriarty, Jr., Raugust, Riley, Williams, Woodall—13.

Those absent or not voting were: Senator Foley—1.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 233 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Keefe, McCutcheon and Durkan demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 233, and the bill passed the Senate by the following vote: Yeas, 41; nays, 8; absent or not voting, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Gallagher, Gissberg, Greive, Gess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—41.

Those voting nay were: Senators Atwood, Chytil, Durkan, Foster, Freise, Hallauer, Moriarty, Jr., Williams—8.

Senate Bill No. 233, having received the constitutional majority, was declared passed.

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

EXPLANATION OF VOTE

The undersigned voted "nay" on Senate Bill No. 233 because we believe that the continuous operation of public utility districts is in the essential public interest and that the right to strike such utility should not be granted by the legislature.

It was clearly stated on the floor of the Senate that Senate Bill No. 233 was intended to nullify the Supreme Court decision of *Port of Seattle v. International Longshoremen's and Warehousemen's Union*, 52 Wn. 2d 317, as it applies to public utility districts.

We wish to state clearly that this was our sole purpose in voting "nay" and that we have in the past and will continue in the future to consider the plight of the working man with sympathy.

CHARLES P. MORIARTY, JR.
WALTER B. WILLIAMS

MOTION

Senator Riley moved that the Senate Chambers be made available Wednesday evening for approximately two hours between 6:00 and 8:00 p. m. for use by the Pages and employees of the Senate for a mock session.

The motion was carried.

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President, point of personal privilege:

"Mr. President, members of the Senate, I hold in my hand an article appearing in the *Aberdeen Daily World* under the date of Thursday, February 28, which compels me to make some remarks about it.

"Never in the time that I have been here have so many untrue statements been uttered about a particular bill than the Indian jurisdiction bill and a culmination of all of the untruths is in this particular article to which I have reference.

"I think it might be worthwhile to chronologically get, once and for all, some of the truth out. Now this particular article is under the by-line of Eldon Barrett and it carries this caption, 'Redistricting Deal Springs Indian Bill.' I would quote from this article:

"A behind the scenes deal involving legislative redistricting was the lever that

sprung the controversial Indian bill out of the House Judiciary Committee, United Press International learned today.'

"So I went to this gentleman and asked, 'From whom did you learn these great things?' He said:

" 'Well, it's all over the House.'

" 'What house?'"

Senator Riley:

"The outhouse."

Senator Woodall:

"The outhouse would be a good place for this because I think some of the thinking that goes into this contemptible article could only come from such a source. Continuing, however, I said: 'Where?'

" 'Well, some of the Senators.'

" 'You mean some of the Republican Senators?'

" 'No, some House members.'

"So, I went over to the House side. I asked Representative Canfield, who was one of the two Republicans who worked with the ladies on Initiative 211, what he knew of this thing and he said, 'There's nothing to it.'

"Now, let's go further and read what is in this contemptible article. 'The Indian bill was stashed away in a three man subcommittee for safekeeping and although the subcommittee never held a formal meeting, the measure came up before the entire committee and was voted out. Then it was whisked away to the Rules Committee. Exact details of the deal were not revealed.'

"This is a sample of the contemptible use that the free press can be put to. You talk about a deal and then, 'What is the deal?' 'No exact details.' Now, if it's worth reporting about, why not put out details of the alleged deal?

"Now, let's go further with what it says: 'The move occurred with such speed that Indian lobbyists didn't know what happened until it was too late to muster their forces.'

"Now, let's get a little case history on this bill. This matter was under study by the Legislative Council for the last two years. The bill was written back in last October, was presented to the Legislative Council, was held up until the November meeting at the request of Senator Kupka; the measure was adopted by the Legislative Council in December, was introduced into this legislature, it being Senate Bill No. 56. It came in on the third day of the session. The bill was thoroughly explored by committee hearings. The bill was debated and discussed on the floor. The bill then went over to the House, and I have asked the chairman of that particular committee to chronologically detail what happened over there, and in case someone is interested in truth instead of spectacular falsehoods, here is what happened:

"February 12, the bill was referred to the House Judiciary Committee. February 13, it was placed on the calendar of the Judiciary Committee for hearing on the 19th. February 14, notice of hearing was prepared and mailed to all interested persons. February 19, committee hearing commenced at 8:40 and ended at 9:50. All sponsors and other interested legislators and interested members of the public were there, and present at this were the same Indian lobbyists who had appeared all during the time we had the hearings previously when they were heard in the Senate. The same ones appeared and the same amendments were suggested all over again.

"On the 20th, the bill was considered in executive session by a subcommittee consisting of Representatives Gorton, Uhlman and Earley to consider various amendments suggested by those speaking at the hearing. February 26, six days later, a subcommittee reported that certain suggested amendments were put in draft form and these amendments were available in the committee room, and they were to be considered at tomorrow's meeting of the committee

"February 27th, executive session held at 8:30 a. m., continued until 2:30 p. m. At both meetings various amendments were discussed and passed upon, including the suggested revision of the bill proposed under Spokane tribes' and other's suggestions.

"February 28th, official signatures had been obtained and bill transmitted to the Chief Clerk.

"Now, that covers a span from the 12th of February to the 28th day of February, which I suggest does not bear out the allegation of something being 'speedily whisked through.' There was no mystery about this bill.

"Let's read further now in this article: 'Exact details of the deal were not revealed.' Of course not because there was no deal, and I challenge him to get the details of this

deal, if such a deal there be 'But they involved redistricting in Yakima County where Senator Perry Woodall, Republican, Toppenish, resides and practices law.' I'm glad at least they got two things straight. I live there and I do practice law.

"'Woodall is the prime mover of the Indian bill' Senator Hallauer resents that part of your article because he is just as much a mover of this as I am. However, I am proud to stand on that I was Chairman of the Judiciary subcommittee that considered it in Legislative Council.

"'Woodall is the prime mover of the Indian bill, a measure that would put all of Washington's redmen under paleface laws The move occurred with such speed that the Indian lobbyists were cut off, they didn't know what happened to them, too late to muster forces. Now the object of the deal was to bring the Senate more in line with the House thinking on redistricting. Woodall would have influence in the matter because he is minority floor leader with sixteen other Republicans. The current House version . . . ' and here's the silly part of the whole article 'the current House version of the redistricting proposal would give Yakima Tri-city area another Senator and an additional House member and, of course, that also would give the Yakima delegation, all Republican, additional incentive to work for the House proposal.'

"Now, how silly can you get? A measure to give Yakima County more representation would make Yakima County people want to vote for the Indian bill which they were for in the first place.

"Then it goes on to say, 'Senator Robert Greive, who is putting together the Senate redistricting bill, said he had heard a deal had been made but it didn't worry him too much.' Well, it shouldn't. He's got the votes. 'The Senate Democratic floor leader also pointed out he had voted for Woodall's Indian bill,' and so on.

"Now, let us get something straight. No one asked me about a deal. I started coming here in 1939. This is the first time, I guess there is a first time for all of us and maybe I have been overdue, this is the first time my name has been written up in a newspaper linking it with some kind of a deal, and any man who links my name with a deal either is an alien to the truth or an enemy of it, and I challenge this man who uses his freedom of the press to link my name with a deal to get the details of the deal and who is in it, to name these people. But hiding behind immunity of the press, he makes a remark that there is some kind of a deal that sprung this bill out of committee.

"I checked with Representative Canfield, whom I have known since boyhood when he taught agriculture at Yakima High School. He tells me that there was not one word of discussion between himself and Slade Gorton concerning anything about redistricting while the Indian bill was there.

"Now let me explain to you a little coincidence which possibly fostered someone to pull some mental gymnastics. It so happened that Slade Gorton was on the subcommittee of the Legislative Council all during this last two years. I didn't put him there. Speaker of the House John O'Brien put him on the committee. Because he had served on that committee, Mr. Anderson made him Chairman of the subcommittee on this matter of the amendments to this bill. Coincidentally, he is of course chairman of the redistricting committee. I don't think that proves anything, and I want to say this: I have checked with my Yakima County delegation. I have checked with Mr. Gorton. They tell me, and I happen to believe them, that the word of redistricting never was discussed nor did it ever enter into anything about bringing this bill out of committee, and I know that I never discussed redistricting with anybody. I'm not worried about it. I happen to come from Yakima County and, if people will only tell the truth about me, I don't care what part of Yakima County they put into my district. I'm not worried about that. The only thing I am worried about is those who will not tell the truth of me.

"I say this is an infamous article, ill-conceived, wrongfully inspired, and put out with a design to do me an injustice; and he who says that my vote on any issue has ever been based upon any deal is either a fool or a liar."

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President, a matter of personal privilege:

"I would like to add my voice to that of Senator Woodall in this instance in regard to the chronicling of events in the House. I happened to be a co-sponsor of the measure referred to. I had my own reasons because of local problems in the area of Indian jurisdiction, to have kept a close watch on the measure in the House and inquired of members of the Judiciary Committee there. Senator Woodall is entirely

correct in his recitation of the facts of this case. I think any good reporter could have ascertained these facts if he had inquired directly. This obviously was not done.

"Now this bill did go to a subcommittee in the Judiciary Committee of the House. What developed there was simply the matter of adding some amendments offered by the Assistant Attorney General of the United States. These are technical amendments and there was nothing in the way of a deal at any time."

MOTION

On motion of Senator Greive, the Senate proceeded in order.

Senate Bill No. 191, by Senators Greive, Keefe, Petrich, Dore, Rickdall and Chytill:

Establishing and setting out duties of a state publications review board.

REPORT OF STANDING COMMITTEE

Senate Bill No. 191:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Establishing and setting out duties of a state publications review board (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 6, beginning on line 15, after "the" strike all of the matter down to and including "generally" on line 21 and insert "content of obscene material in such publications"

On page 3, section 7, line 33, after "which" strike all of the matter down to and including "area" on page 4, line 1 and insert "contain obscene material"

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, August P. Mardesich.

The bill was read the second time by sections.

On motion of Senator Petrich, the committee amendments were adopted.

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

On page 4, section 9, line 12, strike all of section 9.

On motion of Senator Woodall, Senator Atwood was excused.

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

On page 3, section 6, line 14, after "examine" strike "all"

Senator Hallauer moved the adoption of the following amendment:

On page 2, section 4, line 31, after the period following the word Chairman insert the following: "The first chairman shall be impressario Gracie Hansen, lately of Seattle's World's Fair revue fame.

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

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

On page 3, section 4, line 6, after "board," insert "Four members of the board shall constitute a quorum for the transaction of business, and no action in the name of the board shall be taken except after the specific authorization and favorable vote of a majority of the board."

On page 3, section 7, line 30, strike all of section 7 and renumber the remaining sections consecutively.

On page 4, section 8, line 11, strike "groups" and insert "such public libraries or public institutions of higher learning"

Senator Hallauer moved the adoption of the following amendment:

On page 3, section 6, line 23, after the words "and the board" strike the word "shall"

and insert the following: "may, after all members of the board have personally read any publication upon which an analysis or evaluation of the staff is based,"

Debate ensued.

Senator Rickdall moved that the amendment be laid upon the table.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators McCutcheon, Washington, Knoblauch, Kupka, Herrmann, Durkan, Sandison, Rickdall and Petrich.

ROLL CALL

The Secretary called the roll, and the amendment was laid upon the table by the following vote: Yeas, 27; nays, 19; absent or not voting, 3.

Those voting yea were: Senators Charette, Chytil, Connor, Cooney, Cowen, Dore, Durkan, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Petrich, Rickdall, Riley, Sandison, Stender, Talley, Washington, Williams—27.

Those voting nay were: Senators Bailey, DeGarmo, Donohue, Freise, Hallauer, Hanna, Hess, Lennart, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Ryder, Thompson, Jr., Woodall—19.

Those absent or not voting were: Senators Atwood, England, Henry—3.

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

On page 3, section 4, line 5, after "receive" and before "dollars" strike "twenty-five" and insert "fifteen"

Senator Hess moved the adoption of the following amendment:

On page 2, section 3, line 18, after the word "governor" insert a period (.), strike the remainder of the section.

Debate ensued.

The motion was lost and the amendment was not adopted.

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

In lines 1 and 2 of the title, after "board" insert a period and strike the remainder of the sentence.

Senator Greive moved that the rules be suspended and that Senate Bill No. 191 be advanced to third reading, the second reading considered the third, and the bill be placed on final passage.

PARLIAMENTARY INQUIRY

Senator Hallauer:

"Is it true, Mr. President, that it will take a two-thirds majority to suspend the rules?"

The President:

"That is correct, Senator Hallauer."

Senator Greive demanded a roll call and the demand was sustained by Senators Kupka, Herrmann, Donohue, Charette, Morgan, Rasmussen, Durkan, Washington, Talley and Petrich.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to suspend the rules was carried by the following vote: Yeas, 35; nays, 11; absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Morgan, Petrich, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Washington, Williams—35.

Those voting nay were: Senators Hallauer, Hess, Lennart, McCormack, Moriarty, Jr., Neill, Peterson, Rasmussen, Ryder, Thompson, Jr., Woodall—11.

Those absent or not voting were: Senators Atwood, Gissberg, Mardesich—3.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 191 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senator Keefe demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 191, and the bill passed the Senate by the following vote: Yeas, 37; nays, 11; absent or not voting, 1.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—37.

Those voting nay were: Senators Bailey, Freise, Gallagher, Hallauer, Hess, Lennart, McCormack, Moriarty, Jr., Neill, Ryder, Woodall—11.

Those absent or not voting were: Senator Peterson—1.

Engrossed Senate Bill No. 191, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Greive, Senate Bills No. 525, 607, 246, 500, 235, 295, 448, 241, 211, 208, 290, 301 and 582 were ordered to retain their places on the second reading calendar for tomorrow.

On motion of Senator Washington, Senate Bill No. 289 on third reading was made a special order of business prior to the second reading calendar for tomorrow.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 379:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Authorizing collective bargaining by public employees (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 380:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Imposing excise tax on fuel used for propulsion of marine watercraft, licensing certain distributors and disposing of revenue therefrom (reported by Committee on Ways and means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Don L. Talley, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 382:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Deleting fuel for marine use as a motor vehicle fuel for motor vehicle fuel tax purposes (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Don L. Talley, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 483:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Relating to parking and control of traffic on the state capitol grounds (reported by Committee on Ways and Means):

Recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 488:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Establishing an applied research agricultural experiment station within the Columbia Basin (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Joe Chytil, Dewey C. Donohue, Reuben A. Knoblauch, Ernest W. Lennart, W. C. Raugust, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 527:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Implementing employer's liability under industrial insurance act (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 10:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Creating a joint committee to determine the origin of the state flag (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

Recommends that it do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 1, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 61; also House Bill No. 70; also House Bill No. 143; also House Bill No. 151; also House Bill No. 242, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed:

- House Bill No. 61; also
- House Bill No. 70; also
- House Bill No. 143; also
- House Bill No. 151; also
- House Bill No. 242.

House of Representatives,
Olympia, Wash., March 1, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Concurrent Resolution No. 6, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 188 and has passed the bill as amended by the Senate.

House of Representatives,
Olympia, Wash., March 1, 1963.

House of Representatives,
Olympia, Wash., March 1, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 65 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

MOTION

At 4:30 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Saturday, March 2, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FORTY-EIGHTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Saturday, March 2, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Gallagher.

On motion of Senator Keefe, Senator Gallagher was excused.

The Color Guard, consisting of Pages Fred Myers, Color Bearer, and Marye Fuller, presented the Colors.

Reverend Arthur Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Oh Lord, Our God, when I in awesome wonder consider all the worlds Thy hands have made, I see the stars, I hear the rolling thunder, Thy power throughout the Universe displayed, then sings my soul, Our Creator God, to Thee. And when I think that God, His Son not sparing, sent Him to die, I scarce can take it in that on a cross, my burden gladly bearing, he bled and died to take away my sin. Then sings my soul, My Saviour God, to Thee: How great Thou art! How great Thou art!

"In the Sacred silence of these prayer moments, may Thy greatness and goodness mold us and make us after Thy will. Grant us Thy Grace this day to think without confusion, clearly, to act from honest motives purely, to love our fellow men sincerely, to trust in Thee in Heaven securely, through Jesus Christ Our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 1, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing to whom was referred Senate Bill No. 191; also

Senate Bill No. 284; also

Senate Bill No. 328 have compared same with the original bills and find them correctly Engrossed. _____, *Chairman.*

We concur in this report: R. R. (Bob) Greive, Marshall A. Neill, Perry B. Woodall.

Senate Bill No. 142:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Authorizing department of institutions to make vendor payments for mentally deficient children in private institutions (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 148:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing for commitment of alleged mentally deficient persons over eighteen to state school (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 254:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Requiring certain procedures for alleged mentally ill persons prior to involuntary commitment (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass. FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 280:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Giving guardians the authority to exchange in addition to sell (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 307:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing for service of condemnation upon foreign or alien insurers (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 431:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Regulating child adoptions (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Marshall A. Neill, Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 495:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Regulating child adoptions (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Marshall A. Neill, Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 359:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Repealing certain underground safety provisions (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 1, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 65; also House Bill No. 188, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 1, 1963.

MR. PRESIDENT:

The House has passed: Re-Engrossed House Bill No. 6; also Engrossed House Bill No. 34; also Engrossed House Bill No. 78; also Re-Engrossed House Bill No. 297; also Re-Engrossed House Bill No. 323, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 65; also House Bill No. 188.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 624, by Senator Gallagher:

An Act relating to the use fuel tax; and amending section 82.40.010, 82.40.050, 82.40.060, 82.40.070, 82.40.130, 82.40.220, 82.40.250 and 82.40.270,

chapter 15, Laws of 1961 and RCW 82.40.010, 82.40.050, 82.40.060, 82.40.070, 82.40.130, 82.40.220, 82.40.250 and 82.40.270.

Referred to Committee on Highways.

Senate Joint Resolution No. 18, by Senators Foley, Moriarty, Jr., Neill and Hallauer:

Establishing and setting forth duties of a state personnel committee.

On motion of Senator Greive, there being no objection the rules were suspended and an additional name was permitted as sponsor to Senate Joint Resolution No. 18.

On motion of Senator Foley, the rules were suspended, Senate Joint Resolution No. 18 was advanced to second reading and read the second time in full.

On motion of Senator Foley, the rules were suspended, Senate Joint Resolution No. 18 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 18, and the resolution passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Gallagher, McMillan, Raugust—3.

Senate Joint Resolution No. 18, having received the constitutional majority, was declared passed.

Senate Joint Resolution No. 19, by Senators Riley and Gissberg:

Commending John L. McClellan for his investigation into defense contract awards.

On motion of Senator Riley, the rules were suspended, Senate Joint Resolution No. 19 was advanced to second reading, and read the second time in full.

On motion of Senator Riley, the rules were suspended, Senate Joint Resolution No. 19 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 19, and the resolution passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Friese, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Gallagher—1.

Senate Joint Resolution No. 19, having received the constitutional majority, was declared passed.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of the following members of the Oregon State Legislature: President of the Senate Ben Musa, Representative Katherine Musa, Senator Harry Boivin and Secretary of the Senate Dale Henderson.

The President appointed a special committee consisting of Senators Bailey, Henry, Riley, Foley, Talley, Neill and Woodall to escort the visiting delegation to the rostrum.

With leave of the Senate, business was suspended to permit President Musa and Representative Musa to address the body.

Senate Joint Resolution No. 20, by Senators Donohue, Raugust, Charette and Lennart:

Amending the Constitution to provide for reapportionment by legislative units.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Greive, there being no objection the rules were suspended and an additional name was permitted as sponsor to Senate Joint Resolution No. 20.

Senate Concurrent Resolution No. 11, by Senators DeGarmo, Henry and Chytil:

Creating an interim committee on legislative building accommodations.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Re-Engrossed House Bill No. 6, by Representatives Olsen, Hawley and McCormick:

An Act relating to group hospitalization and medical aid for public employees and their dependents.

Referred to Committee on Banks, Financial Institutions and Insurance.

Engrossed House Bill No. 34, by Representatives Conner, King and Goldsworthy:

An Act relating to the preservation of essential public documents of the political subdivisions of the state of Washington; and imposing a fee on the filing of certain documents.

Referred to Committee on State Government.

Engrossed House Bill No. 78, by Representatives Adams, Gleason and Siler (by Legislative Council request):

An Act relating to juvenile delinquents and providing for the collection of costs for institutional care of such delinquents by the department of institutions; and adding new sections to chapter 160, Laws of 1913 and to chapter 13.04 RCW.

Referred to Committee on Public Institutions.

Re-Engrossed House Bill No. 297, by Representatives Campbell, Hood and Moos:

An Act relating to fire protection districts; authorizing group insurance for fire protection district personnel; and amending section 20, chapter 34, Laws of 1939 as last amended by section 2, chapter 237, Laws of 1959 and RCW 52.08.030.

Referred to Committee on State Government.

Re-Engrossed House Bill No. 323, by Representatives Newschwander, Adams and O'Brien:

An Act relating to the board of dental examiners; adding new sections to chapter 112, Laws of 1935, and to chapter 43.68 RCW; and repealing sections 2 and 3, chapter 112, Laws of 1935, section 1, chapter 92, Laws of 1941, section 2, chapter 93, Laws of 1953, and RCW 43.68.010 and 43.68.020.

Referred to Committee on Medicine, Dentistry, Public Health, Air and Water Pollution.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President declared the special order of business to be Senate Bill No. 289 on third reading.

THIRD READING OF BILLS

Senate Bill No. 289, by Senators Washington and Raugust:

Providing accident reports be made immediately to local officials or state patrol.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 289 was returned to second reading and read the second time by sections.

The Secretary read the following amendment by Senator Washington:

On page 1, section 1, line 10, after "[,]" and before "thereafter report" strike "immediately" and insert "as soon as possible"

There being no objection, Senator Washington was permitted to withdraw the amendment.

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

On page 1, section 1, strike lines 10 through 13 down to and including "and"

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 289 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 289, and the bill passed the Senate by the following vote: Yeas, 49; nays, 0; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall.

Engrossed Senate Bill No. 289, having received the constitutional majority, was declared passed.

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

SECOND READING OF BILLS

Senate Bill No. 491, by Senators Gissberg, Woodall and Cooney:

Adding new crime under burglary classification.

The bill was read the second time by sections.

The President stated the question before the Senate is: It has been moved by Senator Gissberg that the Senate reconsider the vote by which the following amendment by Senator Petrich was adopted:

In section 1, page 1, line 8, insert "break and" after "shall" and before "enter"

Debate ensued.

The motion to reconsider was carried.

The President stated the question before the Senate is: The adoption of the amendment by Senator Petrich.

The motion was lost and the amendment was not adopted.

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

Strike all of section 1 and substitute the following:

"**NEW SECTION.** Section 1. There is added to chapter 249, Laws of 1909, and to chapter 9.61 RCW a new section to read as follows:

Any person who shall open, remove from its normal place of repose or in any manner interfere with the operation of any coin or currency receptacle, with intent to unlawfully remove money therefrom, shall be guilty of a gross misdemeanor."

In line 2 of the title, after "chapter 9." and before "RCW" strike "19" and insert "61"

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 491 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 491, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Hallauer, Talley—2.

Engrossed Senate Bill No. 491, having received the constitutional majority, was declared passed.

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

Senate Bill No. 525, by Senators Foley, Neill, Gissberg and Dore (by Executive request):

Providing medical aid to the aged.

REPORT OF STANDING COMMITTEE

Senate Bill No. 525:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Providing medical aid to the aged (reported by Committee on Ways and Means): MAJORITY recommends that it do pass with the following amendments:

On page 1, section 2, line 22, following subsection (5) add the following:

"(6) Who is not a recipient of old age assistance.

NEW SECTION. Sec. 3. For the purposes of this act, the term 'medical assistance to the aged' may include the payment of any part or all of the cost of the following care and services for individuals sixty-five years of age or older who are not recipients of old age assistance but whose income and resources are insufficient to meet all of such cost:

- (1) Inpatient hospital services;
- (2) Skilled nursing home services;
- (3) Physicians' services;
- (4) Outpatient hospital or clinic services;
- (5) Home health care services;
- (6) Private duty nursing services;
- (7) Physical therapy and related services;
- (8) Dental services;
- (9) Laboratory and x-ray services;
- (10) Prescribed drugs, eyeglasses, dentures, and prosthetic devices;
- (11) Diagnostic, screening, and preventive services;
- (12) Any other medical care or remedial care recognized under state law; except that such term does not include any such payments with respect to:

(a) Care or services for any individual who is an inmate of a public institution (except as a patient in a medical institution) or any individual who is a patient in an institution for tuberculosis or mental diseases; or

(b) Care or services for any individual, who is a patient in a medical institution as a result of a diagnosis of tuberculosis or psychosis, with respect to any period after the individual has been a patient in such an institution, as a result of such diagnosis, beyond the period prescribed by the regulations of the director of the department of public assistance."

Renumber the remaining sections consecutively.

On page 2, following renumbered section 4, add a new section to read as follows:

"NEW SECTION. Sec. 5. Nursing home services shall be provided for persons who are eligible for or receiving federal aid assistance, and who are otherwise eligible for medical assistance to the aged, pursuant to the provisions of this chapter exclusively: *Provided*, That the director may provide nursing home services for recipients of federal aid assistance for a period of not to exceed thirty days."

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Foley, the committee amendments were not adopted.

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

On page 1, section 2, line 22, following subsection (5) insert the following:

"(6) Who is not a recipient of old age assistance.

NEW SECTION. Sec. 3. There is added to chapter 26, Laws of 1959 and to chapter 74.09 RCW a new section to read as follows:

For the purposes of this 1963 amendatory act, the term 'medical assistance to the aged' may include the payment of any part or all of the cost of the following care and services for individuals sixty-five years of age or older who are not recipients of old age assistance but whose income and resources are insufficient to meet all of such cost:

- (1) Inpatient hospital services;
- (2) Skilled nursing home services;
- (3) Physicians' services;
- (4) Outpatient hospital or clinic services;
- (5) Home health care services;
- (6) Private duty nursing services;
- (7) Physical therapy and related services;

- (8) Dental services;
- (9) Laboratory and x-ray services;
- (10) Prescribed drugs, eyeglasses, dentures, and prosthetic devices;
- (11) Diagnostic, screening, and preventive services;
- (12) Any other medical care or remedial care recognized under state law; except that such term does not include any such payments with respect to:

(a) Care or services for any individual who is an inmate of a public institution (except as a patient in a medical institution) or any individual who is a patient in an institution for tuberculosis or mental diseases; or

(b) Care or services for any individual, who is a patient in a medical institution as a result of a diagnosis of tuberculosis or psychosis, with respect to any period after the individual has been a patient in such an institution, as a result of such diagnosis, beyond the period prescribed by the regulations of the director of the department of public assistance.

NEW SECTION. Sec. 4. There is added to chapter 26, Laws of 1959 and to chapter 74.09 RCW a new section to read as follows:

Nursing home services shall be provided for persons who are eligible for or receiving federal aid assistance, and who are otherwise eligible for medical assistance to the aged, pursuant to the provisions of this 1963 amendatory act exclusively: *Provided*, That the director may provide nursing home services for recipients of federal aid assistance other than medical assistance to the aged for a period of not to exceed thirty days."

Renumber the remaining sections consecutively.

On motion of Senator Foley, the rules were suspended, Engrossed Senate Bill No. 525 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 525, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Lennart, Rickdall, Talley—3.

Engrossed Senate Bill No. 525, having received the constitutional majority, was declared passed.

There being no objection, the title of the bill was ordererd to stand as the title of the act.

Senate Bill No. 607, by Senators Foley, Ryder, Neill and Hallauer (by Executive request):

Transfers to a new division of motor transport of the department of general administration property, assets and liabilities of automobile pool.

REPORT OF STANDING COMMITTEE

Senate Bill No. 607:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Transfers to a new division of motor transport of the department of general administration; property, assets and liabilities of automobile pool (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 2, line 8, after "vehicles" and before "owned by" strike "and trailers" and insert " , trailers and motor vehicle equipment"

On page 3, section 4, line 1, after "agencies for" and before "equipment" strike "motor vehicles" and insert "such"

On page 4, section 6, line 17, after "amendatory act" insert a period and strike the remainder of the sentence and add the following: "Such regulations may be reviewed by the budget director for fiscal impact."

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, A. L. Rasmussen, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Foley, the committee amendments were adopted.

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

On page 2, section 4, beginning with "Prior to December" on line 28, strike everything down to and including "general administration." on line 33 and insert "Prior to December 31, 1964, all passenger and general purpose motor vehicles, trailers and motor vehicle equipment currently owned or hereafter acquired by the state, or any department, board, institution, commission or agency thereof, except the state patrol, department of natural resources, University of Washington or Washington State University, shall be transferred to the division of motor transport, department of general administration: *Provided*, That any exempted agency may elect to place such equipment under the provisions of this act."

On motion of Senator Foley, the rules were suspended, Engrossed Senate Bill No. 607 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 607, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Friese, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—44.

Those absent or not voting were: Senators Lennart, Mardesich, Rasmussen, Rickdall, Woodall—5.

Engrossed Senate Bill No. 607, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Hanna, Senate Bill No. 246 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 500, by Senators Gallagher, Williams and Talley:

Permitting transfer of employees of former harbor department of city of first class to city's police pension system.

The bill was read the second time by sections.

On motion of Senator Gallagher, the rules were suspended, Senate Bill No. 500 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 500, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Friese, Gallagher, Gissberg, Grieve, Guess, Hanna, Henry, Herrmann, Hess Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams—43.

Those absent or not voting were: Senators Hallauer, Lennart, Morgan, Rickdall, Sandison, Woodall—6.

Senate Bill No. 500, having received the constitutional majority, was declared passed.

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of United States Senator Daniel K. Inouye of Hawaii and appointed a special committee consisting of Senators Connor, Henry, Freise, Bailey and Woodall to escort the visiting Senator to a place of honor upon the rostrum.

The President extended an invitation to the members of the House of Representatives to come to the Senate Chamber and hear an address by Senator Inouye.

The President, with permission of the Senate, asked Senator Inouye to address the Senate and House of Representatives.

SECOND READING OF BILLS

Senate Bill No. 235, by Senators Hanna, Hallauer, Foster and Washington: Modernizing apple advertising commission law.

REPORT OF STANDING COMMITTEE

Senate Bill No. 235:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Modernizing apple advertising commission law (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass with the following amendments:

On page 4, section 3, line 8, after "1966," strike all of the matter through line 13.

On page 7, section 7, line 15, after "state" and before "an assessment" strike "or packed in and shipped from this state" and insert " , and all apples packed as Washington apples,"

AUGUST P. MARDESICH, Chairman.

We concur in this report: Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, W. C. Raugust, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Hanna, the committee amendments were adopted. Senator Henry moved the adoption of the following amendment:

In section 1, page 1, line 14, after the colon, add a new paragraph as follows:

Apples, as used in this act, means all varieties of apples except those varieties Yellow Newtowns, Newtowns and Newtown Pippins.

Debate ensued.

The motion was lost and the amendment was not adopted.

Senator Henry moved the adoption of the following amendment:

On page 7, section 7, line 16, strike "*ten*" and insert "*five*"

Debate ensued.

There being no objection, Senator Henry was permitted to withdraw the amendment.

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

On page 4, section 4, line 23, after "*when a*" and before "*is*" strike "*team*" and insert "*term*"

On motion of Senator Hanna, the rules were suspended, Engrossed Senate Bill No. 235 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 235, and the bill passed the Senate by the following vote: Yeas, 43; nays, 5; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators Dore, Henry, Lennart, Morgan, Neill—5.

Those absent or not voting were: Senator Durkan—1.

Engrossed Senate Bill No. 235, having received the constitutional majority, was declared passed.

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

MOTION

At 12:25 p. m., on motion of Senator Greive, the Senate recessed until 1:25 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:25 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen and Williams.

SECOND READING OF BILLS

Senate Bill No. 295, by Senators Kupka, England and Gallagher:

Authorizing municipal leasing and purchasing.

The bill was read the second time by sections.

On motion of Senator Kupka, the rules were suspended, Senate Bill No. 295 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 295, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrman, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—47.

Those absent or not voting were: Senators Cowen, Williams—2.

Senate Bill No. 295, having received the constitutional majority, was declared passed.

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

Senate Bill No. 448, by Senators Talley, Knoblauch and Raugust:

Increasing the rights of cities regarding waterfront lands.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Senate Bill No. 448 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 448, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—47.

Those absent or not voting were: Senators Cowen, Williams—2.

Senate Bill No. 448, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Atwood, Senator Williams was excused.

Senate Bill No. 241, by Senators Gissberg, Moriarty, Jr., and Dore (by Joint Committee on Governmental Cooperation request):

Establishing a state teletypewriter communications network.

The bill was read the second time by sections.

On motion of Senator Gissberg, the rules were suspended, Senate Bill No. 241 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 241, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—47.

Those absent or not voting were: Senators Cowen, Williams—2.

Senate Bill No. 241, having received the constitutional majority, was declared passed.

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

Senate Bill No. 211, by Senators Moriarty, Jr. and Durkan:

Decreasing business and occupation tax on independent general insurance managers.

The bill was read the second time by sections.

On motion of Senator Moriarty, Jr., the rules were suspended, Senate Bill No. 211 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 211, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—45.

Those absent or not voting were: Senators Cowen, Henry, Moriarty, Jr., Williams—4.

Senate Bill No. 211, having received the constitutional majority, was declared passed.

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

Senate Bill No. 208, by Senators Lennart, McCormack and Cooney:

Clarifying student fees for state colleges.

The bill was read the second time by sections.

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

On page 3, line 11, add a new section following section 1 to read as follows:

"NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

In line 2 of the title, after "080" insert "and declaring an emergency"

On motion of Senator Foley, the rules were suspended, Engrossed Senate Bill No. 208 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 208, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder Sandison, Stender, Thompson, Jr., Washington, Woodall—45.

Those absent or not voting were: Senators Cowen, McMillan, Talley, Williams—4.

Engrossed Senate Bill No. 208, having received the constitutional majority, was declared passed.

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

Senate Bill No. 290, by Senators Hallauer, Neill and Foley:

Authorizing collection of tuition and other fees at Washington State University.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 290 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 290, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—44.

Those absent or not voting were: Senators Cowen, Lennart, McMillan, Mardesich, Williams—5.

Senate Bill No. 290, having received the constitutional majority, was declared passed.

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

Senate Bill No. 301, by Senators Hallauer, Neill and Foley:

Authorizing collection of tuition and other fees at University of Washington.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 301 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 301, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—44.

Those absent or not voting were: Senators Cowen, Hallauer, McMillan, Mardesich, Williams—5.

Senate Bill No. 301, having received the constitutional majority, was declared passed.

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

Senate Bill No. 582, by Senators Foley, Hallauer and Neill (by Departmental request):

Providing for payment of liquor board administrative expenses.

The bill was read the second time by sections.

On motion of Senator Thompson, Jr., the following amendments were adopted:

Add a new section following section 2 to read as follows:

Sec. 3. Section 69, chapter 62, Laws of 1933 extraordinary session, as amended by section 10, chapter 174, Laws of 1935, and RCW 66.08.050 are each amended to read as follows:

The board, subject to the provisions of this title and the regulations, shall

- (1) determine the localities within which state liquor stores shall be established throughout the state, and the number and situation of the stores within each locality;
- (2) to appoint in incorporated cities and towns, in which no state liquor store is located, liquor vendors. Such liquor vendors shall be agents of the board and be authorized to sell liquor to such persons, firms or corporations as provided for the sale of liquor from a state liquor store, and such vendors shall be subject to such additional rules and regulations consistent with this title as the board may require;
- (3) establish all necessary warehouses for the storing and bottling, diluting and rectifying of stocks of liquors for the purposes of this title;
- (4) *arrange with the department of general administration as prescribed in RCW 43.82.010, to provide for the leasing for periods not to exceed five years of all premises required for the conduct of the business; and for remodeling the same, and the procuring of their furnishings, fixtures, and supplies; and for obtaining options of renewal of such leases by the lessee. The terms of such leases in all other respects shall be subject to the direction of the [board] department of general administration;*
- (5) determine the nature, form and capacity of all packages to be used for containing liquor kept for sale under this title;
- (6) execute or cause to be executed, all contracts, papers, and documents in the name of the board, under such regulations as the board may fix;
- (7) pay all customs, duties, excises, charges and obligations whatsoever relating to the business of the board;
- (8) require bonds from all employees in the discretion of the board, and to determine the amount of fidelity bond of each such employee;
- (9) perform all other matters and things, whether similar to the foregoing or not, to carry out the provisions of this title, and shall have full power to do each and every act necessary to the conduct of its business, including all buying, selling, preparation and approval of forms, and every other function of the business whatsoever, subject only to audit by the state auditor.

Renumber section 3 as section 4.

On line 3 of the title, after ".026;" insert "and amending section 69, chapter 62, Laws of 1933 extraordinary session, as amended by section 10, chapter 174, Laws of 1935, and RCW 66.08.050;"

On motion of Senator Foley, the rules were suspended, Engrossed Senate Bill No. 582 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senator Gallagher moved that the rules be suspended and that Engrossed Senate Bill No. 582 be returned to second reading for the purpose of considering amendments thereto.

The motion was lost on a rising vote.

Senator Talley moved that Engrossed Senate Bill No. 582 be ordered to retain its place on the third reading calendar for tomorrow.

The motion was lost on a rising vote.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 582, and the bill passed the Senate by the following vote: Yeas, 38; nays, 10; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Peterson, Petrich, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—38.

Those voting nay were: Senators Chytil, Foley, Herrmann, McCutcheon, Morgan, Moriarty, Jr., Neill, Rasmussen, Raugust, Talley—10.

Those absent or not voting were: Senator McMillan—1.

Engrossed Senate Bill No. 582, having received the constitutional majority, was declared passed.

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

On motion of Senator Woodall, Engrossed Senate Bill No. 582 was ordered immediately transmitted to the House.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 350:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Additions to awards in industrial insurance cases (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, George W. Kupka, Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

On motion of Senator Petrich, Senate Bill No. 350 was referred to Judiciary Committee.

Senate Bill No. 486:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Implementing law relating to justice courts (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Jack England, F. Stuart Foster, William A. Gissberg, H. B. Hanna, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 589:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Authorizing justice courts to sit outside district and to repay county for courtroom expenses (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: Robert L. Charette, Fred H. Dore, Frank W. Foley, F. Stuart Foster, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 2:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Resolving to establish a study of drop-out students (reported by Committee on Education):

MAJORITY recommends that it do pass. ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 24:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Supplementing law relating to community colleges (reported by Committee on Education):

Recommends that it do pass as amended and that it be referred to Committee on Ways and Means. ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Senator McCutcheon moved that the rules be suspended and that Engrossed House Bill No. 24 be placed on the second reading calendar for Monday, March 4, 1963.

Debate ensued.

On motion of Senator Greive, the rules were suspended and full debate on the motion by Senator McCutcheon was permitted.

Debate ensued.

The motion was lost on a rising vote.

Senator Hess moved the adoption of the following amendment to the committee report:

After the words "Ways and Means" and before the period (.) add the following "with instructions that it be reported back within five days".

POINT OF ORDER

Senator Gissberg:

"Point of order, Mr. President:

"The Senate body cannot amend a committee report: If it is desired to make a motion which would be subject to the entire approval of the Senate, you would have

to first lay the committee report upon the table and then proceed which would, in effect, be accomplishing the same thing that Senator McCutcheon wanted to do. A motion of this type is entirely out of order."

RULING BY THE PRESIDENT

The President:

"The point of order as presented by Senator Gissberg is well taken."

On motion of Senator Gissberg, the committee report was adopted and Engrossed House Bill No. 24 was referred to the Committee on Ways and Means.

House Bill No. 83:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Requiring approval for secondary programs in existing nonhigh school districts (reported by Committee on Education):

MAJORITY recommends that it do pass as amended. *ANDY HESS, Chairman.*

We concur in this report: F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, John T. McCutcheon, David E. McMillan, John A. Petrich, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 91:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Authorizing certain annuities, insurance, and health care contracts relative to public school systems (reported by Committee on Education):

MAJORITY recommends that it do pass. *ANDY HESS, Chairman.*

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 198:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Provides state board of education will determine which of possible recipients will receive moneys for blind student assistance (reported by Committee on Education):

MAJORITY recommends that it do pass. *ANDY HESS, Chairman.*

We concur in this report: Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 216:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Authorizing school districts and county superintendents to purchase research service (reported by Committee on Education):

MAJORITY recommends that it do pass. *ANDY HESS, Chairman.*

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, Ted G. Peterson, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 228:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing for reciprocity exchanges of school pupils between districts in this and other states (reported by Committee on Education):

Recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 230:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Increasing authority of some school boards (reported by Committee on Education):

MAJORITY recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 280:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Authorizing special instruction in lieu of one-semester course in Washington history and government (reported by Committee on Education):

MAJORITY recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 286:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing the director of labor power to appoint certain personnel (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Victor F. DeGarmo, Sam C. Guess, George W. Kupka, August P. Mardesich, Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 303:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Requiring high school physical training (reported by Committee on Education):

MAJORITY recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, John T. McCutcheon, David E. McMillan, Ted G. Peterson, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 320:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Increasing value of real estate that school board may sell to thirty-five thousand dollars from twenty thousand dollars (reported by Committee on Education):

Recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 349:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing certain sick leave benefits for noncertificated personnel in schools (reported by Committee on Education):

MAJORITY recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

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

SECOND READING OF BILLS

Senate Bill No. 380, by Senators Hanna, DeGarmo and Ryder (by Executive request):

Imposing excise tax on fuel used for propulsion of marine watercraft, licensing certain distributors and disposing of revenue therefrom.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 28, 1963.

Senate Bill No. 380:

Imposing excise tax on fuel used for propulsion of marine watercraft, licensing certain distributors and disposing of revenue therefrom (reported by Committee on Ways and Means):

Recommends that it do pass with the following amendment:

On page 26, add new sections following section 42 to read as follows:

"NEW SECTION. Sec. 43. The provisions of this act requiring the payment of taxes shall not apply to marine fuel delivered exclusively for commercial or industrial marine use by a distributor directly into fuel tanks connected to the engine of any marine vessel owned or operated by the purchaser of the fuel: *Provided*, That such purchaser holds at the time of the delivery a permit issued pursuant to the provisions of section 44 of this act. Each invoice covering such sale shall have the statement, 'Ex Washington Marine Fuel Tax' clearly marked thereon.

In support of the aforementioned exemption the distributor shall obtain from the person so purchasing the marine fuel, and retain in his possession, an exemption certificate in such form and detail as the director may require. The certificate shall contain a statement signed by the purchaser of the fuel to the effect that the fuel so purchased will be used solely for commercial or industrial marine use. The distributor may either obtain a separate exemption certificate from the purchaser for each delivery of fuel thereto or he may obtain one certificate covering all deliveries made to such purchaser during any given calendar month.

Sections 47 and 48 of this act relating to records and the examination of records shall also apply to the exemption claimed by any person who purchases marine fuel under the provisions of this section.

"NEW SECTION. Sec. 44. Any person desiring to claim a refund shall obtain a permit from the director by application therefor on such form as he shall prescribe, which application shall contain, among other things, the name and address of the applicant, the nature of the business and a sufficient description for identification of the vessels and equipment in which the marine fuel is to be used, for which refund may be claimed under the permit. The permit shall bear a permit number and all applications for refund shall bear the number of the permit under which it is claimed. The director shall keep a permanent record of all permits issued and a cumulative record of the amount of refund claimed and paid thereunder. Such permit shall be obtained before or at the time that the first application for refund is made under the provisions of this act. At the time of filing an application for a refund permit, the applicant shall pay to the director a permit fee of one dollar, which shall be deposited in the marine facilities account of the outdoor recreational fund. All information supplied by the applicant shall be under oath. All permits shall expire on the thirty-first day of March of every even-numbered year.

"NEW SECTION. Sec. 45. Any dealer who delivers marine fuel exclusively for commercial marine use into the fuel tanks connected to the engine of any commercial marine vessel owned or operated by the purchaser of the fuel, said dealer having paid the tax on such fuel levied or directed to be paid as provided in this act, either directly by the collection of such tax by the vendor from the dealer or indirectly by the adding of the amount of the tax to the price of such fuel, shall be entitled to and shall be refunded the amount of the tax so paid. The refund shall be applicable only if the person to whom the dealer sold the fuel holds a permit issued pursuant to the provisions of section 44 of this act at the time of sale. Each invoice covering such sale shall have the statement, 'Ex Washington Marine Fuel Tax,' clearly marked thereon.

The dealer shall file a certificate supporting such refund in such form and detail as the director may require. The certificate shall contain a statement signed by the purchaser of the fuel to the effect that the fuel so purchased will be used solely for commercial marine use. The dealer may either file a separate certificate obtained from the purchaser for each delivery of fuel thereto or he may file one certificate covering all deliveries made to such purchaser during any given calendar month.

"NEW SECTION. Sec. 46. If any person who purchases marine fuel exclusive of tax under the provisions of section 43 and 45 of this act uses or permits such fuel to be used for purposes other than commercial marine use as set forth in this act, he shall immediately become liable for the marine fuel tax imposed thereon and shall for a period of five years thereafter become ineligible for any permit under section 44 of this act.

The director is hereby empowered with full authority to promulgate rules and regulations and to prescribe forms necessary for the enforcement of the provisions relating to such sales and use of marine fuel.

"NEW SECTION. Sec. 47. Any person claiming refund on marine fuel used and any person purchasing marine fuel from a dealer who is claiming refund from a dealer on account of the sale of such fuel under section 45 of this act may be required by the director to also furnish information regarding the amount of marine fuel purchased from other sources or for other purposes during the period reported for which no refund is claimed.

"NEW SECTION. Sec. 48. Upon the approval of the director of the claim for refund, the state treasurer shall draw a warrant upon the state treasury for the amount of the claim in favor of the person making such claim and the warrant shall be paid from the marine facilities account. Applications for refunds of the tax shall be filed in the office of the director not later than the close of the last business day of a period thirteen months from the date of purchase of such motor fuel, and if not filed within this period the right to refund shall be forever barred. Any person or the member of any firm or the officer or agent of any corporation who makes any false statement in any claim required for the refund of the tax, as provided in this act, or who collects or causes to be repaid to him or to any other person any such refund without being entitled to the same under the provisions of this act shall be guilty of a gross misdemeanor.

"NEW SECTION. Sec. 49. The director may in order to establish the validity of any claim for refund require the claimant, or, in the case of a dealer filing a claim for refund as provided by section 45 of this act, the person to whom such fuel was sold, to furnish such additional proof of the validity of the claim as the director may determine, and may examine the books and records of the claimant or said person to whom the fuel was sold for such purpose. The records shall be sufficient to sub-

stantiate the accuracy of the claim and shall be in such form and contain such information as the director may require. The failure to maintain such records or to accede to a demand for an examination of such records may be deemed by the director as sufficient cause for denial of all right to the refund claimed on account of the transaction in question."

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Don L. Talley, Albert C. Thompson, Jr., Perry B. Woodall.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the committee amendment.

Senator England moved the adoption of the following amendments to the committee amendment:

In section 43, line 3 of the committee amendment, strike "commercial or industrial"
In section 43, line 17 of the committee amendment, strike "commercial or industrial"

Debate ensued.

On motion of Senator Hess, the amendments to the committee amendment were laid upon the table.

The motion carried and the committee amendment was adopted.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 25, section 38, line 28, after "state" insert " : *Provided*, That not less than fifty percent of the funds shall be used for the acquisition and development of marine facilities on salt water."

Debate ensued.

The motion carried and the amendment was adopted.

On motion of Senator Thompson, Jr., the following amendments were adopted:

On page 1, section 1, line 21, insert a new subsection as follows:

"(2) 'Marine facilities' means docks, floats, launching ramps, moorage, buoys, rafts, fresh water at dockside and other similar facilities readily accessible and accessory to the use of marine watercraft."

Renumber subsection (2) as subsection (3) and renumber the following subsections consecutively.

Senator Williams moved the adoption of the following amendment:

On page 2, section 2, line 32, delete "seven and one-half cents" and insert "one-half cent"

Debate ensued.

On motion of Senator Hanna, the amendment was laid upon the table.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 380 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

The President:

"For what purpose does Senator Stender rise?"

Senator Stender:

"A matter of personal privilege."

RULING BY THE PRESIDENT

The President:

"No personal privilege is indicated, Senator Stender."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 380, and the bill passed the Senate by the following vote: Yeas, 37; nays, 12; absent or not voting, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Riley, Ryder, Sandison, Thompson, Jr., Washington—37.

Those voting nay were: Senators Atwood, Chytil, Cowen, Freise, Neill, Rasmussen, Raugust, Rickdall, Stender, Talley, Williams, Woodall—12.

Engrossed Senate Bill No. 380, having received the constitutional majority, was declared passed.

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

NOTICE OF RECONSIDERATION

Senator Guess served notice that, having voted on the prevailing side, he would on the next working day move that the Senate reconsider the vote by which Engrossed Senate Bill No. 380 passed the Senate.

Senate Bill No. 381, by Senators Hanna, DeGarmo, Ryder and Hess (by Executive request):

Providing funds for the development of outdoor recreational facilities in the state.

REPORT OF STANDING COMMITTEE**Senate Bill No. 381:**

Senate Chamber,
Olympia, Wash., February 25, 1963.

Providing funds for the development of outdoor recreational facilities in the state (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 25, after the period following "determine" strike the remainder of the section.

On page 3, section 8, line 2, after "and to" strike "place one-half of the proceeds of such fees in the world fair bond redemption fund, hereby created as a special fund within the state treasury, and to make the fund available to meet payments when due until all of the bonds and interest thereon have been paid." and insert "[place one-half of the proceeds of such fees in the world fair bond redemption fund, hereby created as a special fund within the state treasury, and to make the fund available to meet payments when due until all of the bonds and interest thereon have been paid.] use and prorate in the order set forth below, one-half of the proceeds of such fees, as follows:

(1) To pay into the world fair bond redemption fund hereby created as a special fund within the state treasury, such sums as shall be needed to pay the interest on all outstanding bonds authorized by chapter 174, Laws of 1957 as amended by chapter 152, Laws of 1961.

(2) To pay into the outdoor recreational bond redemption fund such sums as shall be needed to pay the interest on all bonds authorized by this act and outstanding.

(3) All of said one-half of the proceeds of such fees remaining after making the payments required under the preceding paragraphs (1) and (2), shall be deposited in the world fair bond redemption fund until all of the outstanding bonds authorized by chapter 174, Laws of 1957 as amended by chapter 152, Laws of 1961, have been paid. After payment and retirement of the aforesaid world fair bonds all of the said one-half of the proceeds of such fees shall be deposited in the outdoor recreational bond redemption fund for payment of the principal of and interest on all of the bonds authorized by this act."

On page 3, section 8, lines 6 through 11, after "paid" strike the colon and all the underlined material.

On page 3, section 9, line 18, after "and to" strike "place one-half of the proceeds of such fees in the world fair bond redemption fund, heretofore created as a special fund within the state treasury, and to make the fund available to meet payments when due until all of the bonds and interest thereon have been paid." and insert "[place one-half of the proceeds of such fees in the world fair bond redemption fund, heretofore created as a special fund within the state treasury, and to make the fund available to meet payments when due until all of the bonds and interest thereon have been paid.] use and prorate in the order set forth below, one-half of the proceeds of such fees, as follows:

(1) To pay into the world fair bond redemption fund hereby created as a special fund within the state treasury, such sums as shall be needed to pay the interest on all outstanding bonds authorized by chapter 174, Laws of 1957 as amended by chapter 152, Laws of 1961.

(2) To pay into the outdoor recreational bond redemption fund such sums as shall be needed to pay the interest on all bonds authorized by this act and outstanding.

(3) All of said one-half of the proceeds of such fees remaining after making the payments required under the preceding paragraphs (1) and (2), shall be deposited in the world fair bond redemption fund until all of the outstanding bonds authorized by chapter 174, Laws of 1957 as amended by chapter 152, Laws of 1961, have been paid. After payment and retirement of the aforesaid world fair bonds all of the said one-half of the proceeds of such fees shall be deposited in the outdoor recreational bond redemption fund for payment of the principal of and interest on all of the bonds authorized by this act."

On page 3, lines 22 through 27, strike all the underlined material after "paid".

On page 3, following section 9, strike section 10 and insert a new section to read as follows:

"NEW SECTION. Sec. 10. No bonds authorized by this act shall be issued until there shall first be obtained and filed in the office of the state finance committee the written consent of the holders of all outstanding bonds issued under authority of chapter 174, Laws of 1957, as amended by chapter 152, Laws of 1961, to the changes effected by this act in the order of priority of payment of said world fair bonds out of the proceeds of the corporation fees collected under chapter 70, Laws of 1937 as amended."

Renumber the remaining sections consecutively. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, F. Stuart Foster, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments were adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 381 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 381, and the bill passed the Senate by the following vote: Yeas, 31; nays, 15; absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka,

McCormack, McCutcheon, McMillan, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams—31.

Those voting nay were: Senators Atwood, Chytil, Freise, Guess, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Stender, Woodall—15.

Those absent or not voting were: Senators Cowen, Foster, Lennart—3.

Engrossed Senate Bill No. 381, having received the constitutional majority, was declared passed.

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

Senate Bill No. 382, by Senators Hanna, DeGarmo, Ryder and Hess (by Executive request):

Deleting fuel for marine use as a motor vehicle fuel for motor vehicle fuel tax purposes.

The bill was read the second time by sections.

On motion of Senator Hanna, the rules were suspended, Senate Bill No. 382 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 382, and the bill passed the Senate by the following vote: Yeas, 31; nays, 14; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Moriarty, Jr., Petrich, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington—31.

Those voting nay were: Senators Atwood, Chytil, Freise, Guess, Mardesich, Morgan, Neill, Peterson, Rasmussen, Raugust, Rickdall, Stender, Williams, Woodall—14.

Those absent or not voting were: Senators Cowen, Foster, Hallauer, Lennart—4.

Senate Bill No. 382, having received the constitutional majority, was declared passed.

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

Senate Bill No. 383, by Senators Hanna, DeGarmo, Ryder and Hess (by Executive request):

Creating state outdoor recreational development board and authorizing allocation of money for outdoor recreational facilities.

The bill was read the second time by sections.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 2, section 6, line 24, after "areas" insert " : *Provided*, That prime consideration in the allocation of funds be given to the development of outdoor recreational facilities located in urban, suburban and metropolitan areas".

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 3, section 13, line 24, strike section 13 and insert nine new sections to be numbered section 13 through 21 as follows:

Section 13. Section 1, chapter 174, Laws of 1953, as last amended by section 19, chapter 215, Laws of 1957, and RCW 43.17.010 are each amended to read as follows:

There shall be departments of the state government which shall be known as (1) the department of public assistance, (2) the department of institutions, (3) the department of health, (4) the department of conservation, (5) the department of labor and industries, (6) the department of agriculture, (7) the department of licenses, (8) the department of fisheries, (9) the department of game, (10) the department of highways, (11) the department of general administration [and], (12) the department of commerce and economic development and (13) *the department of parks and recreation* which shall be charged with the execution, enforcement, and administration of such laws, and invested with such powers and required to perform such duties, as the legislature may provide.

Sec. 14. Section 2, chapter 174, Laws of 1953, as last amended by section 20, chapter 215, Laws of 1957, and RCW 43.17.020 are each amended to read as follows:

There shall be a chief executive officer of each department to be known as: (1) The director of public assistance, (2) the director of institutions, (3) the director of health, (4) the director of conservation, (5) the director of labor and industries, (6) the director of agriculture, (7) the director of licenses, (8) the director of fisheries, (9) the director of game, (10) the director of highways, (11) the director of general administration [and], (12) the director of commerce and economic development and (13) *the director of parks and recreation*.

Such officers, except the director of highways and the director of parks and recreation, shall be appointed by the governor, with the consent of the senate, and hold office at the pleasure of the governor. If a vacancy occurs while the senate is not in session, the governor shall make a temporary appointment until the next meeting of the senate, when he shall present to that body his nomination for the office. The director of highways shall be appointed by the state highway commission. *The director of parks and recreation shall be appointed by the state board of natural resources.*

NEW SECTION. Sec. 15. The state parks and recreation commission is hereby abolished and all of its powers, duties and functions are hereby transferred to the board of natural resources and to the department of parks and recreation as in this act provided.

NEW SECTION. Sec. 16. The state board of natural resources shall exercise all powers, duties and functions of the state parks and recreation commission in respect to:

(1) Determining the qualifications of and appointing a director of the department of parks and recreation;

(2) Selecting, purchasing, obtaining options to purchase, leasing, leasing with options to purchase, or otherwise acquiring lands for park purposes in any manner authorized by law;

(3) Selling, leasing, exchanging, relinquishing, or otherwise disposing of in any manner authorized by law any lands under the control of the former commission or the board of natural resources;

(4) Granting of concessions in state parks and parkways as set forth in RCW 43.51.040 (5), whenever the term of the grant is for a period of five years or more;

(5) Executing any long term contracts or agreements;

(6) Adopting, promulgating, issuing, and enforcing rules and regulations pertaining to its powers, duties and functions.

In addition to the foregoing powers, duties and functions, the state board of natural resources shall establish and maintain a broad parks and recreation policy for the guidance of the director of the department of parks and recreation.

NEW SECTION. Sec. 17. The director of the state department of parks and recreation shall exercise all powers, duties and functions of the state parks and recreation commission not specifically transferred by this act to the state board of natural resources, and shall exercise such other powers, duties and functions as may be provided by law.

NEW SECTION. Sec. 18. The director of the state department of parks and recreation shall be the chief executive officer of such department, shall be guided by the parks and recreation policies of the board of natural resources, and with the advice and assistance of the board shall have charge and supervision over the department of parks and recreation.

The director shall hold office at the pleasure of the board. Before a motion for removal shall be acted upon by the board, the director shall be granted a hearing before all the members of the board.

The salary of the director shall be as fixed by the governor in accordance with the provisions of RCW 43.03.040, as now or hereafter amended.

NEW SECTION. Sec. 19. The director of the department of parks and recreation shall submit to the board of natural resources, on or before the fifteenth day of December next preceding the regular session of the legislature, a written report which shall include:

(1) a continually updated long range plan to meet future park and recreation needs of the state;

(2) a review of the work of the department, including a statement of the expenditures thereof, and such recommendations for legislation as may be needed for the better management of the parks and recreation programs of the state;

(3) Any recommendations regarding any proposed park, parkway, or recreation area, or other regions of the state desirable for such purposes. The report shall be transmitted by the board to the legislature at least fifteen days prior to the date it convenes in regular session the following January.

NEW SECTION. Sec. 20. (1) Upon the taking effect of this act and the organization of the department, the chairman of the state parks and recreation commission shall deliver to the department of parks and recreation all books, documents, records, papers, files, or other writing, and all other tangible personal property and all funds in its custody or under its control, together with all pending business.

(2) Any appropriation made to the state parks and recreation commission shall be transferred to and made available to the department of parks and recreation.

(3) Whenever the state parks and recreation commission, or any member thereof, is designated under existing law as a member ex officio of another board, commission, committee, or other agency, the director of the department of parks and recreation shall serve hereafter in such capacity.

(4) All petitions, hearings, and other proceedings pending before the state parks and recreation commission shall continue and remain in full force and effect notwithstanding the passage of this act, and may be completed before or by the director of the department of parks and recreation or the board of natural resources, as the case may be.

(5) All orders, rules and regulations made by the state parks and recreation commission shall remain in full force and effect until revoked or modified by the director of the department of parks and recreation or the board of natural resources, as the case may be.

(6) All existing contracts and obligations of the state parks and recreation commission shall remain in full force and effect and shall be performed by the director of the department of parks and recreation or the board of natural resources, as the case may be.

(7) Any reports required to be made to the governor by the state parks and recreation commission shall hereafter be made to the board of natural resources by the director of the department of parks and recreation.

(8) All funds or accounts specifically made available for the use of the state parks and recreation commission are hereby made available for the use of the department of parks and recreation.

(9) All persons employed by the state parks and recreation commission who are under state civil service shall continue to perform their usual duties upon the same terms and conditions as heretofore until appointed to other positions in the department of parks and recreation.

NEW SECTION. Sec. 21. The effective date of this act is July 1, 1963.

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table. Senator England moved the adoption of the following amendment:

On page 3, section 12, line 23, after the period insert "All of which, except expenses paid under section 2 hereof, shall be expended to develop marine facilities."

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table. Senator Williams moved the adoption of the following amendment:

On page 2, section 5, line 16, after "governor" insert " , with the approval of the Legislative Budget Committee,"

Debate ensued.

Senator Greive moved that the amendment by Senator Williams be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Neill, Moriarty, Jr., Chytil, Peterson, England, Atwood, Guess and Williams.

ROLL CALL

The Secretary called the roll and the amendment by Senator Williams was tabled by the following vote: Yeas, 32; nays, 16; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Riley, Sandison, Talley, Washington—32.

Those voting nay were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Lennart, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Ryder, Thompson, Jr., Williams, Woodall—16.

Those absent or not voting were: Senator Stender—1.

On motion of Senator Hanna, the rules were suspended, Senate Bill No. 383 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 383, and the bill passed the Senate by the following vote: Yeas, 33; nays, 15; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Petrich, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams—33.

Those voting nay were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Lennart, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Stender, Woodall—15.

Those absent or not voting were: Senator Rasmussen—1.

Senate Bill No. 383, having received the constitutional majority, was declared passed.

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

Senate Bill No. 202, by Senators Freise, Herrmann, Ryder and Cooney: Amending and supplementing state insurance code.

REPORT OF STANDING COMMITTEE

Senate Bill No. 202:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Amending and supplementing state insurance code (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 2, line 21, strike "thirty" and insert "ninety"

On page 7, section 7, add a new subsection (3) as follows:

"(3) An insurer holding a certificate of authority to transact insurance in this state immediately prior to the effective date of this amendatory act of 1963 may continue to be authorized to transact the same kinds of insurance as long as it is otherwise qualified for such authority and thereafter maintains unimpaired the amount of paid-in capital stock, if a stock insurer, or basic surplus, if a mutual or reciprocal insurer, and special surplus as required of it under laws in force immediately prior to such effective date."

Renumber subsection (3) to read subsection (4).

On page 18, section 15, line 2, after "state which" and before "either withdraws" insert "hereafter".

On page 18, section 16, line 17, after "summons" and before "by", strike "or". Strike the period after "mail" and insert "or certified mail with return receipt requested."

On page 19, section 17, line 28, after "been a" insert "full time".

On page 31, section 22, line 9, after "summons" and before "by" strike "or". Strike the period after "mail" and insert "or certified mail with return receipt requested."

On page 32, (5), line 20, after "above", strike the period and insert " ; except that no such applicants who are not qualified by membership or otherwise for acceptance by the insurer shall be so assigned to the insurer except to make up the deficiency, if any, between the number of qualified applicants available for assignment and the maximum quota of applicants to be assigned to the insurer within the current period."

On page 34, section 25, line 12, after the period following "charter" insert "When used in this section and the following four sections the word 'insurer' includes a fraternal benefit society."

On page 35, section 27, line 9, after "who shall" insert "include any surviving vice-presidents and who shall".

KARL V. HERRMANN, *Chairman*.

AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Mashall A. Neill, John N. Ryder.

The bill was read the second time by sections.

On motion of Senator Herrmann, the committee amendments were adopted.

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 202 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 202, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Guess, Hallauer, Raugust—3.

Engrossed Senate Bill No. 202, having received the constitutional majority, was declared passed.

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

MOTION

At 4:45 p. m., on motion of Senator Greive, the Senate adjourned until 3:00 p. m., Sunday, March 3, 1963.

JOHN A. CHERBERG, *President of the Senate*.

WARD BOWDEN, *Secretary of the Senate*.

FORTY-NINTH DAY

AFTERNOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Sunday, March 3, 1963.

The Senate was called to order at 3:00 p. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Dore.

On motion of Senator Petrich, Senator Dore was excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Arthur Anderson, pastor of the Gloria Dei Lutheran Church of Olympia, offered prayer as follows:

"Dear Lord and Father of mankind, forgive our feverish ways. Reclothe us in our rightful minds in purer lives, Thy service find in deeper reverence, praise. Drop Thy still dust of quietness, 'til our strivings cease. Take from our souls the strain, the stress and let our ordered lives confess the beauty of Thy peace.

"This is the Day the Lord hath made. May we rejoice and be glad in it. In this Lord's day afternoon, may we sense in a special way Thy presence in our midst and in our lives. Silence the discords of our wasteful lives. Make us willing and able to be a part of the solution and not a part of the problem.

"Oh, Master of all good work in men, with our eyes wide open to Thy mercies and to our responsibilities, work in us and through us that which is well pleasing in Thy sight this day, in the name of the Father and of the Son and Holy Ghost. Amen."

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

MOTION FOR RECONSIDERATION

Having given notice yesterday, Senator Guess moved that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 380 passed the Senate.

Debate ensued.

The motion was carried.

MOTIONS

On motion of Senator Greive, Engrossed Senate Bill No. 380 was returned to second reading for the purpose of amendment.

On motion of Senator Woodall, Engrossed Senate Bill No. 380 on second reading was made a special order of business for 4:00 p. m.

The President called upon President Pro Tempore Riley to preside.

The Secretary read:

REPORTS OF STANDING COMMITTEES

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., March 3, 1963.

ROBERT L. MIKALSON, to the State Highway Commission, appointed July 17, 1961, for the term ending July 1, 1965, succeeding Harry E. Morgan (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, James Keefe, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 2, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing to whom was referred Senate Bill No. 202; also

- Senate Bill No. 208; also
- Senate Bill No. 235; also
- Senate Bill No. 289; also
- Senate Bill No. 380; also
- Senate Bill No. 381; also
- Senate Bill No. 491; also
- Senate Bill No. 525; also
- Senate Bill No. 582; also

Senate Bill No. 607 have compared same with the original bills and find them correctly engrossed.

....., *Chairman*.

We concur in this report: Michael J. Gallagher, Marshall A. Neill, John A. Petrich, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 2, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 43; also

- Senate Bill No. 54; also
- Senate Bill No. 120; also
- Senate Bill No. 121; also
- Senate Bill No. 122; also
- Senate Bill No. 247; also
- Senate Bill No. 285; also

Senate Bill No. 291 have inspected same, and find them correctly enrolled and certified.

....., *Chairman*.

We concur in this report: Michael J. Gallagher, Marshall A. Neill, John A. Petrich, Perry B. Woodall.

Senate Bill No. 198:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Clarifying and simplifying the property tax appeal procedure (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Al Henry, Ted G.

Peterson, John A. Petrich, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 234:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Authorizing relocation of civil government (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 468:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Increasing cemetery district authority (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, Ted G. Peterson, John A. Petrich, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 493:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Providing additional vacation time for certain state officers and employees (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 539:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Establishing commission to study feasibility of world trade center in state (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 613:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Providing additional vacation for state employees continuously employed for a period of six or more years (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 622:

Senate Chamber,
Olympia, Wash., March 3, 1963.

Implementing law relating to the motor vehicle fuel tax (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, James Keefe, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 623:

Senate Chamber,
Olympia, Wash., March 3, 1963.

Levying tax on importing gasoline in fuel supply tanks of commercial motor vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, James Keefe, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 42:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Permitting sheriffs to standardize their uniforms (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Ted G. Peterson, John A. Petrich, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 105:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Generalizing municipal purchase by conditional rules (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Al Henry, Ted G. Peterson, John A. Petrich, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 135:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Changing dates and amount of interest as to real property tax delinquency sales (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al

Henry, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 146:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Authorizing hearings on plats to be held before a committee of legislative authority (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Ted G. Peterson, John A. Petrich, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 181:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Providing numbered positions for the election of school directors (reported by Committee on Education):

MAJORITY recommends that it do pass as amended. ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, Ted G. Peterson, John A. Petrich, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 246:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Prescribing procedure for annexation of fire protection districts areas (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Ted G. Peterson, John A. Petrich, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 293:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Extending date limitation on issuance of certain conditional licenses to practice medicine and surgery in this state (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, David C. Cowen, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 319:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Relating to sale of property of public hospital districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, Ted G. Peterson, John A. Petrich, Edward F. Riley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 335:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing that services of chiropodists be services covered by disability and group disability insurance policies (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass. DAVID E. McMILLAN, Chairman.

We concur in this report: R. Frank Atwood, John L. Cooney, David C. Cowen, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 360:

Senate Chamber,
Olympia, Wash., March 3, 1963.

Enacting uniform act on vehicle reciprocity (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, William A. Gissberg, Sam C. Guess, H. B. Hanna, James Keefe, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 385:

Senate Chamber,
Olympia, Wash., March 3, 1963.

Implementing the law relating to county road improvement districts (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, H. B. Hanna, James Keefe, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 2, 1963.

MR. PRESIDENT:

The House has passed House Bill No. 43 and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 2, 1963.

MR. PRESIDENT:

The House has passed House Bill No. 53 and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 2, 1963.

MR. PRESIDENT:

The House has passed Substitute House Bill No. 76; also
House Bill No. 101; also
Engrossed House Bill No. 256; also

House Bill No. 403; also
 House Bill No. 425; also
 House Bill No. 431; also
 Engrossed House Bill No. 432; also
 House Bill No. 469; also
 Engrossed House Bill No. 487; also
 Engrossed House Bill No. 538; also
 House Concurrent Resolution No. 10 and the same are herewith transmitted.
 S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 2, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 43; also
 Engrossed Senate Bill No. 54; also
 Engrossed Senate Bill No. 120; also
 Senate Bill No. 121; also
 Senate Bill No. 122; also
 Senate Bill No. 247; also
 Senate Bill No. 285; also
 Senate Bill No. 291 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 625, by Senators Greive, Cooney and Stender:

An Act relating to the state legislature and legislative districts; defining the boundaries of all state legislative districts; changing the boundaries and population of most districts; renumbering some districts; providing for the number of legislators and their allocation to such legislative districts; and repealing chapters 5 and 289, Laws of 1957, and chapter 44.06 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Stender, there being no objection his name was removed as a sponsor to Senate Bill No. 625.

President Cherberg resumed the Chair.

FIRST READING OF HOUSE BILLS AND RESOLUTION

The following were read first time by title and acted upon as indicated:

House Bill No. 43, by Representatives Ahlquist and McCormick:

An Act approving, ratifying and enacting into law the Columbia interstate compact relating to the division, apportionment and use of the waters of the Columbia river and its tributaries and the determination of rights in connection therewith and incidental thereto; making the state of Washington a party thereto; creating the Columbia compact commission; providing for the members of such commission from the state of Washington; providing for the carrying out of said compact; making an appropriation; and declaring an emergency.

Senator Cooney moved that House Bill No. 43 be referred to the Committee on State Government.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Hallauer:

"Mr. President:

"Point of inquiry. What was the assignment made by the President of the bill?"

The President:

"The Committee on Natural Resources."

Senator Hallauer:

"Could you advise me what committee in the House this bill was assigned to?"

The President:

"House Bill No. 43 was referred to the Committee on Water Resources and Pollution Control."

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Talley, Atwood, Kupka, Herrmann, Donohue, Cooney, Sandison, and McCormack.

ROLL CALL

The Secretary called the roll on the motion of Senator Cooney, and House Bill No. 43 was referred to the Committee on State Government by the following vote: Yeas, 27; nays, 21; absent or not voting, 1.

Those voting yea were: Senators Atwood, Connor, Cooney, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Herrmann, Keefe, Kupka, Lennart, McMillan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—27.

Those voting nay were: Senators Bailey, Charette, Chytil, DeGarmo, Donohue, Dore, Foley, Gissberg, Hallauer, Hanna, Henry, Hess, Knoblauch, McCormack, McCutcheon, Mardesich, Morgan, Rasmussen, Sandison, Talley, Washington—21.

Those absent or not voting were: Senator Cowen—1.

EXPLANATION OF VOTE

I wish to comment on the referral of House Bill No. 43 from the Committee on Natural Resources to the Committee on State Government. There seems to be some question as to whether this vote of referral is a vote for or against public power. If there be any question of my position it will be understood that my vote is on the side of public power. I am a member of the State Government Committee and if there is any position to be taken I will vote on the side of public power.

(signed) SENATOR GEORGE W. KUPKA.

House Bill No. 53, by Representatives Henry, Morrissey and McCormick:

An Act relating to revenue and taxation; amending section 82.08.010, chapter 15, Laws of 1961, and RCW 82.08.010; and amending section 82.08.080, chapter 15, Laws of 1961, and RCW 82.08.080.

Referred to Committee on Commerce, Manufacturing and Licenses.

Substitute House Bill No. 76, by Committee on Social Security and Public Assistance:

An Act relating to public assistance; amending section 3, chapter 269, Laws of 1961 and RCW 74.04.400; amending section 4, chapter 269, Laws of 1961 and RCW 74.04.410; amending section 5, chapter 269, Laws of 1961 and RCW 74.04.420; amending section 6, chapter 269, Laws of 1961 and RCW 74.04.430; amending section 7, chapter 269, Laws of 1961 and RCW 74.04.440; adding new sections to chapter 269, Laws of 1961 and to chapter 74.04 RCW, and repealing section 2, chapter 269, Laws of 1961 and RCW 74.04.390.

Referred to Committee on Labor and Social Security.

House Bill No. 101, by Representatives Schaefer, Adams and Campbell (by Legislative Council request):

An Act relating to criminal procedure; providing for the clearing of detainers based on untried indictments, informations and complaints lodged against persons incarcerated in this state and in other jurisdictions; adopting the agreement on detainers; and declaring an emergency.

Referred to Judiciary Committee.

Engrossed House Bill No. 256, by Representatives Anderson, Burtch and Earley:

An Act relating to crimes and criminal procedures; and adding a new section to chapter 249, Laws of 1909 and to chapter 9.92 RCW.

Referred to Judiciary Committee.

House Bill No. 403, by Representatives DeJarnatt and Mundy:

An Act relating to soil and water conservation districts; amending section 23, chapter 304, Laws of 1955 as amended by section 13, chapter 240, Laws of 1961 and RCW 89.08.220.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 425, by Representatives Grant, Garrett and Henry:

An Act relating to aeronautics and to aircraft dealers; amending section 3, chapter 150, Laws of 1955 and RCW 14.20.030.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 431, by Representatives Perry, O'Connell and Huntley:

An Act relating to motor vehicle licenses; and amending section 46.16.135, chapter 12, Laws of 1961, and RCW 46.16.135.

Referred to Committee on Highways.

Engrossed House Bill No. 432, by Representatives Andersen, Bergh and Pritchard:

An Act relating to minors under the age of eighteen years and their purchasing motor vehicles; and providing penalties.

Referred to Judiciary Committee.

House Bill No. 469, by Representatives Copeland, Lind and Berentson:

An Act relating to industrial insurance; and amending section 51.32.040, chapter 23, Laws of 1961 and RCW 51.32.040.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 487, by Representative Copeland:

An Act relating to revenue and taxation; providing for the distribution of certain motor vehicle fuel and use fuel tax revenues; amending section 82.36-.020, chapter 15, Laws of 1961, as amended by section 1, chapter 7, Laws of 1961, first extraordinary session, and RCW 82.36.020; and amending section 82.40.290, chapter 15, Laws of 1961, as amended by section 4, chapter 7, Laws of 1961, first extraordinary session, and RCW 82.40.290.

Referred to Committee on Highways.

Engrossed House Bill No. 538, by Representatives Bergh, McElroy and Andersen:

An Act relating to motor vehicles; and amending section 46.60.320, chapter 12, Laws of 1961 and RCW 46.60.320.

Referred to Committee on Highways.

House Concurrent Resolution No. 10, by Representatives Eldridge, Berentson and Taylor:

Directing the feasibility study of Skagit river bypass.

Referred to Committee on Highways.

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 43; also

Senate Bill No. 54; also

Senate Bill No. 120; also

Senate Bill No. 121; also

Senate Bill No. 122; also

Senate Bill No. 247; also

Senate Bill No. 285; also

Senate Bill No. 291.

SECOND READING OF BILLS

MOTION

On motion of Senator Hanna, Senate Bill No. 246 was referred to the Judiciary Committee.

Senate Bill No. 262, by Senators Hanna, Mardesich and Lennart (by Executive request):

Supplementing the Uniform Washington Food, Drug and Cosmetic Act.

The bill was read the second time by sections.

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

On page 6, section 4, lines 6 and 7, after "regulations" strike "whether or not in accordance with the federal act" and insert "in the absence of federal regulations"

On page 7, section 6, line 33, before "and" strike "whether or not in accordance with the federal act" and insert "in the absence of federal regulations"

On page 4, section 3, lines 20 and 21, after "regulations" strike "whether or not in accordance with the federal act" and insert "in the absence of federal regulations"

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

On page 3, section 3, line 25, strike "is not generally" and insert "generally is"

On line 27, strike "safe" and insert "unsafe"

On page 9, section 10, line 23, strike "unpeeled" and insert "unpeeled"

On page 10, section 11, line 1, strike "is not generally" and insert "generally is"

On line 6, strike "safe" and insert "unsafe"

On motion of Senator Hanna, the rules were suspended, Engrossed Senate Bill No. 262 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 262, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator McMillan—1.

Engrossed Senate Bill No. 262, having received the constitutional majority, was declared passed.

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

Senate Bill No. 482, by Senators DeGarmo, Hallauer and Williams:

Providing for disposition of east capitol site management moneys.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 482 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 482, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—46.

Those voting nay were: Senator Mardesich—1.

Those absent or not voting were: Senators McMillan, Thompson, Jr.—2.

Senate Bill No. 482, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business to be consideration of Engrossed Senate Bill No. 380 on second reading.

Engrossed Senate Bill No. 380, by Senators Hanna, DeGarmo and Ryder (by Executive request):

Imposing excise tax on fuel used for propulsion of marine watercraft, licensing certain distributors and disposing of revenue therefrom.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the following amendment:

On page 29, add a new section as follows:

"NEW SECTION. Sec. 50. Any person who uses any marine fuel for the purpose of operating an internal combustion engine for commercial or industrial marine use, upon which the marine fuel tax has been paid, shall be entitled to and shall receive a refund of the amount of the marine fuel tax paid on each gallon of marine fuel so used, whether such marine fuel tax has been paid either directly to the vendor from whom the marine fuel was purchased or indirectly by adding the amount of such tax to the price of such fuel."

Debate ensued.

POINT OF INQUIRY

Senator Rasmussen:

"Would Senator Durkan yield?"

"Senator Durkan, this amendment in effect if adopted, will make available merely the unclaimed gas tax for marine use?"

Senator Durkan:

"This amendment doesn't even apply to the unclaimed use. This amendment takes off all commercial users of marine fuel, such as oyster growers who buy gas and use it in collection of oysters. It was our intention in the subcommittee to make the amendment inclusive to industry and commercial growers. When it was sent to the Ways and Means Committee, this exemption provision was inadvertently left out. This will now exempt all persons who use any marine fuel for the operation of commercial vessels."

Senator Rasmussen:

"You don't have the amendment for people that use marine fuel on boats and tie up in mooring places?"

Senator Durkan:

"Mr. President:

"The answer to that is that they are not exempt and we discussed this yesterday."

POINT OF INQUIRY

Senator Gallagher:

"I wonder if Senator Durkan would yield to another question. In your definition for industrial use, what effect would that have upon a commercial boathouse who rents to others for both commercial and for pleasure use?"

Senator Durkan:

"It depends entirely upon the use. If it is put to a commercial use, they would be exempt. If it is rented for a pleasure craft, they would collect the 7½ cents tax. If it is rented for a commercial use, then the exemption applies. The question is not as to whether you rent or own your own boat, but the purpose to which it is put, whether pleasure or commercial."

Senator Gallagher:

"Senator Durkan, this leads me into a position where I am not so sure I can support the amendment because I know of people who have charter boats who can go and get a so-called commercial fishing license. I think around Neah Bay they cost a dollar or two, and they could get a license in order to get above the limit of the fish catch. Now, if this is going to permit those people to avoid paying this tax, I think we should tighten up a little bit."

Senator Durkan:

"Mr. President, Senator Gallagher:

"Of course there are many ways in which you can obstruct justice and avert the law. The purpose of every law that is drafted is that these people will comply with the law and in the event they don't, there are measures which can be taken to see that they do. This is not intended to permit people to obstruct the intent of the legislature. If it is used for pleasure, the tax applies."

Debate ensued.

The motion was carried and the amendment was adopted.

Senator Guess moved the adoption of the following amendment:

On page 3, section 2, line 22, strike "two" and insert "one".

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

Senator Williams moved the adoption of the following amendment:

On page 3, section 2, line 16, after the period following the word "fund" insert "No expenditures shall be made from the marine facilities account without prior legislative appropriation designating the particular project for which the sums are appropriated."

Debate ensued.

Senator Greive moved that the amendment be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Neill, Moriarty, Jr., Peterson, Bailey, Kupka, Knoblauch and Chytil.

ROLL CALL

The Secretary called the roll, and the amendment by Senator Williams was laid upon the table by the following vote: Yeas, 26; nays, 23; absent or not voting, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Sandison, Talley, Washington—26.

Those voting nay were: Senators Atwood, Chytil, Dore, England, Foster, Freise, Guess, Lennart, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—23.

Senator Rasmussen moved the adoption of the following amendment:

On page 26, section 40, line 6, add “, provided any person may claim a refund if the amount exceeds five dollars.”

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

Senator Mardesich moved the adoption of the following amendment:

On page 3, section 2, line 16, after the period following the word “fund” insert “No expenditures shall be made from the marine facilities account without prior approval of the Legislative Budget Committee.”

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

Senator Petrich moved the adoption of the following amendment:

On page 10, section 10, line 25, after “distributors” and before the period insert “: *Provided*, That where such fuel is imported into this state in fixed fuel tanks of a marine watercraft, one hundred gallons of such fuel shall be exempt from the provisions of this section.”

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 380 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Woodall:

“Would Senator Durkan yield?”

“Senator Durkan, as the bill now stands, these particular advisers who are chosen solely because of their interest in boating, are advisers only to make recommendations to the Governor, is that correct?”

Senator Durkan:

“We are speaking about Senate Bill No. 380?”

Senator Woodall:

“Yes, which spends the money.”

Senator Durkan:

“Yes.”

Senator Woodall:

"And the Governor solely without consultation and without any other person or group, makes the sole decision as to where the money is going, is that correct?"

Senator Durkan:

"The answer is, yes, we believe in a strong executive type branch of government and this is the responsibility of the Governor, and he is going to answer to the people if it is abused."

The Secretary called the roll on the final passage of Re-Engrossed Senate Bill No. 380, and the bill passed the Senate by the following vote: Yeas, 34; nays, 14; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr.—34.

Those voting nay were: Senators Atwood, Chytil, Dore, Foster, Freise, Guess, Mardesich, Neill, Rasmussen, Raugust, Rickdall, Washington, Williams, Woodall—14.

Those absent or not voting were: Senator Henry—1.

Re-Engrossed Senate Bill No. 380, having received the constitutional majority, was declared passed.

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

PERSONAL PRIVILEGE

Senator Gissberg:

"Mr. President, I rise to a point of personal privilege."

The President:

"The Senator will state his point of personal privilege."

Senator Gissberg:

"Mr. President, members of the Senate, and Senator Rasmussen:

"I am on my feet to protest as strongly as I know how the statements that Senator Rasmussen made on television last night. Up until this point I have not commented upon or entered into this discussion on the Senate floor, because I have felt to do so would not lend dignity to this Chamber. However, I have now been attacked by him, as well as has every other honorable attorney sitting in this chamber.

"Last night he made a statement to the effect that 'they are all in on it,' in which he was referring to moneys paid to lawyers of the Senate by clients interested in legislation. That statement of his is a malicious lie. Thousands upon thousands of people in this state have heard that statement made by him, and I want to say that for myself, and I know that I speak for most of the other attorneys sitting in this room, that I don't represent anybody in this Legislature except the people of my legislative district, for which they pay me the sum of one hundred dollars per month. Of course the additional reward that I have had over the years has been the knowledge that I have enjoyed the respect, if not the support, of the people in my community.

"Senator Rasmussen, by the use of his black tar brush and shotgun approach, has intentionally and wilfully smeared every lawyer sitting in the Senate, and his statement last night was simply appalling to me. The reputations of the honest, honorable, and devoted attorneys sitting in this chamber has been severely damaged forever and, of course, any lawyer, any person practicing as an attorney and so holding himself forth, in order to have clients, has to have at least two prime requisites: one, ability; two, reputation. If his reputation is bad, gentlemen, then his ability can't help him even earn a living, because he won't have the respect of the people that he seeks to serve.

"Now, Senator Rasmussen did not name names, he told me this morning, but

of course that is the very viciousness of his Joe McCarthyism attack, and I intend, for one, to determine whether his character assassination, which it is, although he states it generally, is actionable as slander; and, if it is, I intend to make him pay for the despicable lie; and, if he now rises to say that he did not intend the result, then the least that he can do is provide everyone with a public apology."

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President, members of the Senate:

"For those people that have a feeling that I slandered them, they have my deepest apology. It is certainly not my intention that I slander wilfully anyone. What I was repeating on television, and if any of you saw the program, I was repeating a statement that was heard in our caucus in which one gentleman said, 'You know my retainer and I know yours, all eighteen of you,' and if that be slander, so be it. That was in the caucus, and in that same caucus, gentlemen of the Senate, I asked at that time, I said, 'It would certainly be nice if those people would rise and purge themselves the same as this gentleman attorney has done and would release, through the caucus, the information that he seemed to have.'

"There was at that time not one, in fact somebody in the back said, 'What about the fees that the laymen get?' and our caucus chairman, Senator Bailey, and I give him credit, he said, 'When we get a fee, it's called graft. When you people get it, it's called a retainer,' so if we're going to have facts, let us have facts.

"Now, Senator Gissberg has gotten up publicly and disclaimed that he has at any time accepted any retainers to do business on this Senate floor. I have given to the Senate information about one attorney that has accepted retainers and one attorney that has bragged about the amount of work that he has done for these people that he represents on this Senate floor. We have it in print. I have given the information to the Senate. I've asked the Senate to please set up a committee to investigate. It's not my desire to blacken an innocent man's name, but, gentlemen, I'm not in accord, when Senator Gissberg says that we are all innocent.

"Now, I'm not saying anything in my TV remarks that wasn't heard by all of the Democrats in their caucus and everyone of them that are honorable men can stand up and say the same thing, and the people of the state of Washington, gentlemen, are thinking badly of the Senate. I'll ask you something: Why shouldn't they? You've had evidence given to you. You've had a man on the floor admit that he raised eleven thousand dollars. I couldn't raise eleven thousand cents. Neither could Senator McCutcheon. He agreed. And yet, the Senate itself refuses to investigate these matters that Senator Gissberg and I are talking about. Why shouldn't they distrust us?

"A few days ago, a list of names come out in the paper, thirteen names of Senators or former Senators. There are twelve more names that will probably come out. This same gentleman that I asked you to investigate, who had worked with an attorney on this floor, this same gentleman released these names to the President and said, 'Yes, it's true. I gave these men money. I worked close with a Senator on the floor,' and has the Senate investigated? No. This man says he raised eleven thousand dollars, gentlemen, himself. He said he raised eleven thousand dollars and gave it to you Senators. None of you know where the money came from. Not one of you.

"Senator Gissberg, have you joined with me in trying to get the Senate to investigate this case? I want to bring the gentleman in, Ted Best and Associates. I want to bring him in and have the Senate investigate and find out how he raises the money and what Senators, particularly, he has given it to and what amounts, and the Senate has refused.

"I'm not speaking for Rasmussen personally. I'm speaking for the people of the state, the people that say, 'Why doesn't the Senate investigate? Are they afraid of what they will turn up?'

"Sure, we passed a resolution and said we'll investigate all campaign expenses. You people, have been here many years, just as long as I have. You know what we're talking about. We're not talking about general campaign expenses. But we put in the resolution, to investigate all of them, because we wanted to spread it wide enough so nothing would come of it.

"Now, if you gentlemen say that there's nothing wrong, fine and dandy. Senator Gissberg got quite alarmed because there seemed to be an indication in my talk that I repeated information that was given to us in caucus. There isn't a man of

honor on this floor that can deny that. There isn't a man of honor that can deny, there wasn't one other lawyer that got up in there. You'll agree, one lawyer got up. I think he was a gentleman. I think he was honest, and I'm not saying all the rest of the lawyers, I can't speak for those that weren't in caucus, but I want to say I've served many, many years with a lot of you and there are a lot of excellent lawyers, a lot of very excellent people. There are a lot of them that are taking advantage of their position on this Senate floor that are not serving the people. I don't want to name names, but it can be done, and as far as disparaging the whole law profession, I would not do that. The people of the state of Washington, themselves, are doing that.

"It became necessary, in order to do something for the people, to put a measure up so that we could make some attempt to cut probate costs. We have additional measures laying in the Judiciary Committee where the lawyers could perfect it. Does it show up out here on the floor?"

RULING OF THE PRESIDENT

The President:

"Senator Rasmussen:

"The President believes your remarks are not relevant to the situation. Please confine your remarks to a rebuttal of the remarks of Senator Gissberg."

Senator Rasmussen:

"Thank you, Mr. President. I think you are quite right. I was wandering over the field. Sometimes in representing the people, I get a little exuberant.

"Senator Gissberg, my apologies to you, sir, and to the rest of the lawyers on the floor; and, to those that feel that I have something to disclose, I would beg for the people's sake of the state of Washington that they do so."

PERSONAL PRIVILEGE

The President:

"For what purpose does Senator McMillan rise?:"

Senator McMillan:

"Just a matter of a few comments if I am in order, Mr. President."

The President:

"The Senator will please state that portion of the discussion that he feels that he must rebut."

Senator McMillan:

"I feel that the Senator has made remarks that reflect on every Senator sitting in this chamber this afternoon, including myself. I just want to speak briefly, and say it is my feeling, gentlemen, that the remarks of Senator Rasmussen today and on previous occasions have damaged severely the reputation of, I believe, practically every man sitting here. By his remarks on this and other occasions he has put out and represented to the people of this state that we have a legislative body in the form of the state Senate, sitting here, which is corrupt, which is, in a very large measure, accepting campaign funds from shady, from irresponsible, from sources which are corrupting, which make it impossible for us to be fair in deliberating.

"I think it is eminently unfair to myself. I think it is unfair to all of us when we realize that there are in the United States campaign funds practically for every legislative candidate, whether it be state or national. All posts require campaign funds. A man, unless he be of unlimited means, finds it impossible to go out and polish himself, in order to be elected to these various legislative offices. Because of the nature of our form of government, it is becoming increasingly necessary that these campaign funds be raised. If we couldn't have it that way, only the wealthy would be able to seek office.

"Now there's one little point that I think I will bring up, and I'm not going to say anything further about it, and that is this particularly black, despicable sum that Mr. Ted Best has raised for the optometric association which has been passed around among the Senators. The optometrist bill was represented as something that was strictly shady. Now, I find that it has been accepted in the House, has been praised by the Chairman of the Committee on Medicine and Dentistry over in the House,

Dr. Adams, a man of high standing in his home community of Spokane. We find that actually it is a good bill.

"Let's examine the amount of money that Ted Best contributed for this campaign and divided up among the various candidates which he indicates received money. It adds up to about fifty dollars apiece for each one of those candidates, with the exception of one who was not elected and I believe he was from the southern part of the state and he was an optometrist. I believe he stated he received one hundred dollars. It's a petty sum when we think of it, when we think about the tremendous sums that are raised for these campaigns.

"With those remarks, ladies and gentlemen, I am going to take my seat, but I do feel that we have been unjustly treated by these continuing remarks."

MOTION

On motion of Senator Riley, the Senate proceeded in order.

Senate Bill No. 483, by Senators DeGarmo, Hallauer and Williams:

Relating to parking and control of traffic on the state capitol grounds:

REPORT OF STANDING COMMITTEE

Senate Bill No. 483:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Relating to parking and control of traffic on the state capitol grounds (reported by Committee on Ways and Means):

Recommends that it do pass with the following amendments:

Strike all of section 1 and substitute the following:

"**NEW SECTION.** Section. 1. There is added to chapter 12, Laws of 1961 and to chapter 46.08 RCW a new section to read as follows:

There is hereby established an account within the general fund of the state treasury to be known as the 'state capitol vehicle parking account.' All unpledged parking rental income and fines collected by the department of general administration from rental of parking space and the enforcement of traffic regulations on the capitol grounds and the east capitol site shall be deposited in the 'state capitol vehicle parking account.'

The 'state capitol vehicle parking account' shall be used to pay costs incurred in the operation, maintenance, regulation and enforcement of vehicle parking and parking facilities at the state capitol."

In line 3 of the title after "vehicle" strike all language and punctuation down to the semicolon on line 4 and insert 'parking account' in the general fund"

FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman.*

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman.*

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Foley, the committee amendments were adopted.

On motion of Senator Foley, the rules were suspended, Engrossed Senate Bill No. 483 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 483, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senator Mardesich—1.

Those absent or not voting were: Senators Connor, McCutcheon—2.

Engrossed Senate Bill No. 483, having received the constitutional majority, was declared passed.

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

On motion of Senator Foley, Senator Durkan was excused.

Senate Bill No. 260, by Senators Rasmussen, Ryder and Dore (by Departmental request):

Supplementing industrial insurance appeals law.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the rules were suspended, Senate Bill No. 260 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

The Secretary called the roll on the final passage of Senate Bill No. 260, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Durkan, Lennart—2.

Senate Bill No. 260, having received the constitutional majority, was declared passed.

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

Senate Bill No. 133, by Senator Freise:

Making car rental liability agreements applicable to all types of accidents.

REPORT OF STANDING COMMITTEE

Senate Bill No. 133:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Making car rental liability agreements applicable to all types of accidents (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

In section 1, line 6, after "all" strike all of the matter down to and including the period (.) on line 8 and substitute "such liability, whether or not the damage occurred while the motor vehicle was driven

- (1) in violation of any law; or
- (2) in conformity with any rental agreement, except where
 - (a) the lessee was using the motor vehicle to transport persons or property for hire; or
 - (b) the lessee obtained said vehicle by falsifying his name, age or address; or
 - (c) the lessee was engaging in a race, speed test or contest; or
 - (d) the lessee was using the motor vehicle to pull, push or propel any vehicle or trailer; or
 - (e) the motor vehicle was operated by one other than the lessee, except where the motor vehicle was operated with lessee's permission by
 - (1) a member of lessee's immediate family, or
 - (2) by lessee's employer, or
 - (3) by an employee of lessee in the course of such employee's regular and usual employment by lessee;

Provided, That the persons mentioned in subparagraphs (1), (2) and (3) herein are qualified licensed drivers."

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendment was adopted.

The President called on President Pro Tempore Riley to preside.

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 133 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 133, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rassmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Durkan—1.

Engrossed Senate Bill No. 133, having received the constitutional majority, was declared passed.

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

Senate Bill No. 416, by Senators Chytil, Bailey and Neill:

Authorizing easement over state military lands to city of Centralia for street purposes.

The bill was read the second time by sections.

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

On page 1, line 1 of the title, after "Authorizing" and before "the execution" strike "and directing"

On page 1, line 6, before "to execute" strike "and directed"

On motion of Senator Chytil, the rules were suspended, Engrossed Senate Bill No. 416 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 416, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Durkan—1.

Engrossed Senate Bill No. 416, having received the constitutional majority, was declared passed.

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

Senate Bill No. 81, by Senators DeGarmo and Rasmussen:

Regulating the taking of beaver and sale of pelts.

On motion of Senator Rasmussen, Substitute Senate Bill No. 81 was substituted for Senate Bill No. 81 and Substitute Senate Bill No. 81 was placed on second reading, and read the second time by sections.

The Secretary read the following amendment by Senator DeGarmo:

On page 5, line 19, add a new section to read as follows:

"**NEW SECTION.** Sec. 10. Provided that no person shall hunt, trap, kill or have in his possession a beaver from the land of sky blue waters.

On motion of Senator DeGarmo, the amendment was laid upon the table.

The Secretary read the following amendment by Senator Rasmussen:

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

"**NEW SECTION.** Sec. 12. This act may be referred to as the Rasmussen Eager Beaver Act.

On motion of Senator Rasmussen, the amendment was laid upon the table.

On motion of Senator Rasmussen, the rules were suspended, Substitute Senate Bill No. 81 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 81, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those voting nay were: Senator Talley—1.

Those absent or not voting were: Senator Durkan—1.

Substitute Senate Bill No. 81, having received the constitutional majority, was declared passed.

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

Senate Bill No. 85, by Senators Dore, Stender and Mardesich:

Removing limitation of firemen's pensions and increasing funeral expense payment to his widow.

The bill was read the second time by sections.

Senator Atwood moved the adoption of the following amendment:

On page 1, section 1, line 19, after "month" insert " : *Provided*, That the governing body of the municipality involved shall, by ordinance, approve the establishment of such minimum pension."

Senator Greive moved that the amendment be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Freise, Thompson, Jr., Williams, Atwood, Mardesich, Dore, Connor, Bailey, Knoblauch, Keefe and McCutcheon.

ROLL CALL

The Secretary called the roll, and the amendment by Senator Atwood was laid upon the table by the following vote: Yeas, 25; nays, 21, absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Dore, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Sandison, Talley—25.

Those voting nay were: Senators Atwood, Chytil, Donohue, England, Foster, Freise, Guess, Hallauer, Lennart, McCormack, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—21.

Those absent or not voting were: Senators Durkan, Petrich, Rasmussen—3.

Senator Dore moved that the rules be suspended, that Senate Bill No. 85 be advanced to third reading, the second reading considered the third, and the bill placed on final passage.

Senator Greive demanded a Call of the Senate, but the demand was not sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Bailey, Gallagher, Herrmann, Kupka, Hanna, Cooney, McCormack, DeGarmo, and Gissberg.

ROLL CALL

The Secretary called the roll, and the motion by Senator Dore to suspend the rules having failed to receive a two-thirds majority was lost by the following vote: Yeas, 27; nays, 18; absent or not voting, 4.

Those voting yea were: Senators Bailey, Connor, Cooney, DeGarmo, Donohue, Dore, England, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Petrich, Sandison, Stender, Talley—27.

Those voting nay were: Senators Atwood, Charette, Chytil, Foster, Freise, Guess, Hallauer, Lennart, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Thompson, Jr., Washington, Williams, Woodall—18.

Those absent or not voting were: Senators Cowen, Durkan, Hess, Rasmussen—4.

Senate Bill No. 85 was passed to Committee on Rules and Joint Rules for third reading.

Senate Bill No. 544, by Senators Bailey and Charette:

Designating state public recreation areas reserved for the public.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 544 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Moriarty, Jr.:

"Would Senator Bailey yield?"

"Senator Bailey, who would care or pay for the expense of maintaining these lands and providing sanitary facilities on these lands."

Senator Bailey:

"As it stands now, Senator Moriarty, this is a public highway and the public highway, under the law, is a county road. As it stands now, it is the duty of the county commissioners of the county involved to do this. I had followed the idea of putting this under the jurisdiction of the Parks Department and taking care of it that way; however, as soon as we put an area which is hundreds of miles long under the Parks Department, an agency that is almost impossible to administer economically, anyway, it would be very costly. I think the cost figure here wouldn't change the present sanitation facilities. The counties now are liable for that. Sometime in the future, I foresee the possibility of the State Parks Department providing for those facilities."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 544, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, J., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Connor, Durkan, McMillan—3.

Senate Bill No. 544, having received the constitutional majority, was declared passed.

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

President Pro Tempore Riley called upon Temporary President Cowen to preside.

Senate Bill No. 520, by Senators Riley and Stender (by Departmental request):

Clarifying oil and gas conservation law.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended, Senate Bill No. 520 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator McMillan:

"Would Senator Raugust yield?"

"First, let me say it makes me very happy to learn that Pend Oreille and Stevens Counties have a large or it appears they might have a very good oil potential. Does this bill permit, or does it make possible the condemnation so that these people can secure these leases, whether a man wants to lease or not?"

Senator Raugust:

"This sets up an arbitration board, before which you can appear and if you don't want to sell your rights, by arbitration they will agree that you get a certain percentage of oil from the development, but the reason it makes this necessary, as I said before, is when you may just have a small field you can't afford to take the risk to drill oil on just a small unit."

Senator McMillan:

"Well, this gives them the power of condemnation, in effect, doesn't it?"

Senator Raugust:

"I don't believe so."

Senator McMillan:

"The result of the decision of the Board would, in practice, amount to condemnation, is that right?"

Senator Raugust:

"Senator McMillan:

"No, to the best of my knowledge, there is no condemnation provided for in Senate Bill No. 520."

POINT OF INQUIRY

Senator McCutcheon:

"Would Senator Raugust yield?"

"Senator, is this patterned after the Louisiana act?"

Senator Raugust:

"I wouldn't know. The only purpose of this bill is, the hopes that we can get oil development in this state. They have provided for the arbitration board so that they can come to some agreement by which the men who hold the land will give permission so that the land can be developed for oil and they could afford to drill."

Senator McCutcheon:

"Well, I am familiar with the Louisiana code and I just wondered."

Senator Raugust:

"As I understand it again, Senator McCutcheon, this is in effect some sort of interstate oil compact, commission, law or act."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 520, and the bill passed the Senate by the following vote: Yeas, 29; nays, 18; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Raugust, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington—29.

Those voting nay were: Senators Atwood, Chytil, Donohue, Dore, England,

Foster, Freise, Guess, Keefe, McMillan, Mardesich, Peterson, Petrich, Rasmus-
sen, Rickdall, Talley, Williams, Woodall—18.

Those absent or not voting were: Senators Durkan, Lennart—2.

Senate Bill No. 520, having received the constitutional majority, was
declared passed.

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

On motion of Senator Keefe, the Senate reverted to the second order of
business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 308:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Regulating the solicitation and collection of contributions for charitable purposes
(reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that the attached substitute bill be substituted therefor
and that the substitute bill do pass.

GEORGE W. KUPKA, *Chairman.*

We concur in his report: John L. Cooney, David C. Cowen, Martin J. Durkan,
F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A.
Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall,
Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 519:

Senate Chamber,
Olympia, Wash., March 3, 1963.

Authorizing county recreation service areas (reported by Committee on Cities,
Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman.*

We concur in this report: Robert L. Charette, Joe Chtyil, Dewey C. Donohue,
Sam C. Guess, Al Henry, Andy Hess, James Keefe, Ted G. Peterson, John A. Petrich,
Walter B. Willams.

Passed to Committee on Rules and Joint Rules for second reading.

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

SECOND READING OF BILLS

Senate Bill No. 180, by Senators Dore, England and Petrich:

Prescribing qualifications and functions of county coroners.

REPORT OF STANDING COMMITTEE

Senate Bill No. 180:

Senate Chamber,
Olympia, Wash., February 14, 1963.

Prescribing qualifications and functions of county coroners (reported by Committee
on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 2, line 28, after "coroner may" and before "deliver" strike
"in his discretion" and insert "with the approval of the University of Washington"

On page 3, section 4, beginning on line 9, strike the entire section.

In line 6 of the title, after "68.08.104" strike " ; and adding a new section to chapter
36.24 RCW" and insert "[; and adding a new section to chapter 36.24 RCW]"

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, John A. Petrich, Edward F. Riley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Petrich, the committee amendment to page 2, section 2, line 28 was adopted.

On motion of Senator Dore, the committee amendment to page 3, section 4, beginning on line 9 was adopted.

Senator Woodall moved the adoption of the following amendment to the Committee amendment to page 2:

On line 3 of the committee amendment, following "Washington" insert "and with the consent of a parent or guardian"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Petrich, the committee amendment as amended was adopted.

On motion of Senator Dore, the committee amendment to the title was adopted.

On motion of Senator Woodall, the rules were suspended, Engrossed Senate Bill No. 180 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 180, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Durkan—1.

Engrossed Senate Bill No. 180, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 97 and Senate Bill No. 581 and Senate Bill No. 556 were ordered to retain their places on the second reading calendar for tomorrow.

At 6:00 p. m., the Senate adjourned until 10:30 a. m., Monday, March 4, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTIETH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, March 4, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, McCormack and Petrich.

On motion of Senator Greive, Senators Durkan and Petrich were excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Well, Great God, here we are again, with a new day, a new challenge and a new responsibility. But we come to Thee on the same familiar terms. Thou has been our strength in times past, Thou hast been our source of wisdom and guidance, Thou hast been our strong tower of courage.

"We look to Thee at the opening of this days' business for these same necessary resources. Help us to quit waiting for the other person to change his attitudes and ways, lest we never give Thee the chance for which Thou art waiting to change us.

"May we confess our part in creating the dilemmas which we face, lest we feel no obligation to solve them. We ask in Jesus' name, Who came to change us all. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 3, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 380 have compared same with the original bill and find it correctly Re-engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 3, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 133; also

Senate Bill No. 180; also

Senate Bill No. 262; also

Senate Bill No. 416; also

Senate Bill No. 483 have compared same with the original bills and find them correctly Engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 4, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 92 have inspected same, and find it correctly enrolled and certified.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

House Bill No. 141:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Excluding residency provision from policemen, firemen and sheriffs covered by civil service in cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Jack England, Sam C. Guess, Al Henry, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 150:

Senate Chamber,
Olympia, Wash., March 4, 1963.

Authorizing health districts to charge fees for inspection services required by law (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass as amended.

DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 3, 1963.

MR. PRESIDENT:

The House has passed: House Bill No. 35; also

Engrossed House Bill No. 63; also

Substitute House Bill No. 347 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 3, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 361 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 3, 1963.

MR. PRESIDENT:

The House has passed House Bill No. 345 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 4, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 43; also

Senate Bill No. 54; also

Senate Bill No. 120; also

Senate Bill No. 121; also
 Senate Bill No. 122; also
 Senate Bill No. 247; also
 Senate Bill No. 285; also
 Senate Bill No. 291 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 3, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 92 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed Senate Bill No. 92.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 626, by Senator Hess:

An Act relating to the state legislature and legislative districts; defining the boundaries of all state legislative districts; changing the boundaries and population of most districts; renumbering some districts; providing for the number of legislators and their allocation to such legislative districts; and repealing chapters 5 and 289, Laws of 1957, and chapter 44.06 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 627, by Senator Donohue:

An Act relating to legislative reapportionment and redistricting; reapportioning and redistricting the legislative positions within the state legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 628, by Senator Donohue:

An Act relating to legislative reapportionment and redistricting; reapportioning and redistricting the legislative positions within the state legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 629, by Senator Donohue:

An Act relating to legislative reapportionment and redistricting; reapportioning and redistricting the legislative positions within the state legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 630, by Senator Donohue:

An Act relating to legislative reapportionment and redistricting; reapportioning and redistricting the legislative positions within the state legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 35, by Representatives Campbell, Goldsworthy and Uhlman (by Legislative Council request):

An Act relating to the militia and enacting a uniform code of military justice; amending sections 12, 82, 81, 84, 52 and 94, chapter 130, Laws of 1943 and RCW 38.04.010, 38.32.010, 38.32.020, 38.32.070, 38.32.120, and 38.32.130; repealing sections 83, 56, 57, 58, 59, 60, 63, 64, 85, 67, 68, 79, 88, 94, 65, 66,

69, 70, 71, 72, 73, 74, 75, 76 and 77, chapter 130, Laws of 1943 and RCW 38.04.050, 38.28.010, 38.28.020, 38.28.030, 38.28.040, 38.28.050, 38.28.060, 38.28.070, 38.28.080, 38.32.040, 38.32.050, 38.32.060, 38.32.110, 38.32.130, 38.36.010, 38.36.020, 38.36.030, 38.36.040, 38.36.050, 38.36.060, 38.36.070, 38.36.080, 38.36.090, 38.36.100 and 38.36.110; repealing section 62, chapter 130, Laws of 1943 as amended by section 1, chapter 81, Laws of 1953 and RCW 38.32.150; providing penalties; and making an effective date.

Referred to Committee on State Government.

Engrossed House Bill No. 63, by Representatives Campbell and Copeland (by Legislative Council request):

An Act relating to retirement and pensions; creating a state public pension commission; defining powers and duties; making an appropriation; and declaring an emergency.

Referred to Committee on Labor and Social Security.

House Bill No. 345, by Representatives Evans, Rosenberg, and Leland:

An Act relating to state government; abolishing the Washington toll bridge authority and transferring its powers, authority, functions and duties to the state highway commission; transferring certain powers and duties of the director of highways to the state highway commission; repealing certain acts or parts of acts; and providing an effective date.

Referred to Committee on Highways.

Substitute House Bill No. 347, by Committee on Highways:

An Act relating to limited access highways; and amending sections 47.52.130, 47.52.140, 47.52.150, 47.52.160, and 47.52.190, chapter 13, Laws of 1961, and RCW 47.52.130, 47.52.140, 47.52.150, 47.52.160 and 47.52.190.

Referred to Committee on Highways.

Engrossed House Bill No. 361, by Representatives Olsen, Sawyer and Mahaffey:

An Act relating to the world fair commission; and declaring an emergency.

Referred to Committee on State Government.

SECOND READING OF BILLS

Senate Bill No. 97, by Senators Foster and Henry:

Restricting size of signs used to advertise motor vehicle fuel.

REPORT OF STANDING COMMITTEE

Senate Bill No. 97:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Restricting size of signs used to advertise motor vehicle fuel (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass with the following amendments:

On page 1 add a new section following section 3 to read as follows:

"NEW SECTION. Sec. 4. Such selling prices shall correspond and be identical to the computed price shown on the pump or computing dispensing device and in each instance any numbers setting forth fractional cents shall be of uniform size with the other numbers of the indicated price."

Renumber the remaining sections consecutively. **GEORGE W. KUPKA, Chairman.**

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch.

The bill was read the second time by sections.

Senator Foster moved the adoption of the committee amendments.

Debate ensued.

The motion was carried and the amendments were adopted.

PARLIAMENTARY INQUIRY

Senator Thompson, Jr.:

"Parliamentary inquiry, Mr. President: Could you tell me how many amendments to this bill are on the Secretary's desk, other than committee amendments?"

The President:

"Fourteen, as of this time, Senator Thompson."

Senator Thompson, Jr. moved that Senate Bill No. 97 be referred to the Committee on Commerce, Manufacturing and Licenses with instructions to study the proposed amendments.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators Connor, Bailey, Henry, Freise, Foster, Atwood, Knoblauch, Kupka and Donohue.

ROLL CALL

The Secretary called the roll on the motion by Senator Thompson to refer Senate Bill No. 97 to the Committee on Commerce, Manufacturing and Licenses, and the motion was lost by the following vote: Yeas, 15; nays, 31; absent or not voting, 3.

Those voting yea were: Senators England, Gissberg, Guess, Hallauer, Hess, McMillan, Mardesich, Moriarty, Jr., Rasmussen, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams—15.

Those voting nay were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Foley, Foster, Freise, Gallagher, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Morgan, Neil, Peterson, Petrich, Raugust, Sandison, Talley, Washington, Woodall—31.

Those absent or not voting were: Senators Dore, Durkan, McCormack—3.

On motion of Senator Greive, Senate Bill No. 97 was made a special order of business for 2:00 p. m. and all proposed amendments were ordered to be mimeographed and placed upon the desks of the Senators.

PARLIAMENTARY INQUIRY

Senator England:

"Parliamentary inquiry, Mr. President:

"If it should happen that at 2:00 p. m., there are fourteen more amendments on the Secretary's desk, are we going to postpone consideration of this bill for another two hours?"

The President:

"There is always that possibility, Senator England."

Senator Henry:

"I would just like to state, Mr. President, that I am quite aware of Senator England's literary skill and I won't be surprised if there are fourteen more amendments."

Senate Bill No. 581, by Senators Hess and Thompson, Jr.:

Relating to vocational rehabilitation.

The bill was read the second time by sections.

On motion of Senator Hess, the rules were suspended, Senate Bill No. 581 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 581, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Williams, Woodall—45.

Those absent or not voting were: Senators Durkan, Foley, Talley, Washington—4.

Senate Bill No. 581, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Hallauer, the members of the subcommittee on Junior Colleges, consisting of Senators Hallauer, Riley, Mardesich, Neill and Ryder, were excused subject to roll call.

On motion of Senator Bailey, Senator Rasmussen was excused.

Senate Bill No. 556, by Senators Morgan and Williams:

Implementing law relating to independent living rehabilitation programs. The bill was read the second time by sections.

On motion of Senator Morgan, the rules were suspended, Senate Bill No. 556 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 556, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Durkan, Rasmussen, Talley—3.

Senate Bill No. 556, having received the constitutional majority, was declared passed.

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

Senate Bill No. 576, by Senators Washington and Raugust:

Providing for highway comprehensive planning.

The bill was read the second time by sections.

On motion of Senator Washington the following amendment was adopted:

On page 3, section 5, line 13, after subsection (4) insert "(5) Its fatal accident experience."

Senator Stender moved the adoption of the following amendment:

On page 3, section 5, line 4, after the word "highways" and before "within" insert the following: "based on and in order of greatest need therefor"

Debate ensued.

On motion of Senator Bailey, the amendment was laid upon the table.

Senator Stender moved the adoption of the following amendment:

On page 4, section 9, line 5, delete section 9.

Debate ensued.

On motion of Senator Dore, Senate Bill No. 576 was placed at the end of the second reading calendar for today.

Senate Bill No. 497, by Senators Thompson, Jr. and Rasmussen:

Excluding certain liquor vendors from state retirement.

The bill was read the second time by sections.

On motion of Senator Thompson, Jr., the following amendments were adopted:

In line 5 of the title, after "120" strike the period and insert "and declaring an emergency."

On page 2, section 1, line 30, strike "July" and insert "April"

On page 2, line 32, add a new section following Section 1 to read as follows:

"**NEW SECTION.** Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

On motion of Senator Thompson, the rules were suspended, Engrossed Senate Bill No. 497 was advanced to third reading, the second reading considered the third, and the bill placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Bailey:

"I'd like to ask Senator Thompson a question.

"Senator Thompson, I am heartily in accord with this bill, but I wonder, if it was the intent of the people of the state of Washington, or the Legislature when the civil service initiative passed, to put the so-called commissioned brokers under civil service?"

Senator Thompson, Jr.:

"I do not think it was, and I think that if there would be an amendment added that you could suggest, which would clarify that point, I would certainly not object to it."

Debate ensued.

On motion of Senator Thompson, Jr., Engrossed Senate Bill No. 497 was placed at the beginning of the third reading calendar for today.

Senate Bill No. 519, by Senators Cowen and Keefe:

Authorizing county recreation service areas.

The bill was read the second time by sections.

Senator Hess moved the adoption of the following amendment:

On page 1, section 1, line 4, after "any" and before "county" strike "class A"

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Keefe, the rules were suspended, Senate Bill No. 519 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Petrich:

"Would Senator Keefe yield?"

"Senator, don't the county commissioners now have the authority to establish park recreation areas within available budget limits?"

Senator Keefe:

"No, they do not, Senator Petrich. This bill will give them the power, but they have to submit it to the people for a vote."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 519, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senators Freise, Petrich—2.

Those absent or not voting were: Senators Durkan, Gissberg, Rasmussen—3.

Senate Bill No. 519, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Bailey, Senate Bill No. 610 was ordered to retain its place on second reading immediately following Senate Bill No. 280.

Senate Bill No. 323, by Senators Sandison, Ryder and Hallauer:

Providing facilities for research in field of industrial and occupational health.

REPORT OF STANDING COMMITTEE

Senate Bill No. 323:

Senate Chamber,
Olympia, Wash., February 23, 1963.

Providing facilities for research in field of industrial and occupational health (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 2, line 23, after "Washington an" and before "environmental" insert "occupational and"

On page 2, section 4, line 16, after the period following "party" strike the remainder of the section and insert "All research data and pertinent information available or compiled at such facility related to the industrial and occupational health of workmen shall be made available and supplied without costs to any public agency or interested party."

On page 3, section 8, line 29, after "dollars" and before the period insert " , or as much thereof as may be needed"

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Marshall A. Neill, John N. Ryder.

The bill was read the second time by sections.

On motion of Senator Sandison, the committee amendments were adopted.

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

On page 1, line 10, strike section 1 and renumber the remaining sections consecutively.

Senator Moriarty, Jr. moved the adoption of the following amendment:

On page 2, section 5 renumbered 4, line 26, after "members" and before the period (.) insert "to be appointed by the governor"

On page 2, line 26, strike the sentence beginning with "Membership" and ending with "vote." on page 3, line 2 of the bill.

Debate ensued.

The motion was lost and the amendment was not adopted.

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

On page 2, section 3, line 5, after "business" and before "desire" strike "and industry" and insert ", industry and labor"

On page 3, section 6, line 15, after "fund" and before "as" insert "and medical aid fund"

On page 3, section 7, line 22, after "of" and before "thousand" strike "one million two hundred and fifty" and insert "six hundred and twenty-five thousand dollars and from the medical aid fund to the University of Washington the sum of six hundred and twenty-five"

On page 3, section 8, lines 28 and 29, after "sum of" strike the remainder of the paragraph and insert "two hundred and fifty thousand dollars and from the medical aid fund to the University of Washington the sum of two hundred and fifty thousand dollars."

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

On page 1, line 24, after "having" strike "among" and insert "as"

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

In line 5 of the title, after "fund" and before "for" insert "and medical aid fund"

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 323 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 323, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Durkan, Rasmussen—2.

Engrossed Senate Bill No. 323, having received the constitutional majority, was declared passed.

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former Senator Homer Nunamaker, and appointed a special committee

consisting of Senators Gallagher, Knoblauch, Greive, Atwood and Thompson, Jr. to escort the former Senator to a place of honor upon the rostrum.

MOTION

On motion of Senator Greive, Senate Bill No. 365 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 514, by Senators Talley, Donohue and Raugust: Authorizing soil and water conservation districts to borrow money. The bill was read the second time by sections.

On motion of Senators Hallauer, the following amendment was adopted: On page 2, section 1, line 26, after "States" strike "or the State of Washington"

On motion of Senator Raugust, the rules were suspended, Engrossed Senate Bill No. 514 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 514, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Durkan, Neill, Rasmussen, Riley—4.

Engrossed Senate Bill No. 514, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 325 was ordered to retain its place on the second reading calendar for tomorrow.

At 12:30 p. m., on motion of Senator Greive, the Senate recessed until 1:45 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Rasmussen, having been excused previously.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business to be consideration of Senate Bill No. 97 on second reading.

SECOND READING OF BILLS

Senate Bill No. 97, by Senators Foster and Henry:

Restricting size of signs used to advertise motor vehicle fuel.

The bill was read the second time by sections.

Senator Stender moved the adoption of the following amendment:

On page 2 add a new section to read as follows:

"NEW SECTION. Sec. 6. This act shall become effective January 1, 1975.

Senator Greive moved that the amendment be laid upon the table.

The motion was carried.

PARLIAMENTARY INQUIRY

Senator Hess:

"Mr. President:

"This is a matter that I discussed with the President the other day when several motions were made that amendments be considered at one time. I raised the question with the President whether such consideration did not require unanimous consent of the body, and I think that same group of amendments in that form again makes the point of order pertinent before any such motion might be made."

Senator Greive:

"In answer to Senator Hess, I think that this is pretty clearly covered in Senate Rule 61."

Senator Hess:

"Speaking to the parliamentary inquiry, it would seem at least in my interpretation of the rules, that any member could, by protesting thus requiring unanimous consent, require that each amendment pending on any matter be considered by itself as an entity and not combined with others in toto. I think this is the substance of what Senator Greive has suggested in the rule. I merely wanted the President to give us that rule."

Senator Herrmann:

"Mr. President:

"Would it require a unanimous vote or merely a suspension of the rules, which would require two-thirds majority?"

The President:

"Senator Greive, what portion of Rule 61 covers the situation described by Senator Hess?"

Senator Greive:

"Rule 61 says that the bills shall be read section by section, subject to amendment. It seems to me that you are going to have to offer each amendment separately. You can't consider all of them at one time, and under Rule 140 in Reed's which would let you insert and strike, I don't think that would cover this because there isn't any such inserting or striking here."

Senator Hess:

"I did not mean to cause the body to cease proceeding in order. As long as the point is not raised at this time, I would defer my point of inquiry."

Senator Greive:

"I don't have the rule, but upon second reading the rule says bills shall be read section by section, subject to amendment, and that has been interpreted in the past to mean that you must take each amendment in order."

Senator Thompson, Jr.:

"I think Reed's Rule 134 would also be of help."

Senator Greive:

"Reed's Rule 134 has a very limited application and conflicts somewhat with 140.

Reed's Rule 134 applies to a single paragraph, and this is more than one paragraph; therefore, Reed's Rule 134 wouldn't apply. It has to be one paragraph."

The President:

"The President will prepare a ruling and will deliver the ruling at a later time."

The Secretary read the following amendment by Senator Thompson, Jr.:

On page 1, line 26, add a new section to be known as section 4 as follows:

"NEW SECTION. Sec. 4. No sign or placard stating or referring directly or indirectly to, the price or prices of drugs or sundries, other than such signs or placards herein authorized, shall be posted or maintained on, at, near, or about any premises on which drugs or sundries are sold or offered for sale at retail."

Renumber sections 4 and 5 as sections 5 and 6.

POINT OF ORDER

Senator Henry:

"Mr. President:

"We all have mimeographed copies of these amendments on our desks and I request a ruling from the President on amendments 2, 3, 4, 5, 6, 7 and 8, that they, under Rule 62, enlarge the scope and object of the bill and in no way are germane to the title. I would also include amendment number 9.

"Under Rule 62, Mr. President, the title of the bill reads: 'An act relating to retail sales of motor vehicle fuel,' and I appreciate the position of my friend, Senator Thompson, but I don't see how drugstores, automobiles, horse collars, motels, cafes and restaurants fit into this particular picture at all."

Senator Thompson, Jr.:

"Mr. President, speaking on the point of order:

"Have you been into a modern drugstore lately? We carry all these sort of drugstore items like cleaning fluid, gasoline, buggy whips, and these are all things germane to a drugstore, a modern drugstore."

Senator Woodall:

"Speaking to the point of order, these amendments clearly enlarge the scope and object of the bill. The scope and object of the bill is very clearly set out, an act relating to retail sales of motor vehicle fuels. It doesn't relate to drugstores, sundries, novelties or any of these other items, and I respectfully submit that this is going into items above and beyond the scope and object of this bill."

Senator Foster:

"I concur in the remarks of Senator Woodall and Senator Henry. These are frivolous and sham amendments at best, and they certainly are not within the scope of the title of this bill."

Senator Thompson, Jr.:

"Mr. President, speaking on the point of order, this really is a bill dealing with the beautification of the streets and places of business. It is really a bill discussing signs and the size of signs on the sidewalk at a place of business, and I would feel that the object of the bill is really to please the eye by trying to restrict signs to no larger than twelve by twelve, and that was the purpose of the amendments, if you read them."

Senator Rickdall:

"Commenting on the statements of Senator Woodall, I appreciate his views, but I really don't think they are frivolous because if you pass this kind of legislation and open up the door, I am sure that you are going to have further amendments in later sessions that will do just the thing you are trying to do in the fourteen amendments. I don't think they are frivolous at all."

Senator Gissberg:

"I move that all of the amendments contained on the mimeograph sheet be laid upon the table."

POINT OF ORDER

Senator Hess:

"I now ask that the President rule on the point of order that I raised a few moments ago."

RULING BY THE PRESIDENT

The President:

"The President believes that under a suspension of the rules, that the motion as presented by Senator Gissberg would be in order."

Senator Hess:

"Further clarifying the ruling, speaking on the point of inquiry, would it be the intention of the President to declare that the amendments may be tabled only when they are combined and before the members in one sheet or a combination of sheets, or would it be the President's ruling that any amendments pending, whether so combined or whether merely on the desk, can be tabled by a suspension of the rules?"

"Speaking to the point of parliamentary inquiry, I think this goes to a fundamental basic right of a legislative body. We had an instance in the House of Representatives earlier this session that, to me, violated the rights of every member of the House. I believe that if the President permits Senator Gissberg's motion to apply to any amendments which might be pending on the desk, we have in the Senate also established that the same rules shall prevail and again the rights of each member shall be lessened.

"The point of parliamentary procedure that I think is at stake here is the right of a member to have whatever is pertinent to the discussion, whether it is an amendment or motion or whatever it may be, considered on its own merits. The right of, in essence, a full and unlimited debate on any given subject. If we permit this motion, if we permit a two-thirds majority, without even hearing, considering or knowing the content of a subject matter, arbitrarily in one fell swoop, to push it aside and ban it from consideration by the body, in my judgment we have violated a most important and fundamental ruling. I think the whole history of Reed's Rules and Robert's Rules of Order and parliamentary procedure in all kinds of legislative bodies, in all kinds of public organizations, go against the grain of such an approach."

Senator Riley:

"Mr. President, again on the point of order raised, I want to agree with Senator Hess and make this one observation:

"The Senate is a deliberative body. If we are not permitted to discuss amendments separately, we cannot deliberate. We recognize as a committee system it is not possible to send this bill to committee to make its determination after deliberation, so while we have the amendments before us and, being a deliberative body, I think it is required that we should discuss each and every amendment separately and let them stand on their own merits or lack thereof."

Senator Greive:

"I move that the rules be suspended, that we proceed in order and take the amendments one by one, foregoing the ruling."

Senator Gissberg:

"Mr. President:

"I just want to make my position clear to Senator Hess. Specifically, one, I don't like this bill. I think it's a bad bill and I intend to vote against it, but I think these amendmenst make it an even worse bill and I suspect that is the reason these amendments have been put on the desk, in hopes they will be adopted and thereby assure that the bill is going to be killed on the Senate floor. My only purpose, and I most surely agree, Senator, that we should be very slow in doing anything to preclude a full consideration of an amendment by anybody without a reading of the amendment, was that because all of the amendments have been printed and put on the desks, there has been an opportunity for everyone to have read the amendmetns, although the reading clerk has not specifically read them. That is the purpose that I had in mind when I made the motion, in order to expedite the legislative process at this late time. I suspect if we take up each of these and if the mover of the amendment

is serious, we are probably going to be here about an hour and a half on this legislation."

Senator Greive:

"I have a motion before the Senate that the rules be suspended and we proceed in order."

POINT OF ORDER

Senator Woodall:

"Point of order. I think when a point of order has been raised, as to the propriety of an amendment pending before the body, that other proceedings are out of order until that particular matter be determined. I think the thing that has gotten us off base is another motion being made prior to the time the President passed on the question of whether or not these amendments dealing with various and sundry other things, go beyond the words, 'motor vehicle fuel.'"

RULING BY THE PRESIDENT

The President:

"The President believes that the point of order as presented by Senator Woodall is well taken."

Senator Greive:

"I was about to withdraw my motion."

The President declared the Senate to be at ease.

Th President called the Senate to order.

RULING BY THE PRESIDENT

The President's Ruling on the point of order as raised by Senator Henry:

"Senator Henry has raised the point of order that amendments Numbered 2 through 9 enlarge the scope and object of Senate Bill 97 and are not germane to the title. Senate Bill 97 is an act relating to retail sales of motor vehicle fuel and the amendment as proposed by Senator Thompson concerns itself with drugs or sundries offered for sale at retail.

"The President believes that the point of order as raised by Senator Henry insofar as it affects amendments numbered 3 through 9 could only be raised at such time as the particular amendments are being considered. In the event that the amendments are being considered jointly, then the point of order raised by Senator Henry insofar as the propriety of all the amendments could be considered.

"The President believes that the only amendment before the Senate is amendment number 2 and holds that amendment number 2 does change the scope and object of the bill. The point of order as raised by Senator Henry insofar as it relates to amendment number 2 is well taken."

Senator Thompson, Jr.:

"As a result of the President's ruling, I would like to withdraw amendments 2, 3, 4, 5 and 6."

There being no objection, the following amendments were withdrawn:

On page 1, add a new section to be known as section 5 as follows:

NEW SECTION. Sec. 5. Any person, firm or corporation, selling or offering for sale groceries, drugs or sundries at retail, may, without violating this act, post on the individual island or other dispensing device from which such groceries, drugs or sundries are sold or offered for sale a sign or placard not larger than twelve inches in width and twelve inches in height and stating clearly and legibly in numbers of uniform size the selling price or prices of such groceries, drugs and sundries together with the grade or quality classification, if any."

On page 1, add a new section to the bill as follows:

NEW SECTION. Sec. 6. No sign or placard stating or referring directly or indirectly to, the price or prices of automobiles other than such signs or placards herein authorized, shall be posted or maintained on, at, near, or about any premises on which automobiles are sold or offered for sale at retail."

On page 1, add a new section to the bill as follows:

"NEW SECTION. Sec. 7. Any person, firm or corporation, selling or offering for sale automobiles at retail, may, without violating this act, post on the automobile a sign or placard not larger than twelve inches in width and twelve inches in height and stating clearly and legibly in numbers of uniform size the selling price of such automobile."

Add a new section to the bill as follows:

"NEW SECTION. Sec. 8. No reader board stating or referring directly or indirectly to, the price or prices at which any commodities are offered for sale at retail, shall be posted or maintained on, at, near, or about any premises on which such commodities are sold or offered for sale."

REPLY BY THE PRESIDENT

The President:

"In reply to the question by Senator Hess, the question was of such a complex nature that the President would prefer to have the permission of the Senate to deliver a statement on the subject tomorrow."

There being no objection, Senator Stender was permitted to withdraw the following amendment:

Add a new section to the bill as follows:

"NEW SECTION. Sec. 9. No grocery store or other retail establishment shall advertise the price or prices of any of its products by means of any sign or placard placed, posted or maintained on, at, or near the premises of such grocery store or other retail establishment except by means of a sign or placard no larger than twelve inches in width and twelve inches in height posted on the entrance door or doors of such grocery store or other retail establishment."

MOTION

On motion of Senator Neill, Senator Ryder was excused.

There being no objection, the following amendment was withdrawn by Senator Peterson:

Add a new section to the bill as follows:

"NEW SECTION. Sec. 10. No motel or hotel shall advertise the price or prices of its rooms or services by means of any sign or placard placed, posted or maintained on, at, near, or about any premises where such rooms are maintained for rent to the public or where services are dispensed except by means of a sign or placard not larger than twelve inches in width and twelve inches in height placed on the entrance doors to such motel or hotel."

There being no objection, the following amendment was withdrawn by Senator Rickdall:

Add a new section to the bill as follows:

"NEW SECTION. Sec. 11. No cafe, restaurant, cafeteria, or other eating establishment open to the public for the purpose of selling to the public any food products for consumption on the premises or prepared by any cafe, restaurant, cafeteria or eating establishment for the purpose of being carried away by the public from the premises, shall post, place or maintain any sign or placard on, at, or near the premises of such cafe, restaurant, cafeteria or eating establishment except by means of a sign or placard not larger than twelve inches in width and twelve inches in height placed on the entrance door to such cafe, restaurant, cafeteria or other eating establishment."

Senator Foster moved the adoption of the following amendment:

On page 2, line 6, add a new section to the bill as follows:

"NEW SECTION. Sec. 7. This act is enacted in the exercise of the police power of the state for the protection of the general welfare of the people."

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

Senator England moved the adoption of the following amendment:

On page 2, line 6, add a new section to be known as section 6 as follows:
 "NEW SECTION. Sec. 6. Notwithstanding the First Amendment to the United States Constitution and notwithstanding Article 1, Section 5 of the Constitution of the State of Washington, this Act is constitutional."

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.
 Senator England moved the adoption of the following amendment:

On page 1, section 3, line 22, before "in width" strike "inches" and insert "feet" and before "in" at the end of the line, strike "inches" and insert "feet"

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.
 Senator Hallauer moved the adoption of the following amendment:

On page 1, section 3, line 22 after the word "than" strike the words "twelve inches in width and twelve" and insert "twenty-four inches in width and twenty-four"

Debate ensued.

POINT OF INQUIRY

Senator Hanna:

"Would Senator Hallauer yield?"

"Senator Hallauer, if this amendment is adopted, would you vote for the bill?"

Senator Hallauer:

"Certainly not."

On motion of Senator Greive, the amendment was laid upon the table.
 Senator Stender moved the adoption of the following amendment:

On page 1, section 3, line 23, after "Height" and before "and" insert the following:
 "Carrying the Sign Printers' union label"

Debate ensued.

On motion of Senator Bailey, the amendment was laid upon the table.
 Senator England moved the adoption of the following amendment:

On page 2, line 6, add a new section to read as follows:
 "NEW SECTION. Sec. 6. Gasoline shall not be advertised on any TV with a screen larger than 12 inches by 12 inches."

Senator Greive raised the question of consideration and the Senate voted not to consider the amendment.

Senator McCormack moved the adoption of the following amendment:

On page 2, add a new section to read as follows:
 "NEW SECTION. There is added to chapter 221, Laws of 1939 and to chapter 19.90 RCW a new section to read as follows:

Any manufacturer or distributor of motor vehicle fuel within this state shall charge one price throughout the state at any given time for each brand or grade of fuel sold at wholesale to any retail service station outlet serving the general public: *Provided*, That nothing herein contained shall prevent differentials which make allowances for differences in quantity when based and justified in the cost of manufacture, sale, or delivery, or the actual cost of transportation within the state."

Senator Gallagher raised the question of consideration.

Senator McCormack demanded a roll call and the demand was sustained by Senators Gissberg, Hallauer, McCormack, Knoblauch, Charette, Washington, Connor, Foster, Dore and England.

ROLL CALL

The Secretary called the roll on the question of consideration and the Senate voted not to consider the amendment by the following vote: Yeas, 20; nays, 27; absent or not voting, 2.

Those voting yea were: Senators Connor, Donohue, Dore, Foley, Foster, Freise, Gissberg, Hallauer, Knoblauch, Lennart, McCormack, Mardesich, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Ryder, Washington, Woodall—20.

Those voting nay were: Senators Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Durkan, England, Gallagher, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Kupka, McMillan, Morgan, Peterson, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Williams—27.

Those absent or not voting were: Senators Atwood, McCutcheon—2.

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

On page 1, section 3, line 22, after "placard" and before "twelve" strike "not larger than"

Senator Gallagher moved the adoption of the following amendment:

On page 1, section 3, line 22, after "not" and before "than" strike "larger" and insert "less"

Debate ensued.

With the permission of the Senate, Senator Gallagher was permitted to withdraw the amendment.

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

On page 1, section 3, line 19, after "retail" strike ", may, without violating this act," and insert "shall, in at least two places readily observable by those purchasing motor vehicle fuel"

Senator Foster moved that the rules be suspended, that Engrossed Senate Bill No. 97 be advanced to third reading, the second reading considered the third, and the bill be placed on final passage.

Senator Hallauer demanded a roll call and the demand was sustained by Senators Washington, Rasmussen, Henry, DeGarmo, Ryder, Thompson, Jr., Foster, Rickdall and Stender.

ROLL CALL

The Secretary called the roll on the motion by Senator Foster to suspend the rules and the motion was carried by the following vote: Yeas, 28; nays, 19; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, Morgan, Neill, Sandison, Talley, Washington, Woodall—28.

Those voting nay were: Senators Chytil, England, Gissberg, Guess, Hallauer, Hess, McMillan, Mardesich, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams—19.

Those absent or not voting were: Senators Charette, McCutcheon—2.

POINT OF ORDER

Senator Hallauer:

"Point of order, Mr. President:

"I believe the motion was lost. The motion was to suspend the rules."

RULING OF THE PRESIDENT

The President:

"The President should like to read from Rule 61: 'Every bill shall be read on three separate days unless the senate deems it expedient to suspend this rule:

Provided, however, That after the 49th day of every regular session this rule may be suspended by a majority vote."

MOTIONS

On motion of Senator Sandison, Senator Charette was excused.

On motion of Senator Foster, the rules were suspended, Engrossed Senate Bill No. 97 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Senators Greive, Foster and Henry demanded the previous question and the demand was sustained on a rising vote.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 97, and the bill passed the Senate by the following vote: Yeas, 26; nays, 21; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foley, Foster, Freise, Gallagher, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, Morgan, Sandison, Talley, Washington, Woodall—26.

Those voting nay were: Senators Chytil, Dore, England, Gissberg, Guess, Hallauer, Hess, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams—21.

Those absent or not voting were: Senators Charette, McCutcheon—2.

Engrossed Senate Bill No. 97, having received the constitutional majority, was declared passed.

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

PROTEST OF VOTE

These remarks are entered in the Journal in explanation of my vote against Senate Bill 97. I was denied an opportunity to make them when the bill was up for consideration, debate having been cut off by raising the previous question without any discussion of the bill on final passage.

I have deepest sympathy for retail gasoline dealers. I have known a great many of them through the years, and they are among the hardest working, most dedicated and helpful businessmen in any community. They are cruelly exploited by the powerful oil companies and by their controlled subsidiary distributors.

Using tax writeoff privileges against substantial profits in other areas of business, these companies have deliberately created more retail outlets than can economically sustain themselves. Further, they manipulate and vary prices to different retailers in such a manner as to make any reasonable independence and competition impossible for many individual stations. These practices are particularly ruinous in the savage price wars which on occasion appear to be deliberately started by producer companies. It often appears that the purpose of such price wars is the bankruptcy of marginal station operators, or a change in brand focus in a given community.

I would strongly support a detailed federal investigation into such practices, and punitive legislation designed to strike at the heart of this problem. Something should have been done in this area a long time ago.

Believing, however, as strongly as I do that America is a land of private enterprise, and that competition between business and industry is essential for its well-being, I cannot support legislation that would in effect limit competition. Senate Bill 97 as amended would make it almost impossible for a passing motorist to know the price at which gasoline would be available. The dealer would be limited to a single sign of a size and lettering too small to serve the traditional function of station price advertising. Those stations in competition with a discount house operation would be particularly disadvantaged. The bill in my judgment constitutes a seriously improper limitation on the freedom and flexibility of business.

There is a real danger to this country's economy in the continuing passage, by

our legislatures and the United States Congress, of a multiplicity of restrictive laws. Each by itself may be no more restraining than the thread-sized ropes of the Lilliputians were to the Giant Gulliver; yet the total effect was to tie Gulliver beyond his power to move of his own volition. If we are not careful, we can do the same thing to our economy.

ANDY HESS.

I concur with the above remarks and enter my protest accordingly.

WILLIAM A. GISSBERG.

MOTIONS

On motion of Senator Greive, Senate Bills No. 259, 205, 280, 610, 30, 124, 541, 275 and 576 were ordered to retain their places on the second reading calendar for tomorrow.

On motion of Senator Greive, Senate Bill No. 497 was ordered to retain its place on the third reading calendar for tomorrow.

On motion of Senator Woodall, Senate Bill No. 97 was ordered immediately transmitted to the House.

PERSONAL PRIVILEGE

Senator Morgan:

"Mr. President, I wish to explain a matter personal to myself.

"Mr. President and Gentlemen of the Senate:

"I have been wanting to make some remarks for some time since we have had this pall of criticism in this body regarding campaign funds. I wish my remarks to be included in the official records of this Senate, the Journal.

"The remarks that Senator Rasmussen has been making lately and most especially yesterday are indeed vicious and destructive to all who sit in this body. Senator Rasmussen and Senator Greive are two men whom I have admired and trusted. I trust them because I believe they are sincere and honest. I truthfully believe that Senator 'Slim' is being used as a front for some people who seek to destroy our Democracy, and the Washington State Senate.

"If anyone in this state of Washington is naive enough to still think that *ordinary* people like myself can run for public office and not require campaign donations, he is certainly not realistic, to say the least. The moment this nasty slur came out on the floor of this Senate I stated to our home town paper, the Bremerton Sun, that I had received some money from Senator Greive's campaign pool, also from organized labor and a local bipartisan citizen's committee in Bremerton.

"I should have added that I also received nearly five hundred dollars from Senator Wilbur Hallauer, whose check read "Senatorial Pool." I was grateful, in all cases, for their help and tried to use the money advantageously. Even then I had to go to the bank and take out a note to help me through the campaign, certainly I am not owned by *anyone*. People who know *me*, know that this is true. My voting record reflects this fact.

"I am an ordinary citizen, the wife of a rural mail carrier and, believe me, these public offices in the House and Senate have been a real strain on us financially. The hundred dollars a month salary I receive goes for phone bills and gasoline. It does not cover my expenses. I hold my office in high honor. I work hard and sincerely for the people, and especially the children and youth of the state of Washington.

"Never has anyone in the Senate pressured me to vote for their particular bill or in any particular manner. Nor have Senator Greive and Senator Hallauer asked me to do anything of this nature. I admire Senator Greive and I believe in him as *do* the *majority* of the members of this body. Senator Greive does not have to scrounge for money. His family is financially secure. The 'rabbit chasing' by Senator Rasmussen has created a sad state of affairs. 'Slim' knows where the big money is in this political life. He knows that Senator Greive's campaign funds did not include the rackets, namely gambling and vice. Frankly, whoever or whatever interest is stirring up Senator Rasmussen, it is certainly achieving its purpose—destroying honest, hard-working legislators so those who seek to gain control of the Senate may do so by next session—to split and divide, stir up confusion through constant heckling smacks of the dialectical processes used by subversives.

"Senator Rasmussen had better look further and study well, very well indeed, the people who are using him to do their dirty front work. There is a plan to destroy the courts of this nation, to destroy the Bar Association and the lawyers within that body; to destroy the dignity of public office; and the plan goes so far as to malign and destroy any individual or office holder who stands in the way of the plan as they seek to continue to destroy our form of government.

"Senator Rasmussen, *as your friend*, please watch your words and dwell on that which is of good report, for the sake of the people of the state of Washington, which most of us are trying to serve to the best of our ability."

(signed) FRANCES HADDON MORGAN.

MOTION

At 4:00 p. m., on motion of Senator Bailey, the Senate adjourned until 10:30 a. m., Tuesday, March 5, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTY-FIRST DAY

MORNING SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, March 5, 1963.

The Senate was called to order at 10:30 a. m., by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Once again we gather our lives together and hold them up in Thy presence, Eternal Father.

"As we put our life's strength into the making of this State's well-being, may our efforts be not the accumulation of laws, rules and regulations, but indeed, may they be the enunciation of the great concepts of the good life.

"Our sight is short, our wills are vain, our purposes shift. Steady us, Great God, that we may think clearly, feel keenly and determine wisely the best for the greatest number.

"Put the grace of blessing in our hands that whatsoever they do there may be helpfulness in our deeds and worth in our work. Through Christ. Amen."

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

The Secretary read:

SENATE RESOLUTION

1963 -18-

By Senator Thompson, Jr.:

WHEREAS, The ability to read is most basic in our developing technological civilization; and

WHEREAS, The teaching of reading is of the most vital importance in our educational system;

Now, Therefore, Be It Resolved, That the Campus School at Western Washington State College undertake controlled research in improved methods and techniques in the teaching of reading and that the State Superintendent of Public Instruction give high priority to this project in the research allotment in his department; and

Be It Further Resolved, That the State College report progress to the Education Interim Committee at the end of the first school year in 1964, and give a full report to the 1965 session of the Legislature; and

Be It Further Resolved, That copies of this resolution be sent to the President of Western Washington State College and to the Superintendent of Public Instruction.

On motion of Senator Thompson, Jr., the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 4, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Senate Bill No. 97; also Senate Bill No. 323; also Senate Bill No. 514, have compared same with the original bills and find them correctly engrossed. _____, *Chairman.*

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive, Perry B. Woodall.

Senate Bill No. 237:

Senate Chamber,
Olympia, Wash., March 4, 1963.

Creating a barber board (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Michael J. Gallagher, James Keefe, Reuben A. Knoblauch, Ted G. Peterson, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 470:

Senate Chamber,
Olympia, Wash., March 4, 1963.

Regulating sale of kosher food (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Ted G. Peterson, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 511:

Senate Chamber,
Olympia, Wash., March 4, 1963.

Setting boiler and unfired pressure vessels inspection fees (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, Michael J. Gallagher, James Keefe, Reuben A. Knoblauch, Ted G. Peterson, W. C. Raugust, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 11:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Creating an interim committee on legislative building accommodations (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass.

VICTOR F. DEGARMO, *Chairman.*

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 63:

Senate Chamber,
Olympia, Wash., March 4, 1963.

Establishing a public pension review commission (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass.

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Sam C. Guess, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 273:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Regulating common carriers (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass.

JOHN T. McCUTCHEON, *Chairman.*

We concur in this report: Robert C. Bailey, Joe Chytil, John L. Cooney, David C. Cowen, F. Stuart Foster, R. R. (Bob) Greive, H. B. Hanna, Karl V. Herrmann, James Keefe, Mike McCormack, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE**HOUSE AMENDMENT TO SENATE BILL**

House of Representatives,
Olympia, Wash., March 3, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 115 with the following amendment:

On page 2, section 2, line 17 of the engrossed and printed bill, after "assessing district" and before "Provided, That" insert "and may be assessed by any irrigation district to the same extent as private lands within the district are assessed" and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Durkan, the Senate concurred in the House amendment to Engrossed Senate Bill No. 115.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 115, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill,

Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Cowen, Foster, Gissberg, Henry, Keefe, Ryder, Sandison—7.

Engrossed Senate Bill No. 115, as amended by the House, having received the constitutional majority, was declared passed.

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

House of Representatives,
Olympia, Wash., March 4, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 46; also
Engrossed House Bill No. 48; also
Engrossed Substitute House Bill No. 243; also
House Bill No. 255; also
Engrossed House Bill No. 397; also
Engrossed House Bill No. 418; also
House Bill No. 423; also
House Bill No. 441; also
House Bill No. 460; also
House Bill No. 488; also
House Bill No. 511; also
House Bill No. 551; also
Engrossed House Bill No. 565, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 4, 1963.

MR. PRESIDENT:

The House has passed Engrossed Substitute House Bill No. 312, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 4, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 481, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 4, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Bill No. 92, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 4, 1963.

MR. PRESIDENT:

Under the provisions of Chapter 36, Laws of 1947, the Speaker has appointed as members of the Washington State Legislative Council: Representatives Alfred O. Adams, Thomas L. Copeland, William S. Day, Daniel J. Evans, Slade Gorton, Mrs. Marian C. Gleason, Helmut L. Juelling, Dick J. Kink, W. J. O'Connell, Robert A. Perry, Harry A. Siler.

S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 46, by Representatives Conner, Klein and DeJarnatt:

An Act relating to the use tax and amending section 82.12.030, chapter 15, Laws of 1961, as amended by section 10, chapter 293, Laws of 1961, and RCW 82.12.030.

Referred to Committee on Highways.

Engrossed House Bill No. 48, by Representatives Litchman, Swayze and Grant (by Joint Committee on Governmental Cooperation request):

An Act relating to marriage; amending section 2380, Code of 1881 and RCW 26.04.010; and amending section 2391, Code of 1881 as last amended by section 3, chapter 149, Laws of 1959 and RCW 26.04.210.

Referred to Judiciary Committee.

Engrossed Substitute House Bill No. 243, by Judiciary Committee:

An Act relating to the superior courts and the number of judges thereof in certain counties; amending section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 67, Laws of 1961 and RCW 2.08.061; amending section 4, chapter 125, Laws of 1951 and RCW 2.08.062; and amending section 5, chapter 125, Laws of 1951 as amended by section 1, chapter 19, Laws of 1955 and RCW 2.08.063.

Referred to Judiciary Committee.

House Bill No. 255, by Representatives Litchman, Comfort and Chatalas:

An Act relating to small claims in justice courts; amending section 1, chapter 187, Laws of 1919 and RCW 12.40.010; and amending section 3, chapter 187, Laws of 1919 and RCW 12.40.030.

Referred to Judiciary Committee.

Engrossed Substitute House Bill No. 312, by Committee on Highways:

An Act relating to regulation of outdoor advertising upon lands adjacent to certain state highways; amending sections 1, 2, 6, 9, 12, and 13, chapter 96, Laws of 1961, and RCW 47.42.010, 47.42.020, 47.42.060, 47.42.090, 47.42.120 and 47.42.130; and adding new sections to chapter 96, Laws of 1961, and chapter 47.42 RCW.

Referred to Committee on Highways.

Engrossed House Bill No. 397, by Representatives Gorton, Witherbee and Ackley:

An Act relating to metropolitan municipal corporations; amending section 4, chapter 213, Laws of 1957 and RCW 35.58.040; amending section 10, chapter 213, Laws of 1957 and RCW 35.58.100; amending section 18, chapter 213, Laws of 1957 and RCW 35.58.180, amending section 27, chapter 213, Laws of 1957 and RCW 35.58.270; amending section 53, chapter 213, Laws of 1957 and RCW 35.58.530; and adding new sections to chapter 213, Laws of 1957 and to chapter 35.58 RCW.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 418, by Representatives McCormick, Henry and Juelsing:

An Act relating to firemen; and adding a new section to chapter 5, Laws of 1959 and to chapter 41.16 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 423, by Representatives Miles, Lewis and Smith:

An Act relating to state government; establishing a suggestion awards board; and providing for the payment of cash awards to certain state employees.

Referred to Committee on State Government.

House Bill No. 441, by Representatives Harris, Klein, and Brachtenbach:
An Act relating to the giving of proof of financial responsibility and secur-

ity by owners and operators of motor vehicles; and amending section 46.28.160, chapter 12, Laws of 1961 and RCW 46.28.160.

Referred to Judiciary Committee.

House Bill No. 460, by Representatives Henry, Goldsworthy and King:

An Act relating to aeronautics; providing for the registration and taxation of certain aircraft; amending section 25, chapter 165, Laws of 1947, as last amended by section 11, chapter 150, Laws of 1955, and RCW 14.04.250; and amending section 82.48.100, chapter 15, Laws of 1961 and RCW 82.48.100.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 481, by Representatives Hood, Juelling and Bergh:

An Act relating to watercraft; amending sections 1, 2, 3, and 5, chapter 72, Laws of 1933, and RCW 88.12.010, 88.12.020, 88.12.030, and 88.12.050; and providing penalties.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 488, by Representatives Harris, Garrett and Hawley:

An Act relating to insurance; and amending section .24.07, chapter 79, Laws of 1947 as last amended by section 9, chapter 225, Laws of 1959 and RCW 48.24.070.

Referred to Committee on Banks, Financial Institutions and Insurance.

House Bill No. 511, by Representatives King, Canfield and Kink:

An Act relating to the legislative budget committee; and making an appropriation.

Referred to Committee on Ways and Means.

House Bill No. 551, by Representatives McCormick, Swayze and Goldsworthy:

An Act relating to the militia; and amending section 2, chapter 130, Laws of 1943, and RCW 38.04.030.

Referred to Committee on State Government.

Engrossed House Bill No. 565, by Representatives Witherbee, Uhlman, McCormick, Bergh and Goldsworthy:

An Act relating to the militia; and amending section 21, chapter 130, Laws of 1943, as amended by section 3, chapter 210, Laws of 1961, and RCW 38.12.030.

Referred to Committee on State Government.

SECOND READING OF BILLS

Senate Bill No. 365, by Senators Kupka, Rasmussen and McCutcheon:

Increasing amount pension funds can invest in mutual funds.

REPORT OF STANDING COMMITTEE

Senate Bill No. 365:

Senate Chamber,

Olympia, Wash., February 26, 1963.

Increasing amount pension funds can invest in mutual funds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 18, after "exceed" and before "percent" strike "twenty-five" and insert "[twenty-five] forty"

On line 21, after "more than" strike "five" and insert "[five] eight"

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

The bill was read the second time by sections.

Senator Talley moved the adoption of the committee amendment.

On motion of Senator Dore, the following amendment to the first committee amendment was adopted:

On page 1, section 1, line 18, amend the committee amendment by striking "forty" and inserting "thirty"

The motion was carried and the first committee amendment as amended was adopted.

On motion of Senator Talley, the second committee amendment was adopted.

Senator Dore moved the adoption of the following amendment:

On page 1, section 1, line 26, strike "twenty-five" and insert "fifteen"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator McCutcheon, the rules were suspended, Engrossed Senate Bill No. 365 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 365, and the bill passed the Senate by the following vote: Yeas, 38; nays, 11; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Rickdall, Riley, Stender, Talley, Thompson, Jr., Washington, Williams—38.

Those voting nay were: Senators England, Foley, Freise, Hess, Lennart, Moriarty, Jr., Neill, Raugust, Ryder, Sandison, Woodall—11.

Engrossed Senate Bill No. 365, having received the constitutional majority, was declared passed.

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

Senate Bill No. 259, by Senators McCormack, Hanna and Freise:

Establishing maximum rates for advertising constitutional amendments.

The bill was read the second time by sections.

On motion of Senator Donohue, the rules were suspended, Senate Bill No. 259 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Atwood:

"Would Senator McCormack yield?"

"I would like to know, Senator, just exactly what the open national advertising rate is?"

Senator McCormack:

"The open national advertising rate is a rate that is prepared and advertised in a booklet published each December by each newspaper within the state of Washington. This booklet is made available to the state, and any national advertisers, and would provide the maximum beyond which the state could not go."

Senator Freise:

"I would like to ask Senator McCormack a question.

"Has anyone talked to you about an amendment to change the wording on that open national advertising? I thought they had cleared an amendment with you, otherwise I would have prepared one."

Senator McCormack:

"I wonder if you have perhaps confused this bill with the one that follows? There are amendments on that."

Senator Freise:

"No, someone did talk to me about an amendment on this bill and it sounded satisfactory to me. I told them at the time I sponsored the bill only at the request of Senator McCormack, and for them to take this matter up with him. I wonder if we could hold this bill over and consider it after Senate Bill No. 205."

MOTIONS

On motion of Senator McCormack, Senate Bill No. 259 on third reading was made a special order of business immediately following Senate Bill No. 205 on second reading.

On motion of Senator Greive, Senate Bill No. 325 was ordered to retain its place on second reading immediately preceding Senate Bill No. 280.

Senate Bill No. 205, by Senators Durkan, Foley and Moriarty, Jr.:
Establishing procedures for tort claims against the state.

REPORT OF STANDING COMMITTEE

Senate Bill No. 205:

Senate Chamber,
Olympia, Wash., February 22, 1963.

Establishing procedures for tort claims against the state (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 14, after "person" and before "having" strike "[or corporation]" and insert "or corporation"

On page 2, section 3, line 22, after "within" and before "days" strike "ninety" and insert "one hundred twenty" JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

Senator Petrich moved the adoption of the committee amendment to page 2, section 3, line 22.

POINT OF INQUIRY

Senator Neill:

"Would Senator Petrich yield to a question?

"I am asking this question purposely to get this matter into the records. Is it your intent by this amendment that by adding the word, 'corporation,' that we are not thereby excluding from the operation of this act other entities such as partnerships?"

Senator Petrich:

"In response to your question, Senator Neill, it is not the intent to exclude any other entities that do now have the authority. As a matter of fact, it is the intent under the word 'person' that there are included all other entities such as partnerships and so forth."

The motion was carried and the amendment was adopted.

On motion of Senator Petrich, the committee amendment to page 1, section 1, line 14 was adopted.

On motion of Senator Petrich, the rules were suspended, Engrossed Senate Bill No. 205 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 205, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Durkan, McCutcheon, Sandison—3.

Engrossed Senate Bill No. 205, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business to be consideration of Senate Bill No. 259 on third reading and final passage.

THIRD READING OF BILLS

PERSONAL PRIVILEGE

Senator Freise:

"Mr. President:

"My questions have been resolved satisfactorily and I will support the bill as presented."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 259, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Atwood, Moriarty, Jr., Talley—3. Senate Bill No. 259, having received the constitutional majority, was declared passed.

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

SECOND READING OF BILLS

Senate Bill No. 325, by Senator McCormack:
Clarifying statutes relating to legal publications.

REPORT OF STANDING COMMITTEE

Senate Bill No. 325: Senate Chamber,
Olympia, Wash., February 28, 1963.

Clarifying statutes relating to legal publications (reported by Judiciary Committee): MAJORITY recommends that it do pass with the following amendments:

On page 2, section 2, line 15, after the period (.) following "expiration" add a new sentence to read as follows: "*Failure of a newspaper to make timely application for reapproval shall not affect the validity of any notice in process of publication at the time of expiration, or of any notice subsequently submitted for publication without knowledge by an advertiser that a reapproval order has not been issued.*"

On page 2, section 2, line 16, strike "*Orders of approval*" and insert "*All orders of approval and reapproval*"

JOHN A. PETRICH, Chairman.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Petrich, the committee amendments were adopted.

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

On page 2, section 2, line 18, after "mail" strike the period and insert ": *Provided, That this section shall authorize reapproval as a legal newspaper any publication which, prior to June 8, 1961, was adjudged a legal newspaper, so long as it continues to meet the requirements under which it qualified.*"

On motion of Senator Petrich, the rules were suspended, Engrossed Senate Bill No. 325 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 325, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Henry—1.

Engrossed Senate Bill No. 325, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Hallauer, the members of the special subcommittee on junior colleges, consisting of Senators Hallauer, Riley, Neill, Mardesich and Ryder were excused subject to roll call.

Senate Bill No. 280, by Senators Neill and Hanna:

Giving guardians the authority to exchange in addition to sell.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 280 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 280, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams—41.

Those absent or not voting were: Senators Cowen, Hallauer, Henry, McMillan, Peterson, Ryder, Talley, Woodall—8.

Senate Bill No. 280, having received the constitutional majority, was declared passed.

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

Senate Bill No. 610, by Senator Mardesich:

Removing forty acre limitation on public lands leased for clam breeding.

The bill was read the second time by sections.

On motion of Senator Mardesich, the rules were suspended, Senate Bill No. 610 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 610, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Cowen, Gissberg, Hallauer, Neill, Riley, Ryder—6.

Senate Bill No. 610, having received the constitutional majority, was declared passed.

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

Senate Bill No. 30, by Senators Kupka, Keefe, and Sandison (by Legislative Council request):

Providing day school care for mentally or physically deficient.

The bill was read the second time by sections.

On motion of Senator Kupka, the rules were suspended, Senate Bill No. 30 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 30, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Dore, Talley—2.

Senate Bill No. 30, having received the constitutional majority, was declared passed.

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

Senate Bill No. 124, by Senator Freise (by Legislative Council request):

Enacting a general assistance residency requirement as a part of chapter 74.08 RCW.

REPORT OF STANDING COMMITTEE

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1963.

Senate Bill No. 124:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Enacting a general assistance residency requirement as a part of chapter 74.08 RCW (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendments:

Add a new section following section 1 to read as follows:

NEW SECTION. Sec. 2. Section 74.04.250, chapter 26, Laws of 1959 and RCW 74.04.250 are each repealed.

In line 2 of the title after the semicolon and before "adding", strike "and"

In line 3 of the title after "RCW" and before the period, insert "and repealing section 74.04.250, chapter 26, Laws of 1959 and RCW 74.04.250"

A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendment adding a new section was not adopted.

On motion of Senator Freise, the committee amendments to the title were not adopted.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 124 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 124, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Durkan, Talley—2.

Senate Bill No. 124, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Rasmussen, Senate Bill No. 541 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 275, by Senators Gissberg and Dore:
Providing for enforcing support for dependent children.

On motion of Senator Gissberg, Substitute Senate Bill No. 275 was substituted for Senate Bill No. 275 and the substitute bill was placed on second reading.

The bill was read the second time by sections.

Passed to Committee on Rules and Joint Rules for third reading.

MOTION

On motion of Senator Hess, Senate Bill No. 576 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 370, by Senators Durkan and Talley:
Pertaining to electrical installations.

REPORT OF STANDING COMMITTEE

Senate Bill No. 370:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Pertaining to electrical installations (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 20, after "less]" and before "shall" insert "*and except further for television antenna installations, signal strength amplifiers and coaxial installations pertaining thereto*"

On page 4, section 3, line 22, after "*Sundays.*" insert "*If the electrical inspector fails to make an electrical inspection within twenty-four hours upon written request, the serving utility may immediately connect thereto, providing the necessary electrical safe wiring label is displayed.*"

GEORGE W. KUPKA, Chairman.

We concur in this report: Frank Connor, David C. Cowen, Martin J. Durkan, F.

Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Albert C. Thompson, Jr.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendments were adopted.

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

On page 9, section 6, line 6, strike all of section 6 and renumber the remaining section.

On lines 9 and 10 of the title, after "RCW" and before "and" on line 10, strike "making an appropriation;"

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 370 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 370, and the bill passed the Senate by the following vote: Yeas, 47; nays, 2; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrman, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those voting nay were: Senators Chytil, Lennart—2.

Engrossed Senate Bill No. 370, having received the constitutional majority, was declared passed.

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

MOTION

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

AFTERNOON SESSION

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

The Secretary called the roll and all Senators were present except Senators Lennart and Williams.

Senators Greive, Connor and Raugust demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

MOTIONS

On motion of Senator Henry, the Committee on State Government was relieved of further consideration of Re-Engrossed House Bill No. 297.

On motion of Senator Henry, Re-Engrossed House Bill No. 297 was referred to Committee on Banks, Financial Institutions and Insurance.

Senator Knoblauch moved that each Senator be provided with an additional roll of stamps.

The motion was carried.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 350:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Additions to awards in industrial insurance cases (reported by Judiciary Committee): MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, F. Stuart Foster, H. B. Hanna, Karl V. Herrmann, John T. McCutcheon, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 480:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Regulating beauty schools (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: John L. Cooney, F. Stuart Foster, Michael J. Gallagher, James Keefe, Reuben A. Knoblauch, Ted G. Peterson, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 33:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Preserving public documents (state) (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 34:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Preserving public documents (county, city) (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 35:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Enacting the uniform code of military justice (reported by Committee on State Government):

MAJORITY recommends that it do pass.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Victor F. DeGarmo, Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

SECOND READING OF BILLS

Senate Bill No. 303, by Senators Charette, Greive and Cooney:

Increasing industrial insurance awards for permanent partial disability.
The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 303 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 303, and the bill passed the Senate by the following vote: Yeas, 48; nays, 1; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those voting nay were: Senator Guess—1.

Senate Bill No. 303, having received the constitutional majority, was declared passed.

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

MOTION

Senator Greive moved that the Senate do now consider Senate Bill No. 134. The motion was carried.

Senate Bill No. 134, by Senators Herrmann, England and Rasmussen:
Regulating government labor management relations.

Senate Bill No. 134:

Senate Chamber,
Olympia, Wash., February 20, 1963.

Regulating government labor management relations (reported by Committee on State Government):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 9, following "state patrol," insert "employees of the state covered by the provisions of chapter 1, Laws of 1961, now codified chapter 41.06 RCW, certified employees of school districts and offices of county superintendent of public instruction,"

On page 1, section 1, line 14, after "flood control districts," strike "public hospital districts,"

On page 3, section 6, line 11, after "mediation", strike "or arbitration"

On page 3, section 6, line 12, after the period following "may" strike the remainder of the section.

AL HENRY, *Chairman.*

We concur in this report: Victor F. DeGarmo, Jack England, Karl V. Herrmann, Mike McCormack, David E. McMillan, Frances Haddon Morgan.

The bill was read the second time by sections.

On motion of Senator Herrmann, the committee amendments were adopted. Senator Atwood moved the adoption of the following amendment:

On page 1, section 1, line 9, after "patrol," insert "City firemen covered by the provisions of chapter 31, Laws of 1935, now codified chapter 41.08 RCW, city policemen

covered by the provisions of chapter 13, Laws of 1937, now codified chapter 41.12 RCW, employees of county sheriffs' offices by the provisions of initiative 23, being chapter 1, Laws of 1959 now codified chapter 41.14 RCW, and other city employees now covered by civil service acts of first class cities."

Debate ensued.

Senator Gallagher moved that the amendment be laid upon the table.

Senator Greive demanded a roll call and the demand was sustained by Senators Connor, McCutcheon, Henry, DeGarmo, Knoblauch, Gallagher, Kupka and Herrmann.

ROLL CALL

The Secretary called the roll on the motion by Senator Gallagher, and the amendment was laid upon the table by the following vote: Yeas, 31; nays, 18; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Sandison, Stender, Talley, Washington—31.

Those voting nay were: Senators Atwood, Chytil, Cowen, Foster, Freise, Guess, Hallauer, Lennart, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Thompson, Jr., Williams, Woodall—18.

Senator Atwood moved the adoption of the following amendment:

On page 2, section 4, line 25, strike "shall" and insert "may"

Debate ensued.

On motion of Senator Gallagher, the amendment was laid upon the table.

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

On page 3, section 5, line 4, after "later." strike "the appropriate bargaining unit" and insert "When a question as to an appropriate bargaining unit is raised such question"

Senator Woodall moved the adoption of the following amendment:

In section 4, page 2, line 25, after "employees" and before the period (.) insert "as hereinafter provided". "An employer may bargain collectively with any union or organization representing employees, all of whom and all of the craft unions to which, they, or any of them may belong, do not discriminate against anyone on account of race, color or creed. It shall be conclusively presumed that any craft union organized and existing in the state of Washington discriminates on account of race, color or creed whose membership is less than one percent non-white."

Debate ensued.

Senator Gissberg moved the adoption of the following amendment to the amendment:

Amend the Woodall amendment by striking the last sentence of the amendment.

Debate ensued.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Neil, Moriarty, Jr., Chytil, Ryder, Bailey, Greive, McCutcheon, McMillan and Gallagher.

ROLL CALL

The Secretary called the roll on the motion by Senator Gissberg, and the amendment to the amendment was adopted by the following vote: Yeas, 27; nays, 22; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Gallagher, Gissberg, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Rasmussen, Sandison, Stender, Washington—27.

Those voting nay were: Senators Atwood, Chytil, Connor, Cowen, Dore, Foster, Freise, Greive, Guess, Hallauer, Lennart, Moriarty, Jr., Neill, Petrich, Raugust, Rickdall, Riley, Ryder, Talley, Thompson, Jr., Williams, Woodall—22.

On motion of Senator Woodall, the amendment as amended was adopted. Senator Guess moved the adoption of the following amendment:

On page 2, section 2, line 7, after "act" insert "and excepting that any employee who because of his training, education, and specialized experience is considered to be a professional employee, shall not be included in a bargaining unit with employees who do not have similar training, education and specialized experience;"

Debate ensued.

On motion of Senator Herrmann, the amendment was laid upon the table. Senator Riley moved the adoption of the following amendment:

On page 3, add a new section following section 8 to read as follows:

"NEW SECTION. Sec. 9. This act shall not apply to any port districts in class AA counties bordering upon Puget Sound."

Renumber the old section 9 to read "NEW SECTION. Sec. 10."

Debate ensued.

On motion of Senator Hanna, the amendment was laid upon the table.

Senator Stender moved the adoption of the following amendment:

On page 3, section 8, line 22, add a new section to be known as section 8 as follows:

"NEW SECTION. Sec. 8. It is recognized that all political power is inherent in the people and that governments derive their just powers from the consent of the governed and are designed to protect and maintain individual rights. The collective bargaining herein authorized shall not lessen the duty of government to preserve the fiscal soundness of existing institutions for the protection of the individual. Notwithstanding the rights herein granted, no adjustment or change shall be binding if such adjustment or change would result in an excess of expenditures over its revenues."

Renumber sections 8 and 9 of the bill as sections 9 and 10.

Debate ensued.

Senator Herrmann moved that the amendment be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Neill, Moriarty, Jr., Chytil, Bailey, Connor, Greive, McCutcheon and Kupka.

ROLL CALL

The Secretary called the roll on the motion of Senator Herrmann, and the amendment was laid upon the table by the following vote: Yeas, 30; nays, 19; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Sandison, Washington—30.

Those voting nay were: Senators Atwood, Chytil, Cowen, Foster, Freise, Guess, Lennart, McMillan, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Williams, Woodall—19.

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

In section 8, page 3, line 22, add a new section following section 7 to read as follows: "NEW SECTION. Sec. 8. Employees covered by this act shall not have the right to strike."

Renumber the remaining sections consecutively.

The President called upon President Pro Tempore Riley to preside.

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

On page 1, section 1, line 8, after "apply to" insert "to employees who are licensed by the state of Washington as engineers in-training, professional engineers or professional land surveyors,"

MOTIONS

On motion of Senator Greive, Senate Bill No. 134 was ordered to retain its place on second reading calendar for tomorrow.

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

Senate Bill No. 595, by Senators Charette and Talley (by Departmental request):

Amending certain food fish and shellfish catch and privilege fee provisions.

The bill was read the second time by sections.

On motion of Senator Charette, the rules were suspended, Senate Bill No. 595 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 595, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Hallauer, Lennart, McMillan—3.

Senate Bill No. 595, having received the constitutional majority, was declared passed.

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

Senate Bill No. 72, by Senators Freise, Kupka and Keefe:

Removing the term "epileptics" from provisions dealing with nonresident deportation.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 72 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 72, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Hermann, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—41.

Those absent or not voting were: Senators Donohue, Hallauer, Keefe, Lennart, McMillan, Petrich, Ryder, Talley—8.

Senate Bill No. 72, having received the constitutional majority, was declared passed.

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

Senate Bill No. 535, by Senators Thompson, Jr., Sandison and Woodall: Permitting school districts to acquire insurance for persons transported by the district.

The bill was read the second time by sections.

On motion of Senator Hess, the rules were suspended, Senate Bill No. 535 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 535, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Gissberg, McCutcheon, McMillan, Talley—4.

Senate Bill No. 535, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Henry, Senate Bill No. 427 was referred to Committee on Rules and Joint Rules.

On motion of Senator Woodall, Senate Bill No. 494 was ordered to retain its place on the second reading calendar for tomorrow.

On motion of Senator Rasmussen, Senate Bill No. 541 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 576, by Senators Washington and Raugust: Providing for highway comprehensive planning.

The bill was read the second time by sections.

The Secretary read the following amendment by Senator Stender:

On page 4, section 9, line 5, delete section 9.

On motion of Senator Stender, there being no objection the amendment was withdrawn.

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

On page 1, section 2, line 20, after "all cities" and before "of twenty" insert "or unincorporated urban centers"

On page 1, section 2, line 25, after "and towns" and before "of one" insert "or urban centers"

On page 3, section 5, line 4, after "of highways" and before "within the" insert "including the national system of interstate and defense highways,"

On page 3, section 6, line 21, after "of highways," and before "for the" insert "including the national system of interstate and defense highways"

On page 3, section 7, line 26, after "convening, a" and before "budget for" insert "recommended"

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 576 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 576, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators McCutcheon, McMillan, Raugust—3.

Engrossed Senate Bill No. 576, having received the constitutional majority, was declared passed.

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

THIRD READING OF BILLS

Engrossed Senate Bill No. 497, by Senators Thompson, Jr. and Rasmussen: Excluding certain liquor vendors from state retirement.

On motion of Senator Thompson, Jr., Senate Bill No. 497 was returned to second reading.

On motion of Senator Thompson, Jr., the following amendment was adopted:

In line 2 of the title, strike "July" and insert "April"

On motion of Senator Thompson, Jr., the rules were suspended, Re-Engrossed Senate Bill No. 497 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Re-Engrossed Senate Bill No. 497, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herr-

mann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—45.

Those voting nay were: Senator Talley—1.

Those absent or not voting were: Senators McCutcheon, McMillan, Raugust—3.

Re-Engrossed Senate Bill No. 497, having received the constitutional majority, was declared passed.

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

MOTION

At 3:55 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Wednesday, March 6, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTY-SECOND DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, March 6, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo, Foley and Lennart.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"This is a day which Thou hast made, Great God, and we rejoice and are glad for it. What a time to be alive, awake, alert, days freighted and heavy-laden with cares and problems, yet days glorified with the promise of Thy presence and power.

"Pour out Thy spirit upon us in this new day, that in these hours of need we may know Thy love and mercy as a very present help.

"Drop the plumbline of Thy justice beside every wall we build, weigh in the balances of Thy truth all the accomplishments of our deliberations. Sufficient unto this day, be the God thereof. In Jesus' Name. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 5, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 115 have compared same with the original bill and find it correctly Re-engrossed.

FRANK W. FOLEY, *Chairman.*

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 5, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 115 have inspected same, and find it correctly enrolled and certified.

FRANK W. FOLEY, *Chairman.*

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

SIGNED BY THE PRESIDENT

The President signed Senate Bill No. 115.

Senate Chamber,
Olympia, Wash., March 5, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing to whom was referred: Senate Bill No. 205; also

Senate Bill No. 325; also

Senate Bill No. 365; also

Senate Bill No. 370; also

Senate Bill No. 497; also

Senate Bill No. 576 have compared same with the original bills and find them correctly engrossed.

....., *Chairman.*

We concur in this report: Martin J. Durkan, Marshall A. Neill, Perry B. Woodall.

Senate Bill No. 264:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Supplementing fluid milk and fluid milk products act (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass as amended.

AUGUST P. MARDESICH, *Chairman.*

We concur in this report: Joe Chytil, Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, Ernest W. Lennart, W. C. Raugust, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 265:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Supplementing law relating to dairies and dairy products (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass as amended.

AUGUST P. MARDESICH, *Chairman.*

We concur in this report: Joe Chytil, Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, Ernest W. Lennart, W. C. Raugust, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 504:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Permitting fuel burning equipment to be used underground (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass as amended.

A. L. RASMUSSEN, *Chairman.*

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., John N. Ryder, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 512:

Senate Chamber,
Olympia, Wash., March 4, 1963.

Providing for the inspection and regulation of hotels (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

....., *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, F. Stuart Foster, Michael J. Gallagher, James Keefe, Reuben A. Knoblauch, Ted G. Peterson, W. C. Raugust, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 564:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Authorizing industrial development corporations (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that the attached Substitute Bill be substituted therefor and the Substitute Bill do pass.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Re-Engrossed House Bill No. 6:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Relating to group hospitalization and medical aid for public employees and their dependents (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass as amended.

KARL V. HERRMANN, *Chairman.*

AUGUST P. MARDESICH, *Vice Chairman.*

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Fred H. Dore, Herbert H. Freise, George W. Kupka.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 28:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Relating to flood control and transfer to counties of state's interest in certain lands (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass.

MIKE McCORMACK, *Chairman.*

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, Ralph L. Rickdall, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 89:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Regulating registration of contractors (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Ralph L. Rickdall, Albert C. Thompson, Jr.

House Bill No. 89:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Registering registration of contractors (reported by Committee on Commerce, Manufacturing and Licenses):

MINORITY recommends that it do not pass as amended.

....., *Chairman.*

We concur in this report: F. Stuart Foster, W. C. Raugust.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 109:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Redesignating primary state highway No. 6 as the Newport Highway (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman.*
AL HENRY, *Vice Chairman.*

We concur in this report: John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 176:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Enlarging the legislative budget committee (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman.*
MARTIN J. DURKAN, *Chairman,*
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman,*
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 189:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Providing that unexpended moneys in the state patrol highway account not revert to motor vehicle fund (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman.*
MARTIN J. DURKAN, *Chairman,*
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman,*
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Re-Engrossed House Bill No. 297:Senate Chamber,
Olympia, Wash., March 5, 1963.

Insuring fire district personnel (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass. KARL V. HERRMANN, *Chairman*.
AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Fred H. Dore, Herbert H. Freise, George W. Kupka.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 343:Senate Chamber,
Olympia, Wash., March 5, 1963.

Relating to public highways and highway franchises (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 347:Senate Chamber,
Olympia, Wash., March 5, 1963.

Providing for county participation in planning of limited access highway facilities (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Herbert H. Freise, Sam C. Guess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 487:Senate Chamber,
Olympia, Wash., March 5, 1963.

Relating to distribution of motor vehicle and use fuel tax revenues (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 538:Senate Chamber,
Olympia, Wash., March 5, 1963.

Allows certain motor vehicles to proceed across highway-railroad grade crossing without stopping when traffic control signal so directs (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended. NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Concurrent Resolution No. 10:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Directing a feasibility study of Skagit river bypass (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 5, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 91 and the same is herewith transmitted.

House of Representatives,
Olympia, Wash., March 5, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 50; also

Engrossed House Bill No. 72; also

Engrossed House Bill No. 95; also

Engrossed House Bill No. 210; also

Engrossed House Bill No. 211; also

Engrossed House Bill No. 351; also

Engrossed House Bill No. 384; also

Engrossed House Bill No. 411; also

Engrossed House Bill No. 412; also

Engrossed House Bill No. 422; also

Engrossed House Bill No. 437; also

House Bill No. 438; also

Engrossed House Bill No. 456; also

Engrossed House Bill No. 467; also

Engrossed House Bill No. 479; also

House Bill No. 493; also

House Bill No. 539; also

House Bill No. 570; also

House Bill No. 579; also

House Concurrent Resolution No. 12 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 5, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 56 with the following amendments: On page 1, section 1, line 18 of the engrossed bill, being page 1, section 1, line 17 of the printed bill, after "Session)" insert a comma and strike all of the matter down

to the semicolon on line 20 of the engrossed bill being line 19 of the printed bill and insert "but such assumption of jurisdiction shall not apply to Indians when on their tribal lands or allotted lands within an established Indian reservation and held in trust by the United States or subject to a restriction against alienation imposed by the United States, unless the provisions of section 5 of this amendatory act have been invoked, except for the following"

On page 1, section 1, line 25 of the engrossed bill, being page 1, section 1, line 24 of the printed bill, after "delinquency;" insert a new subsection as follows:

"(6) *Adoption proceedings*;"

Renumber the remaining subsections consecutively.

On page 2, section 3, line 24, after "in the" and before "lands" strike "Indian" and insert "[Indian]"

On page 2, section 3, line 29, after "such" and before "lands" strike "Indian" and insert "[Indian]"

On page 3, section 5, line 17 of the engrossed bill, being page 3, section 5, line 18 of the printed bill, after "body" insert " , duly recognized by the Bureau of Indian Affairs."

On page 3, section 5, line 20 of the engrossed bill, being page 3, section 5, line 21 of the printed bill, after "criminal" and before "civil" strike "and" and insert "or"

On page 3, section 5, line 20 of the engrossed bill, being page 3, section 5, line 21 of the printed bill, after "jurisdiction" and before "of the" insert "or both"

On page 3, section 5, line 25 of the engrossed bill, being page 3, section 5, line 26 of the printed bill, after "civil" and before "criminal" strike "and" and insert "or"

On page 3, section 5, line 25 of the engrossed bill, being page 3, section 5, line 26 of the printed bill, after "jurisdiction" and before "elsewhere" insert "or both", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Neill, Senator Lennart was excused.

On motion of Senator Woodall, the Senate concurred in the House Amendments to Engrossed Senate Bill No. 56.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 56 as amended by the House and the bill passed the Senate by the following vote: Yeas, 36; nays, 8; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Henry, Hess, Knoblauch, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—36.

Those voting nay were: Senators Cooney, Gissberg, Hanna, Herrmann, Kupka, McMillan, Mardesich, Sandison—8.

Those absent or not voting were: Senators Connor, DeGarmo, Keefe, Lennart, Rasmussen—5.

Engrossed Senate Bill No. 56, as amended by the House, having received the constitutional majority, was declared passed.

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

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 12, by Senator Washington:

Proscribing consideration in the regular session of the principal appropriation and general revenue bills.

Referred to Committee on Rules and Joint Rules.

FIRST READING OF HOUSE BILLS AND RESOLUTION

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 50, by Representatives Brouillet, Garrett and Morrissey:

An Act relating to counties; and authorizing county civil service systems. Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 72, by Representatives May, Beck and Campbell:

An Act relating to public employees retirement; amending section 2, chapter 207, Laws of 1939, and RCW 41.28.010; amending section 16, chapter 207, Laws of 1939 as amended by section 2, chapter 260, Laws of 1961, and RCW 41.28.150; and amending section 18, chapter 207, Laws of 1939, and RCW 41.28.170.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 95, by Representatives Beierlein, Evans and Leland (by Highway Interim Committee request):

An Act relating to motor vehicle operators; adding new sections to chapter 46.20 RCW; and repealing section 46.20.290, chapter 12, Laws of 1961 and RCW 46.20.290.

Referred to Committee on Highways.

Engrossed House Bill No. 210, by Representatives Ackley, Witherbee and Wedekind:

An Act relating to commercial waterway districts; authorizing port districts in class AA counties to acquire ownership of the assets of commercial waterway districts, and to assume the indebtedness and liabilities of commercial waterway districts.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 211, by Representatives McDougall, Haussler and Clark (by Departmental request):

An Act relating to horticulture; providing standards, grades, and packs for horticultural plants and products; providing for certain fees and procedures; providing penalties; repealing sections 15.16.010 through 15.16.490, chapter 11, Laws of 1961 and RCW 15.16.010 through 15.16.490; and making an effective date.

Referred to Committee on Agriculture and Horticulture.

Engrossed House Bill No. 351, by Representatives O'Donnell, Chatalas and Newschwander:

An Act relating to public assistance and adding a new section to chapter 26, Laws of 1959 and to chapter 74.12 RCW.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 384, by Representatives Moos, Mundy and Clark:

An Act relating to third and fourth class cities; and authorizing contracts for cemetery and fire protection services for a limited period of time.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 411, by Representatives Burtch, Johnston and Huntley:

An Act relating to motor vehicle operators; and amending section 46.56.010, chapter 12, Laws of 1961 and RCW 46.56.010; and providing penalties.

Referred to Committee on Highways.

Engrossed House Bill No. 412, by Representatives Lewis, Miles and Garrett:

An Act relating to state government; incidents of employment for state employees; and amending section 133, chapter 7, Laws of 1921 as amended by section 1, chapter 140, Laws of 1955 and RCW 43.01.040.

Referred to Committee on State Government.

Engrossed House Bill No. 422, by Representatives Metcalf, Lewis and Braun:

An Act relating to elections; and amending section 4, chapter 209, Laws of 1907 as last amended by section 1, chapter 250, Laws of 1959, and RCW 29.18.030.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 437, by Representatives Gorton, Garrett, and Pritchard:

An Act relating to elections; and adding a new section to chapter 29.51 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 438, by Representatives Gorton, Garrett and Pritchard:

An Act relating to elections and absentee voting therein; amending sections 2, 3 and 4, chapter 167, Laws of 1955 and RCW 29.36.010, 29.36.020, and 29.36.030; amending section 2, chapter 50, Laws of 1955 as amended by section 7, chapter 167, Laws of 1955 and RCW 29.36.060; amending section 7, chapter 159, Laws of 1917 and RCW 29.36.110; adding a new section to chapter 29.36 RCW; and repealing section 21, chapter 130, Laws of 1961 and RCW 29.36.015, section 18, chapter 14, Laws of 1950 extraordinary session as last amended by section 20, chapter 130, Laws of 1961 and RCW 29.36.080, section 20, chapter 14, Laws of 1950 extraordinary session and RCW 29.36.090.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 456, by Representatives Garrett, Kirk and Kink:

An Act relating to sewer districts and water districts; and amending section 46, chapter 210, Laws of 1941, as amended by section 13, chapter 103, Laws of 1959 and RCW 56.16.140 and amending chapter 114, section 23, Laws of 1929 as amended by chapter 108, section 14, Laws of 1959 and RCW 57.20.140.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 467, by Representatives Moos, Garrett and Gorton:

An Act relating to elections; providing for cancellation of certain registrations; amending section 21, chapter 1, Laws of 1933 as last amended by section 2, chapter 32, Laws of 1961, and RCW 29.10.110; and adding new sections to chapter 29.10 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Bill No. 479, by Representatives Moos, Garrett and Gorton:

An Act relating to elections; amending section 19, chapter 1, Laws of 1933 as amended by section 1, chapter 30, Laws of 1945 and RCW 29.10.080; and amending sections 13 and 30, chapter 1, Laws of 1933 and RCW 29.07.090, 29.07.120, 29.07.130, 29.07.140 and 29.10.100; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 493, by Representatives McCormick, Schaefer and Andersen:
An Act relating to life insurance.

Referred to Committee on Banks, Financial Institutions and Insurance.

House Bill No. 539, by Representative Beck:

An Act relating to vocational rehabilitation; and amending section 1, chapter 307, Laws of 1959 and RCW 28.10.070.

Referred to Committee on Public Institutions.

House Bill No. 570, by Representatives Ackley, Backstrom and O'Donnell:

An Act relating to the employment, vocation or profession of women; and amending section 1, page 519, Laws of 1890 and RCW 49.12.200.

Referred to Committee on Commerce, Manufacturing and Licenses.

House Bill No. 579, by Representative Hood:

An Act relating to revenue and taxation and amending section 7, chapter 293, Laws of 1961, and RCW 82.08.030.

Referred to Committee on Agriculture and Horticulture.

House Concurrent Resolution No. 12, by Representatives Eldridge and Lewis:

Directing legislative council to investigate flag pole solicitation.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

RULING BY THE PRESIDENT

The President:

"Senator Hess having presented a question of a parliamentary inquiry on the 50th legislative day, the President gives the following response:

"The Senate rules are silent on the matter of joining amendments, hence the President believes that a majority of the members present could adopt a motion to consider more than one amendment concurrently.

"The President is of the opinion that subsequent to action on a motion to join amendments, the amendments should be read, and then the motion put to the assembly for consideration and vote.

"The President further believes that in the event a member of the Senate desires that the reading of the amendments be dispensed with a motion to suspend the rules for this purpose would be required."

POINT OF INQUIRY

Senator Hess:

"Mr. President:

"May I ask a further question for clarification of the President's ruling on the subject of this question of parliamentary inquiry?

"In the event that a group of amendments are on the desk and a motion is made that they be combined and acted upon by a single motion, and that motion is adopted and the amendments are then under consideration, if, subsequent to that point, an additional amendment is placed upon the desk, does it then take its course as a new matter?"

RULING BY THE PRESIDENT

The President:

"It would, Senator Hess."

SECOND READING OF BILLS

MOTIONS

On motion of Senator Durkan, Senate Bill No. 134 on second reading was made a special order of business immediately after lunch.

On motion of Senator Washington, Senate Bill No. 494 was ordered to retain its place on second reading immediately following consideration of Senate Bill No. 134.

Senate Bill No. 541, by Senators Rasmussen and Williams (by Departmental request):

Changes public assistance laws to conform to federal requirements.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the rules were suspended, Senate Bill No. 541 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 541, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Bailey, DeGarmo, Foley, Lennart, Raugust—5.

Senate Bill No. 541, having received the constitutional majority, was declared passed.

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

Senate Bill No. 589, by Senators Petrich, Dore and Gallagher:

Authorizing justice courts to sit outside district and to repay county for courtroom expenses.

REPORT OF STANDING COMMITTEE

Senate Bill No. 589:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Authorizing justice courts to sit outside district and to repay county for courtroom expenses (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 1, section 1, line 10, after "one" and before "mile" strike "-half"

JOHN A. PETRICH, *Chairman.*

We concur in this report: Robert L. Charette, Fred H. Dore, Frank W. Foley, F. Stuart Foster, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, John T. McCutcheon, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Dore, the committee amendment was adopted.

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 589 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 589, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Hermann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—45.

Those absent or not voting were: Senators DeGarmo, Gissberg, McMillan, Williams—4.

Engrossed Senate Bill No. 589, having received the constitutional majority, was declared passed.

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

Senate Bill No. 415, by Senators Petrich, Durkan, Neill and Washington: Regulating retail installment sales of goods and services.

On motion of Senator Petrich, Substitute Senate Bill No. 415 was substituted for Senate Bill No. 415 and the substitute bill placed on second reading, and read the second time by sections.

Senator Stender moved the adoption of the following amendment:

On page 5, section 4, line 4, after "charge;" add "and rate of interest on balance of contracts"

Debate ensued.

On motion of Senator Freise, Substitute Senate Bill No. 415 was ordered to retain its place on second reading immediately after consideration of Senate Joint Resolution No. 12.

MOTION

On motion of Senator Woodall, Senate Bill No. 428 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Joint Resolution No. 12, by Senators DeGarmo and Peterson:

Providing a plaque to honor certain persons responsible for the fish farm and recreation facilities of Capitol Lake.

The resolution was read the second time in full.

On motion of Senator Peterson, the rules were suspended, Senate Joint Resolution No. 12 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Resolution No. 12, and the resolution passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Hallauer, Neill, Riley, Ryder, Talley—5.

Senate Joint Resolution No. 12, having received the constitutional majority, was declared passed.

MOTION

On motion of Senator Freise, Substitute Senate Bill No. 415 was ordered to retain its place on second reading immediately following consideration of Senate Bill No. 494.

Senate Bill No. 147, by Senators Kupka, Rickdall and Keefe:

Canceling overpayment of state aid made to counties under probation services aid program.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Senate Bill No. 147 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 147, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators DeGarmo, Foley, Hallauer, Neill, Riley, Ryder, Talley—7.

Senate Bill No. 147, having received the constitutional majority, was declared passed.

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

Senate Bill No. 146, by Senators Kupka, Knoblauch and Morgan:

Providing temporary state aid for county probationary services.

REPORT OF STANDING COMMITTEE

Senate Bill No. 146:

Senate Chamber,
Olympia, Wash., February 21, 1963.

Providing temporary state aid for county probationary services (reported by Committee on Public Institutions):

MAJORITY recommends that it do pass with the following amendment:

In section 3, line 18 after "the sum of" and before "thousand" strike "one hundred" and insert "thirty"

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Freise, the committee amendment was not adopted.

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

In section 3, lines 15 through 19, strike the entire section 3.

In line 4 of the title strike " ; and making an appropriation"

On motion of Senator Freise, the rules were suspended, Engrossed Senate Bill No. 146 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 146, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators DeGarmo, Hallauer, Mardesich, Neill, Riley, Stender—6.

Engrossed Senate Bill No. 146, having received the constitutional majority, was declared passed.

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

Senate Bill No. 539, by Senators Greive, Sandison and Rickdall:

Establishing commission to study feasibility of world trade center in state.

On motion of Senator Greive, Senate Bill No. 539 was referred to the Committee on Ways and Means.

APPOINTMENT OF SPECIAL COMMITTEE

The President observed within the bar of the Senate Mr. John M. Hurley, and appointed a special committee consisting of Senators Henry, Woodall, Chytil, Bailey and Greive to escort the visitor to a place of honor upon the rostrum.

On motion of Senator Woodall, the Senate reverted to the first order of business.

The Secretary read:

SENATE RESOLUTION

1963 -19-

By Senators Woodall, Neill, Riley and Henry:

"WHEREAS, John M. Hurley, affectionately called "Jack" has long been an admirer of Thomas Jefferson and has been a student of his life and his profound utterances; and

"WHEREAS, The said Jack Hurley has served the State of Washington both in the capacity as Chief Technician of the Department of Fisheries and has capably and ably been a representative of the railroad industry in many legislative sessions now past; and

WHEREAS, He has acquired a reputation of being reliable and honest in all of his representations to the members of the House and Senate, both in committee and in private conversations; and

"WHEREAS, In his own way he has tried to advance and advocate the principles of Thomas Jefferson in government; and

"WHEREAS, He has presented each member of the House and Senate and members of the press with copies of the book, 'Thomas Jefferson, the Giant';

"Now, Therefore, Be It Resolved, That we extend to him our sincere thanks, best wishes and recognition of his fine services in the espousal of these principles, in striving to retain these concepts in the government of the State of Washington.

"Be It Further Resolved, That a copy of this Resolution be enrolled and presented to John M. Hurley."

On motion of Senator Woodall, the resolution was adopted.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The President has often on occasion said that it was indeed a privilege and an honor to present the particular visitor that may be on the rostrum at that time, but the President can say in all sincerity, and from the heart, that this is indeed a privilege and an honor, and a distinct pleasure to present a good and true friend, Mr. John M. Hurley."

Mr. Hurley:

"Mr. President and members of the Senate:

"This is certainly a very great surprise as well as a distinct honor to stand here before you today and I just want to say that I think Thomas Jefferson has made a great example for all of us to follow: If we can just give a thought toward his direction once in a while, it will be a good thing for the government and the state of Washington.

"I want to say that the greatest reward of all to me is to have your respect and friendship.

"Thank you very kindly."

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, I would say that I suppose all of the Senators got the letter that I have from Mr. Hurley. I think it is a masterpiece and I would think it fitting to incorporate it into the Senate Journal.

"I so move, Mr. President."

The President:

"With the unanimous approval of the Senate, it is so ordered."

LETTER OF INTEREST

Washington Railroad Association
302 Hoge Building
Seattle 4, Washington
February 27, 1963.

To the Members of the Washington State Senate:

A few weeks ago I received in the mail a copy of the enclosed booklet from Mr. and Mrs. David Smith. Mrs. Smith is the daughter of Representative and Mrs. Jack Rogers of Bremerton. I thoroughly enjoyed reading this booklet as I have been for several years a student of Thomas Jefferson and have quite a collection of books about him and have twice traveled to his home at Monticello. Perhaps it is the most unique of all the colonial homes in Virginia because it sets atop an 865 foot mountain with a view of forty miles in every direction. It took more than thirty years to build and contains numerous of Mr. Jefferson's inventions.

Although Thomas Jefferson has been dead for 137 years, his stature is greater than ever. Most of his ideas seem as fresh as the day they were conceived. As Claude Bowers, his biographer, wrote: "to Thomas Jefferson, more than to any other man, we are indebted for the formulation of the theories of society and government popularly described as 'Americanism'." Abraham Lincoln who was an ardent student of Jefferson wrote that "The principles of Jefferson are the definitions and axioms of a free society." Jefferson not only wrote the Declaration of Independence but set up our educational system; built the University of Virginia; founded a great political party; helped design the national capitol; was instrumental in establishing American coinage; he more than doubled the territory of the United States without the loss of a drop of blood, and invented many machines and gadgets. He collected scientific materials in the fields of zoology, biology and anthropology. He wrote a classic essay on poetry and he codified the legal system of his native state. During the formation of the American nation, he was a member of the Virginia Legislature, governor of his state, ambassador to France, secretary of state, vice president, and twice president of the United States. He stands out as a leading philosopher and theorist of American democracy. He sponsored the expedition of Lewis and Clark that opened the Pacific Northwest to exploration and settlement.

It has been said that we should pass as few laws as possible since we only pass

laws to protect ourselves from each other and every time we pass a law, we, in some way, restrict someone's freedom. Jefferson commented as follows:

"I am not an advocate for frequent changes in laws and constitutions. But laws and institutions must go hand in hand with the progress of the human mind. As that becomes more developed, more enlightened, as new discoveries are made, new truths discovered and manners and opinions change, with the change of circumstances, institutions must advance also to keep pace with the times. We might as well require a man to wear still the coat which fitted him when a boy as civilized society to remain ever under the regimen of their barbarous ancestors."

As good advice to all of us, he said, "I never considered a difference of opinion in politics, in religion, in philosophy, as a cause for withdrawing from a friend." Leaving you with this note I hope that you, too, will enjoy getting re-acquainted with Thomas Jefferson as I did.

Sincerely,

JOHN M. HURLEY

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

SECOND READING OF BILLS

Senate Bill No. 21, by Senators Neill and Talley:

Authorizing cities and towns to adopt state agency rules and regulations by reference.

On motion of Senator Petrich, Substitute Senate Bill No. 21 was substituted for Senate Bill No. 21 and the substitute bill placed on second reading, and read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Substitute Senate Bill No. 21 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 21, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators DeGarmo, Hallauer, Raugust, Ryley, Ryder—5.

Substitute Senate Bill No. 21, having received the constitutional majority, was declared passed.

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

Senate Bill No. 509, by Senator Gissberg:

Affecting certain employee liens for contributions to benefit plans.

REPORT OF STANDING COMMITTEE

Senate Bill No. 509:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Affecting certain employee liens for contributions to benefit plans (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendment:

On page 1, section 1, line 12, after "within" strike "thirty" and insert "sixty".

A. L. RASMUSSEN, Chairman.

We concur in this report: Frank Connor, Victor F. DeGarmo, Fred H. Dore, Sam C. Guess, August P. Mardesich, Edward F. Riley, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendment was adopted.

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 509 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 509, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators DeGarmo, Hallauer, Neill, Riley, Ryder—5.

Engrossed Senate Bill No. 509, having received the constitutional majority, was declared passed.

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

Senate Bill No. 331, by Senators Donohue and Freise:

Providing special provisions for beneficial insects.

The bill was read the second time by sections.

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

On page 1, section 3, line 19, after "the violation" and before "of any" strike "or threatened violation"

On page 1, section 3, line 21, after "such violation" and before "has" strike "or threatened violation"

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

On page 1, section 3, lines 21 and 22, strike "or is about to occur"

On page 2, section 5, line 1, after "misdemeanor" insert a period and strike the remainder of the section.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 2, section 5, line 1, after "of" strike balance of the section and insert "bugnapping and shall be punished as provided in RCW 9.52."

Debate ensued.

With the approval of the Senate, the amendment was withdrawn.

On motion of Senator Donohue, the rules were suspended, Engrossed Senate Bill No. 331 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 331, and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 9.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg,

Greive, Guess, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—39.

Those voting nay were: Senator Petrich—1.

Those absent or not voting were: Senators Atwood, DeGarmo, Durkan, Hallauer, Henry, Mardesich, Neill, Riley, Ryder—9.

Engrossed Senate Bill No. 331, having received the constitutional majority, was declared passed.

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

Senate Bill No. 213, by Senators Thompson, Jr., Dore, Ryder and Atwood (by Joint Committee on Urban Area Government request):

Authorizing disincorporation of dormant special districts.

The bill was read the second time by sections.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 1, section 1, lines 9 and 10, after "when" strike "no service has been provided by the district" and insert "the district has not actively carried out any of the special purposes or functions for which it was formed"

Debate ensued.

MOTION

At 12:35 p. m., on motion of Senator Greive, the Senate recessed until 1:35 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:35 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo, Guess and Mardesich.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business to be Senate Bill No. 134 on second reading.

SECOND READING OF BILLS

Senate Bill No. 134, by Senators Herrmann, England and Rasmussen:

Regulating government labor management relations.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the following amendment:

On page 1, section 1, line 5, after "apply to" strike all matter down to and including the period on page 3, section 9, line 28, and insert the following:

"counties, cities, towns, districts and municipal corporations: *Provided*, That diking districts, drainage districts, diking and drainage districts, diking improvement districts, drainage improvement districts, diking, drainage and irrigation improvement districts, irrigation districts, mosquito control districts, weed control districts, flood control districts, rural county library districts, cemetery districts, public utility districts, certificated employees of school districts and offices of the county superintendent of public instruction shall not be subject to the provisions of this act.

NEW SECTION. Sec. 2. As used in this act the term:

(1) "Employer" means any officer, board, commission, council, or other person or body of any county, city, town, district, authority or municipal corporation subject to this act as provided in section 1 hereof, authorized or empowered to employ or discharge any person, or to determine wages, salaries, hours of employment or conditions of employment;

(2) "Representative" means any person or persons, labor organizations or employee organizations designated or selected for purposes of collective bargaining by employees or by any employees, and shall include the duly accredited officer or agent of any labor union or employee organization representing any employees affected by this act;

(3) "Employee" means any person employed by an "employer" as defined in subdivision (1) of this section;

(4) "Labor dispute" means any controversy concerning employments, tenure, grievances, conditions or terms of employment or concerning the association or representation of employees in negotiating, fixing, maintaining, changing, or seeking to arrange terms, tenure or other conditions of employment; and

(5) A "labor organization" or "employee organization" does not include any organizations which have been directly or indirectly influenced by the employing authority as to their formation, constitution, bylaws, other governing rules, operation policies, or elections.

NEW SECTION. Sec. 3. It shall be lawful for employees to organize, join, and form labor unions or employee organizations and to bargain collectively with any employer respecting wages, hours, and conditions of employment.

NEW SECTION. Sec. 4. It shall be lawful for any employer to negotiate and bargain collectively with any representative of its employees, and to enter into collective bargaining agreement with such representative, respecting the wages, hours, terms and conditions of employment of its employees. Any such agreement shall be reduced to writing and signed by the parties.

NEW SECTION. Sec. 5. It shall be unlawful for any employer to discriminate in regard to hire or tenure of employment, or any term or condition of employment in order to discourage membership in any labor or employee organization or in order to discourage any employees from giving aid or assistance to any labor or employee organization: *Provided*, That any employer may enter into an agreement with a labor or employee organization having as members a majority of the employees in any unit or grouping of jobs and positions requiring as a condition of employment in the unit or grouping of jobs and positions membership therein on or after the thirtieth day following hire or the effective date of the agreement, whichever is later. The appropriate bargaining unit shall be determined by the director of labor and industries after a public hearing has been held. Thirty days' notice shall be given to all interested parties prior to the hearing date.

NEW SECTION. Sec. 6. Any employer involved in a labor dispute with its employees or their representative may submit, upon agreement with the employees or their representative, such dispute to conciliation or mediation in the same manner and with the same effect that a private employer may.

NEW SECTION. Sec. 7. Any employees whose rights secured by sections 3 or 5 of this act have been infringed by any employer may bring a civil action in any state court of competent jurisdiction to recover damages and such other relief as may be appropriate at law or in equity. Any county, city, town, district, or municipal corporation as provided in section 1 of this act expressly consents to be sued for this purpose and in this manner and no employer may raise the defense of sovereign immunity.

NEW SECTION. Sec. 8. This act shall not apply to the state or any employees thereof nor any state agency and the employees thereof and does not repeal, amend, or modify the powers of the state personnel board or any other provision of RCW 41.06.150.

NEW SECTION. Sec. 9. If any provision of this act or the application thereof to any person or circumstances is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

In line 1 of the title after "with" strike everything down to and including "agencies" on line 2 and insert "counties, cities, towns and certain districts and municipal corporations"

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

On page 2, section 4, line 18, after "employees" strike the period and insert "as

hereinafter provided. An employer may bargain collectively with any union or organization representing employees, all of whom and all of the craft unions to which, they, or any of them may belong, do not discriminate against anyone on account of race, color or creed."

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

On page 3, section 8, line 19 of the amendment after "thereof" and before "and" insert "nor to employees who are licensed by the state of Washington as engineers in-training, professional engineer or professional land surveyors,"

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

On page 2, section 5, lines 33 and 34 after "is later" strike "The appropriate bargaining unit" and insert "When a question as to an appropriate bargaining unit is raised such question"

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

On page 3, prior to section 8, line 17, insert a new section following section 7, to read as follows:

NEW SECTION. Sec. 8. Nothing contained herein shall grant to any public employee the right to strike.

Renumber the remaining sections consecutively.

Senators Durkan, Connor, and Greive demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the rules were suspended and Senator DeGarmo was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

Senator Atwood moved the adoption of the following amendment to the amendment:

In section 1, page 1, line 5, delete "cities,"

Debate ensued.

On motion of Senator Durkan, the amendment was laid upon the table.

The Secretary read the following amendment to the amendment by Senator Atwood:

On page 1, section 1, lines 5 and 6, delete "municipal corporations"

There being no objection, Senator Atwood was permitted to withdraw the amendment.

Senator Raugust moved the adoption of the following amendment to the amendment:

In section 1, page 1, line 9, after "districts," insert "hospital districts,"

POINT OF ORDER

Senator Herrmann:

"Mr. President, point of order:

"This was discussed yesterday and an amendment was adopted which brings the hospital districts into the act. The body has already acted upon this amendment."

Senator Woodall:

"Mr. President:

"There have been a whole series of amendments adopted since that time. The bill is not now in the same shape as it was at the time the body refused the amendment. It is proper to reoffer it."

RULING BY THE PRESIDENT

The President:

"The point of order is not well taken, Senator Herrmann, as Senator Woodall has just explained."

Debate ensued.

On motion of Senator Durkan, the amendment by Senator Raugust was laid upon the table.

Senator Moriarty, Jr. moved the adoption of the following amendment:

On page 1, section 2, line 33 of the Durkan amendment, insert:

"The term 'employee' shall not, however, include attorneys who are members of the Washington State Bar Association and who are employed or retained in any capacity by any employer."

Debate ensued.

Senator Greive moved that the amendment be laid upon the table.

Senator Moriarty, Jr. demanded a roll call and the demand was sustained by Senators Woodall, Neill, Chytil, Guess, Greive, Bailey, Herrmann and Durkan.

ROLL CALL

The Secretary called the roll and the motion by Senator Greive to table the amendment was lost by the following vote: Yeas, 18; nays, 30; absent and excused, 1.

Those voting yea were: Senators Bailey, Connor, Cooney, Durkan, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Talley—18.

Those voting nay were: Senators Atwood, Charette, Chytil, Cowen, Donohue, Dore, England, Foster, Freise, Guess, Hallauer, Keefe, Lennart, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—30.

Those absent and excused were: Senator DeGarmo—1.

The President stated the question before the Senate is: It has been moved that the amendment by Senator Moriarty, Jr. to the amendment be adopted.

Debate ensued.

The motion was carried and the amendment by Senator Moriarty, Jr. to the amendment was adopted.

On motion of Senator Durkan, the amendment as amended was adopted.

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

In line 1 of the title, after "with" strike all the matter down to and including "agencies" on line 2 and insert "counties, cities, towns and certain districts and municipal corporations"

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 134 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Washington:

"Would Senator Durkan yield?"

"As I understand the bill as we now have it written, this does not give the right to strike against the public agencies, is that correct?"

Senator Durkan:

"Mr. President:

"In answer to Senator Washington's question, this does not give the right to strike to those employees covered by this act. I voted against that amendment."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 134, and the bill passed the Senate by the following vote: Yeas, 33; nays, 15; absent and excused, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Raugust, Riley, Sandison, Stender, Talley, Washington—33.

Those voting nay were: Senators Atwood, Chytil, Cowen, Foster, Freise, Guess, Hallauer, Lennart, Moriarty, Jr., Neill, Rickdall, Ryder, Thompson, Jr., Williams, Woodall—15.

Those absent and excused were: Senator DeGarmo—1.

Engrossed Senate Bill No. 134, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Herrmann, Engrossed Senate Bill No. 134 was ordered immediately transmitted to the House.

On motion of Senator Woodall, the Senate dispensed with the Call of the Senate.

Senate Bill No. 494, by Senators Petrich and Washington:

Making perjurer competent as a witness.

The bill was read the second time by sections.

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

In section 1, line 12, strike the period and insert " : *Provided, That the testimony of any person who shall have been convicted of the crime of perjury shall not be sufficient to establish any essential element of the cause of action, criminal or civil, in which he shall be called as a witness, unless his testimony is corroborated by competent evidence, testimonial or demonstrative, other than the testimony of said person.*"

Senator Woodall moved the adoption of the following amendment:

On line 13, add a new section as follows:

"NEW SECTION. Sec. 2. The party knowingly calling a person as a witness, one who has been convicted of the crime of perjury, shall have a duty to disclose such fact to the court. Failure to so advise the court shall be reversible error."

Debate ensued.

Senators Greive, Bailey and Connor demanded the previous question and the demand was sustained.

The motion was carried on a rising vote, and the amendment was adopted. On motion of Senator Woodall, the following amendment to the title was adopted:

On line 2 of the title, after "1891" insert "and RCW 5.60.040 and adding a new section to 5.60 RCW"

MOTION

On motion of Senator Neill, Senators Hallauer, Mardesich, Neill, Riley and Ryder were excused.

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 494 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 494, and the bill passed the Senate by the following vote: Yeas, 27; nays, 15; absent or not voting, 7.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, Donohue, Dore, England, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Peterson, Petrich, Rasmussen, Sandison, Washington, Williams—27.

Those voting nay were: Senators Atwood, Chytil, Foster, Freise, Guess, McCutcheon, McMillan, Morgan, Moriarty, Jr., Raugust, Rickdall, Stender, Talley, Thompson, Jr., Woodall—15.

Those absent or not voting were: Senators DeGarmo, Durkan, Hallauer, Mardesich, Neill, Riley, Ryder—7.

Engrossed Senate Bill No. 494, having received the constitutional majority, was declared passed.

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

Substitute Senate Bill No. 415, by Senators Petrich, Durkan, Neill and Washington:

Regulating retail installment sales of goods and services.

The bill was read the second time by sections.

The President stated the question before the Senate is: It has been moved that the following amendment by Senator Stender be adopted:

On page 5, section 4, line 4, after "charge;" and before the semicolon (;) add "and rate of interest on balance of contracts"

With the approval of the Senate, Senator Stender was permitted to withdraw the amendment.

Senator Stender moved the adoption of the following amendment:

In section 4, page 5, line 4, after the word "charge" and before the semicolon (;) insert "and the rate of simple interest charged on the time balance"

Debate ensued.

On motion of Senator Durkan, the amendment was laid upon the table.

On motion of Senator Petrich, the rules were suspended, Substitute Senate Bill No. 415 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 415, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senator Moriarty, Jr.—1.

Those absent or not voting were: Senators Cowen, DeGarmo, Dore, Foley—4.

Substitute Senate Bill No. 415 having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Ryder, Senator Freise was excused.

Senator Washington moved that the rules be suspended and that the Senate do now consider Senate Bill No. 428 on second reading.

The motion was carried.

Senate Bill No. 428, by Senators Washington, Guess and Durkan:

Authorizing attorney general to investigate public bidding.

The bill was read the second time by sections.

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

On page 1, section 1, line 8, after "bid" and before "submitted" insert "in excess of fifteen thousand dollars"

On page 1, section 1, line 12, after "bid" insert "in excess of fifteen thousand dollars"

On page 2, section 4, line 24, strike "Thurston" and insert "the"

On page 2, section 4, line 24, after "county" insert "wherein the public contract bidder maintains his principal office in the state of Washington"

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

On page 2, section 2, line 3, after "prescribe" and before the period, insert " : *Provided*, That the requirements of this section may be satisfied by sending to the attorney general identical copies of such bids in lieu of a report"

On motion of Senator Washington, the rules were suspended, Engrossed Senate Bill No. 428 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 428, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan,

Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators DeGarmo, Freise, Mardesich, Petrich—4.

Engrossed Senate Bill No. 428, having received the constitutional majority, was declared passed.

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

Senate Bill No. 213, by Senators Thompson, Jr., Dore, Ryder and Atwood (by Joint Committee on Urban Area Government request):

Authorizing disincorporation of dormant special districts.

The bill was read the second time by sections.

The President stated the question before the Senate is: It has been moved that the following amendment by Senator Thompson, Jr. be adopted:

On page 1, section 1, lines 9 and 10, after "when" strike "no service has been provided by the district" and insert "the district has not actively carried out any of the special purposes or functions for which it was formed"

Debate ensued.

On motion of Senator Washington, Senate Bill No. 213 was ordered to retain its place on the second reading calendar for tomorrow.

On motion of Senator Thompson, Jr., the amendments pending on Senate Bill No. 213 were ordered to be mimeographed and placed upon the desks of the Senators prior to further consideration of the bill on the second reading calendar for tomorrow.

Senate Bill No. 219, by Senators Ryder, Talley and Atwood (by Joint Committee on Urban Area Government request):

Authorizing cities to form local improvement districts in adjacent unincorporated areas.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, Senate Bill No. 219 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 219, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—42.

Those absent or not voting were: Senators DeGarmo, Freise, Hallauer, Henry, Mardesich, Neill, Woodall—7.

Senate Bill No. 219, having received the constitutional majority, was declared passed.

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

Senate Bill No. 178, by Senators Rickdall, Lennart and Donohue:

Providing procedures for the sale of surplus real and personal property of diking and drainage districts.

The bill was read the second time by sections.

On motion of Senator Rickdall, the rules were suspended, Senate Bill No. 178 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 178, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—41.

Those absent or not voting were: Senators Bailey, DeGarmo, Donohue, Freise, Hallauer, Mardesich, Neill, Riley—8.

Senate Bill No. 178, having received the constitutional majority, was declared passed.

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

Senate Bill No. 495, by Senator Petrich:

Regulating child adoptions.

REPORT OF STANDING COMMITTEE

Senate Bill No. 495:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Regulating child adoptions (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

In section 1, subsection (3), line 22, after "court" and before "enter" strike "shall" and insert "may"

In section 1, subsection (3), line 22, after "providing" and before "for" insert "temporarily"

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Michael J. Gallagher, H. B. Hanna, Karl V. Herrmann, August P. Mardesich, Marshall A. Neill, Nat Washington, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Petrich, the committee amendments were adopted.

On motion of Senator Petrich, the rules were suspended, Engrossed Senate Bill No. 495 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 495, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor,

Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Williams, Woodall—42.

Those absent or not voting were: Senators DeGarmo, Freise, Hallauer, Mardesich, Neill, Talley, Washington—7.

Engrossed Senate Bill No. 495, having received the constitutional majority, was declared passed.

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

Senate Bill No. 377, by Senators Atwood, Williams and Talley:
Municipalities combining water, sewerage and garbage.

REPORT OF STANDING COMMITTEE

Senate Bill No. 377:

Senate Chamber,
Olympia, Wash., February 26, 1963.

Municipalities combining water, sewerage and garbage (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 3, lines 18 and 19, after "scribed" strike "*for the ratification or rejection of a proposition to acquire or construct a water system*" and insert "*by law*"

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Atwood, the committee amendment was adopted.

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

On page 2, section 3, line 19, after "system" strike the period and insert " : *Provided further, That nothing in this act shall be construed to authorize powers to cities or towns having charter provisions to the contrary.*"

On motion of Senator Atwood, the rules were suspended, Engrossed Senate Bill No. 377 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Durkan:

"Would Senator Atwood yield? Senator, this in no way enlarges the scope or powers of annexation, does it?"

Senator Atwood:

"No."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 377, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr.,

Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—41.

Those absent or not voting were: Senators DeGarmo, Freise, Hallauer, Mardesich, Neill, Peterson, Ryder, Woodall—8.

Engrossed Senate Bill No. 377, having received the constitutional majority, was declared passed.

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

Senate Bill No. 110, by Senators McCutcheon and Ryder (by Interim Committee on Education request):

Transfers powers and duties of county committees on school district organization, herein abolished, to county boards of education.

The bill was read the second time by sections.

On motion of Senator Hess, the rules were suspended, Senate Bill No. 110 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 110, and the bill passed the Senate by the following vote: Yeas, 39; nays, 7; absent or not voting 3.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Moriarty, Jr., Peterson, Petrigh, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—39.

Those voting nay were: Senators Charette, Cowen, Foster, Lennart, McMillan, Neill, Woodall—7.

Those absent or not voting were: Senators DeGarmo, Freise, Mardesich—3.

Senate Bill No. 110, having received the constitutional majority, was declared passed.

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

Senate Bill No. 234, by Senators Durkan, Ryder and Herrmann:

Authorizing relocation of civil government.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Senate Bill No. 234 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 234, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrigh, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—44.

Those absent or not voting were: Senators DeGarmo, Freise, Lennart, Mardesich, Thompson, Jr.—5.

Senate Bill No. 234, having received the constitutional majority, was declared passed.

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

THIRD READING OF BILL

Substitute Senate Bill No. 275, by Committee on Labor and Social Security: Providing for enforcing support for dependent children.

The bill was read the third time in full.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 275, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Atwood, DeGarmo, Freise, Hallauer, Lennart, Mardesich—6.

Substitute Senate Bill No. 275, having received the constitutional majority, was declared passed.

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

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 56 have compared same with the original bill and find it correctly Re-engrossed., *Chairman.*

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Re-Engrossed Senate Bill No. 56 have inspected same, and find it correctly enrolled and certified., *Chairman.*

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was

referred Senate Bill No. 91 have inspected same, and find it correctly enrolled and certified., *Chairman.*

We concur in this report: Michael J. Gallagher, John A. Petrich, Perry B. Woodall.

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 56; also Senate Bill No. 91.

Senate Bill No. 88:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Reducing the tax on premiums from employee pension plan policies or contracts (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman.*
MARTIN J. DURKAN, *Chairman,*
Committee on Revenue and Regulatory Agencies.
....., *Chairman,*
Committee on Appropriations.

We concur in this report: Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, George W. Kupka, August P. Mardesich, Frances Haddon Morgan, Marshall A. Neill, Ted G. Peterson, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams.

Senate Bill No. 88:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Reducing the tax on premiums from employee pension plan policies or contracts (reported by Committee on Ways and Means):

MINORITY recommends that it do not pass.

....., *Chairman.*
....., *Chairman,*
Committee on Revenue and Regulatory Agencies.
....., *Chairman,*
Committee on Appropriations.

We concur in this report: David E. McMillan, John A. Petrich.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 100:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Changing recording system (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman.*

We concur in this report: John L. Cooney, Fred H. Dore, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. Hanna, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 106:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Exempting certain school districts from the provisions of RCW 28.57.150 (reported by Committee on Education):

MAJORITY recommends that it do pass as amended.

ANDY HESS, *Chairman.*

We concur in this report: Robert L. Charette, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 320:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Relating to judicial conferences and study committees (reported by Judiciary Committee):

MAJORITY recommends that it do pass as amended. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Fred H. Dore, Martin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. Hanna, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 349:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Establishing standards for taxation of timberlands (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

....., *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 366:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Providing additional powers for townships (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, Andy Hess, James Keefe, George W. Kupka, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 418:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Fencing certain areas at Green Hill School (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

....., *Chairman*.

....., *Chairman*,

Committee on Revenue and Regulatory Agencies.

....., *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Senate Bill No. 418:Senate Chamber,
Olympia, Wash., March 5, 1963.

Fencing certain areas at Green Hill School (reported by Committee on Ways and Means):

MINORITY recommends that it do not pass.

FRANK W. FOLEY, *Chairman*,
....., *Chairman*,
Committee on Revenue and Regulatory Agencies.
....., *Chairman*,
Committee on Appropriations.

We concur in this report: John L. Cooney, David C. Cowen, Michael J. Gallagher, Wilbur G. Hallauer, Mike McCormack, John A. Petrich.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 420:Senate Chamber,
Olympia, Wash., March 6, 1963.

Requiring publication of tourist magazine (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 562:Senate Chamber,
Olympia, Wash., March 5, 1963.

Implementing law relating to teachers' retirement and pensions (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Jack England, Michael J. Gallagher, R. R. (Bob) Greive, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 12:Senate Chamber,
Olympia, Wash., March 5, 1963.

Providing new standards for exclusive rights to mining claims (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 29:Senate Chamber,
Olympia, Wash., March 6, 1963.

Recording of conveyances of real property by public bodies (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Fred H. Dore, Mar-

tin J. Durkan, Frank W. Foley, Herbert H. Freise, H. B. Hanna, August P. Mardesich, Charles P. Moriarty, Jr., Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 184:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Changing fire district merger procedure (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Al Henry, James Keefe, George W. Kupka, John A. Petrich, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 223:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Putting medical tuition fees in University of Washington building account (reported by Committee on Higher Education and Libraries):

Recommends that it do pass. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 257:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Providing for refunds of certain college fees (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 361:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Providing for a two years continuation of the world fair commission (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 389:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Creating state publication distribution center in state library (reported by Committee on Higher Education and Libraries):

Recommends that it do pass. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 418:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Protecting firemen's pension rights on change in fire protection organizations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Al Henry, James Keefe, George W. Kupka, John A. Petrich, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 488:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Relating to group life insurance (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it do pass. KARL V. HERRMANN, *Chairman*.
AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Herbert H. Freise, George W. Kupka, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 493:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Authorizing trustee to be named as beneficiary of life insurance policy (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass. KARL V. HERRMANN, *Chairman*.
AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 551:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Recognizing female members of the national guard as part of state militia (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 565:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Setting salaries for certain officers of state militia (reported by Committee on State Government):

MAJORITY recommends that it do pass. AL HENRY, *Chairman*.

We concur in this report: Dewey C. Donohue, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 4:35 p. m. on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Thursday, March 7, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTY-THIRD DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, March 7, 1963

The Senate was called to order at 10:30 a. m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Kupka and Petrich.

On motion of Senator Bailey, Senators Kupka and Petrich were excused. The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Uncrowd our hearts, O God, in the quiet of this moment of prayer. Turn us from the hearing of words, and the making of words, and the confusion of much speaking, that we may possess ourselves for these brief moments undistracted, waiting and with all our hopes listening for Thy voice of cheer and encouragement.

"Thou art standing always at the gates of opportunity, ready to help lest we stumble. Strengthen us to labor at gates which appear to be shut until they are open and Thy truth and way are revealed, then give us sense and power to walk therein, unashamed and unafraid. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate chamber,
Olympia, Wash., March 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 134; also

- Senate Bill No. 146; also
- Senate Bill No. 331; also
- Senate Bill No. 377; also
- Senate Bill No. 428; also
- Senate Bill No. 494; also
- Senate Bill No. 495; also
- Senate Bill No. 509; also

Senate Bill No. 589, have compared same with the original bills and find them correctly engrossed., *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Bill No. 248:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Forbidding quantity limitations on retail sales below cost (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, David C. Cowen, F. Stuart Foster, Reuben A. Knoblauch, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 496:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Implementing law relating to auditing of public accounts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 604:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Extending certain powers of cities and towns over property within their boundaries (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 50:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Authorizing the establishment of county civil service systems (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 53:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Providing a means of determining "selling price" for the taxation of vending machine sales and the sales made through similar devices (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass.

GEORGE W. KUPKA, *Chairman*.

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 91:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Authorizing certain annuities, insurance and health care contracts relative to public school system (reported by Committee on Rules and Joint Rules):

MAJORITY recommends that it be referred to Committee on Ways and Means:

JOHN A. CHERBERG, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, David C. Cowen, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, H. B. Hanna, James Keefe, Ernest W. Lennart, Marshall A. Neill, W. C. Raugust, Edward F. Riley, John N. Ryder, Perry B. Woodall.

On motion of Senator Ryder, the committee report was adopted and Substitute House Bill No. 91 was referred to Committee on Ways and Means.

Substitute House Bill No. 110:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Affecting fourth class municipal corporations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass as amended. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Dewey C. Donohue, Jack England, Michael J. Gallagher, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 158:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Providing certain additional powers for drainage and diking districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 210:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Providing that port districts in class AA counties may acquire ownership of assets of commercial waterway districts (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass. DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 373:

Senate Chamber,
Olympia, Wash., March 7, 1963.

Providing automatic recount (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, John T. McCutcheon, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 384:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Increasing third class city power (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 403:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Allowing soil and water conservation district to borrow money from the federal or state government (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 456:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Relating to sewer district general funds (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Michael J. Gallagher, Sam C. Guess, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Joint Resolution No. 15:

Senate Chamber,
Olympia, Wash., March 7, 1963.

Ratifying proposed United States Constitutional amendment to abolish the poll tax requirement for voting in federal elections (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, R. R. (Bob) Greive, Wilbur G. Hallauer, Andy Hess, John T. McCutcheon, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 6, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 56; also Senate Bill No. 91; also

Senate Bill No. 115, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 6, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 608, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Engrossed House Bill No. 608, by Representatives Huntley, Rosenberg and Leland:

An Act relating to highways; making appropriations and reappropriations for the operations and capital improvements of the state highway commission and the Washington toll bridge authority.

Referred to Committee on Highways.

SECOND READING OF BILLS

On motion of Senator Thompson, Jr., Senate Bill No. 213 on second reading was made a special order of business immediately following lunch.

House Bill No. 83, by Representatives Brouillet, Backstrom and Folsom (by Joint Interim Committee on Education request):

Requiring approval for secondary programs in existing nonhigh school districts.

REPORT OF STANDING COMMITTEE

House Bill No. 83:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Requiring approval for secondary programs in existing nonhigh school districts (reported by Committee on Education):

MAJORITY recommends that it do pass with the following amendment:

On page 3, add a new section following section 1 to read as follows:

"NEW SECTION. Sec. 2. No school district which has an eleven grade program in effect by the date of this act shall be affected by this act."

ANDY HESS, *Chairman.*

We concur in this report: F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, John T. McCutcheon, David E. McMillan, John A. Petrich, Don L. Talley, Nat Washington.

The bill was read the second time by sections.

Senator McCutcheon moved the adoption of the committee amendment.

Debate ensued.

Senators McCutcheon, Grieve and Guess demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence of former Senator Eugene D. Ivy within the bar of the Senate and appointed a special committee consisting of Senators Foster, Woodall, Keefe, Neill and Bailey to escort the former Senator to a place of honor upon the rostrum.

The President stated the question before the Senate is: It has been moved that the committee amendment to House Bill No. 83 be adopted.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Washington, Knoblauch, Kupka, Herrmann, Durkan, Charette, Donohue, Foster, England and Peterson.

ROLL CALL

The Secretary called the roll, and the committee amendment was not adopted by the following vote: Yeas, 19; nays, 30; absent and excused, 0.

Those voting yea were: Senators Charette, DeGarmo, Donohue, Durkan, Foster, Gallagher, Greive, Henry, Hess, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Petrich, Rasmussen, Sandison, Washington—19.

Those voting nay were: Senators Atwood, Bailey, Chytil, Connor, Cooney, Cowen, Dore, England, Foley, Freise, Gissberg, Guess, Hallauer, Hanna, Herrmann, Keefe, Lennart, Mardesich, Moriarty, Jr., Neill Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Williams, Woodall—30.

Senator Stender moved the adoption of the following amendment:

On page 3, line 12, add a new subsection to be known as subsection (15) as follows:

"(15) Set standards for psychological testing programs to be recommended to local school directors. If a local school district shall adopt any psychological testing program, it must obtain parental or guardian consent prior to giving psychological testing to any student."

Debate ensued.

Senator Hess moved that the amendment be laid upon the table.

Senator Dore demanded a roll call and the demand was sustained by Senators Stender, Guess, Morgan, Greive, McMillan, Petrich, Herrmann, Donohue, Charette, and McCutcheon.

POINT OF ORDER

Senator Hallauer:

"I would ask that the President rule as to the appropriateness of the amendment under Rule 62."

The President:

"A point of order has been raised as to whether or not the amendment proposed by Senator Stender changes the scope and object of House Bill No. 83."

Senator Hallauer:

"Mr. President:

"May I speak to the point of order? You will note in the bill that the only new matter now is that contained in subsection 6 where it appears, following the underlined language: 'Make rules and regulations governing the establishment in any existing nonhigh school district of any secondary program or any new grades in grades 9 through 12. Before any such program or any new grades are established the district must obtain prior approval of the State Board.'

"The purpose of the bill as it appears before us merely is a limiting bill to give more power to the State Board of Education, to make their approval necessary before any high school starts. I submit the amendment offered by Senator Stender is quite foreign to this particular purpose."

Senator Stender:

"Well, Mr. President, I would like to speak to the point of order if I might:

"Looking through the bill, I can't imagine that a point of order would be raised on this type of bill because the bill provides for duties and responsibilities of the Board

of Education. When you get down through the bill, you have enumerated in the present bill, with the amendment to subsection 6, fourteen different defined duties, among them:

"Supervise the issuance of normal diplomas and teachers' certificates,

"Examine and accredit secondary schools,

"Prepare an outline course or courses of study for the kindergarten, elementary school, junior high school and high school departments of the common school,' and so on,

"Prepare a uniform series of questions to be used by the county superintendents in the examination of teachers,'

"Now you have all these things relating to the responsibilities that the State Board has been elected to carry out. The amendment which would now be number fifteen is just one more responsibility which is to set a certain standard with regard to this type of testing, and I see no reason for a point of order on a question completely germane to the bill."

Senator Dore:

"I think if you will examine the title of the bill 'Relating to education,' and I can't conceive of any word broader than 'education' or 'relating to education.' In other words, 'and the State Board of Education,' the Supreme Court has held again and again that where you have a broad, general term, not a limiting term, and the term 'education,' you can practically attach anything at all pertaining to education to this bill. So I think this is very definitely germane and Senator Hallauer's point of order is not well taken."

Senator McCutcheon:

"I also agree with Senator Dore and Senator Stender, Senator Hallauer thinks the underscored matter is the only part we are voting on, but we are voting on the entire bill and it is clearly germane."

Senator Peterson:

"Mr. President and members of the Senate:

"I feel that Senator Stender's original bill should be able to stand alone, that this is a poor time to tack something like this on. I just want to say very briefly before you vote now that you will have some problems here and you will certainly put the school districts in a bad position, a bad light, because now you are going into the field of vocational guidance and if you do (Interruption)."

POINT OF ORDER

Senator Riley:

"Point of order. I would suggest, Mr. President, that Senator Peterson confine his remarks to the question of the point of order which has been raised and not the merits of the bill."

RULING BY THE PRESIDENT

The President:

"The point of order raised by Senator Riley is well taken."

The President declared the Senate to be at ease.

The President called the Senate to order.

RULING BY THE PRESIDENT

The President:

"The President's ruling on the point of order raised by Senator Hallauer:

"House Bill No. 83 is an act relating to education and the State Board of Education, which specifically enumerates the powers and duties with reference to schools of all types. The President believes the amendment proposed merely enumerates an additional power for the State Board of Education. Therefore, the President rules that the point of order is not well taken. The amendment as proposed to House Bill No. 83 does not change the scope and object of the bill."

The President stated the question before the Senate is: It has been moved that the amendment as proposed by Senator Stender be laid upon the table. A vote "aye," will be to table the amendment, a vote "no" will be to keep the amendment before the Senate.

ROLL CALL

The Secretary called the roll on the motion by Senator Hess, and the amendment was laid upon the table by the following vote: Yeas, 33; nays, 16; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foley, Freise, Gallagher, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, McCormack, McCutcheon, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Riley, Sandison, Talley, Thompson, Jr., Washington, Williams—33.

Those voting nay were: Senators Atwood, Dore, England, Foster, Gissberg, Guess, Kupka, Lennart, McMillan, Mardesich, Morgan, Raugust, Rickdall, Ryder, Stender, Woodall—16.

The President called upon Senator Pro Tempore Riley to preside.

Senator Charette moved the adoption of the following amendment:

In section 6, page 2, line 11, after "twelve" strike the period (.) and add the following:

"; provided that the rules and regulations in effect six (6) months before an application for a program or any new grades shall be the ones applied to the application."

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

APPOINTMENT OF SPECIAL COMMITTEE

President Pro Tempore Riley appointed a special committee consisting of Senators Foley, Cowen, Mardesich, Freise, Neill and Williams to escort President and Mrs. John A. Cherberg to a place of honor upon the rostrum.

PRESENTATION OF GIFT TO THE PRESIDENT

President Pro Tempore Riley:

"President and Mrs. Cherberg, members of the Senate:

"It is all agreed that the Senate is a deliberative body. We debate. We disagree. We discuss and we agree, and certainly today we are all in agreement on one thing:

"Traditionally we like to do something collectively in a rather realistic way to express the opinions and the feelings that all of the Senators have for Governor and Mrs. Cherberg. On this occasion it is a happy one to have been asked to present to Governor and Mrs. Cherberg or we might say, Johnny and Betty, a gift which comes from the members of the Senate. It comes from their hearts.

"It is easy to say how fond we are of people, but this is a definite expression and so Governor and Mrs. Cherberg, the members of the Senate want you to have, and they have been gracious enough to ask me to present them to you, two round-trip tickets to Honolulu—and return!

"And then, members of the Senate, I think it is fair and appropriate to say that from the heart of the little man of Spokane, Dr. Cowen, he has made it possible for a week's stay at the Royal Hawaiian Hotel.

"Now, John and Betty, will you stand up and accept the applause? And, Betty, I'm going to turn the tickets over to you because it will be your decision as to when you shall leave. And, of course, the members of the Senate and the ladies and gentlemen assembled would like to hear from you as well as look upon you, so if you will just step over here and say a word, and then we will ask the Governor to do likewise."

Mrs. Cherberg:

"They say Christmas comes once a year. I think it was early this year. Thank you so much. I'll never be able to say 'thank you' enough."

President Pro Tempore Riley:

"Governor, the Senators, as well as the ladies and gentlemen assembled, would like to have a word from you."

Lieutenant Governor Cherberg:

"Thank you, Mr. President, Ed, Francis, lady and gentlemen of the Senate:

"I appreciate Ed's remarks very much. I am certainly grateful to each of you, and to you, Davey, for this magnificent gift. I'm very happy that the legal counselors present in the Senate joined in the collective bargaining to arrange this fabulous gift.

"I was almost as impressed with the visitor last week as was Perry Woodall, Senator Inouye of Hawaii. I thought he expressed my particular feelings at this time when he said, 'Aloha! I love you.'"

(Applause.)

President Pro Tempore Riley:

"Thank you, Johnny and Betty."

Senator Lennart:

"Mr. President:

"May I just inquire if this trip will take place before Christmas and if we will get out of here before then?"

President Pro Tempore Riley:

"Well, members of the Senate, I think it is perfectly clear from the sound of the applause that all of us feel keenly about our presiding officer and his charming wife, and to have had this occasion I think gives us all a feeling that when our deliberations are over, we are all of one mind and we respectfully agree that we do have a fine family here with the Cherbergs."

The special committee escorted Lieutenant Governor and Mrs. John A. Cherberg from the rostrum.

The Senate resumed consideration of House Bill No. 83 on second reading.

Senator Dore moved the adoption of the following amendment by Senators Stender, Petrich and Dore:

On page 3, line 12, add a new subsection to be known as subsection (15) as follows:

"(15) Set standards for psychological testing programs to be recommended to local school directors. Such standards shall specify the type of psychological tests that shall require parental or guardian consent prior to giving such tests to students."

Debate ensued.

POINT OF ORDER

Senator Thompson, Jr.:

"Point of order, Mr. President:

"I respectfully direct attention to Reed's Rule 138 which provides that an amendment decided in the negative cannot be renewed as to the whole or a part of the words."

Senator Dore:

"Speaking to the point of order, Mr. President:

"I would like to have the amendments read again and I think a comparison will be sufficient."

The proposed amendments were read by the Secretary.

RULING BY THE PRESIDENT PRO TEMPORE

President Pro Tempore Riley:

"The President's ruling upon the point of order:

"The point of order as raised by Senator Thompson is to the effect as pointed out in Reed's Rule 138: 'If the amendment to strike out be decided in the negative, it cannot be renewed as to the whole or a part of the words.'

"Then, in addition to that, members of the Senate, the President would say that all rules are established to expedite business. It would occur to the President that a constant revision of amendments similar or alike would be a delaying procedure, and on that basis, I would say the point of order raised by Senator Thompson is well taken."

Senator Henry:

"Mr. President:

"I got into this argument a little bit late. This rule talks about an amendment by striking out. I would submit to you that the amendment just presented is an addition of a new paragraph and has nothing to do with Rule 138."

Senator Dore:

"I think the key words in Reed's Rule 138 are: 'It may, however, be proposed that these words with others, or a part of these words with others, be stricken out, provided the words newly proposed to be stricken out constitute substantially a new proposition different from the one already decided.'"

President Pro Tempore Riley:

"May the President read these words also from Reed's Rule 138: 'A negative vote is a decision on the part of the assembly that the words proposed to be stricken out shall stand part of the main question.'"

Senator Dore:

"But these words are not being stricken out. They were offered and rejected. This has nothing to do with this amendment. I happened by choice to use some of the same words, but this is a new amendment, entirely different, and I don't think Rule 138 is applicable at all. It talks about striking words out or leaving them in. This adds a new section."

MOTION

Senator Thompson, Jr. moved that the Senate proceed in order.

POINT OF ORDER

Senator Charette:

"Point of order. Will the President consider Reed's Rule 136?"

Senator Thompson, Jr.:

"Mr. President:

"I don't see what relation 136 has to the motion before the body. The motion is to proceed in order. You have made your ruling."

President Pro Tempore Riley:

"Senator Thompson, may I suggest that the President thinks a review of the contents of Reed's Rule 136 rather substantiates the President's ruling."

MOTION

On motion of Senator Woodall, Senator Guess was excused from the Call of the Senate.

RULING BY THE PRESIDENT PRO TEMPORE

President Pro Tempore Riley:

"Members of the Senate:

"Again on the question of the point of order raised by Senator Charette, reading from Reed's Rule 136: 'If the amendment is decided in the negative, it cannot be

repeated, although the same words with others, or a part of the same words with others, provided a substantially new proposition be thereby presented.'

"The ruling of the President then will stand on the basis that, having considered the previous amendment in the negative, the amendment now is not before the Senate."

Senator Hess moved that the rules be suspended and that House Bill No. 83 be advanced to third reading, the second reading considered the third, and the bill placed on final passage.

Senator Dore demanded a roll call and the demand was sustained by Senators Stender, Petrich, Mardesich, Dore, Morgan, McCutcheon, Herrmann, Greive and Kupka.

ROLL CALL

The Secretary called the roll and the motion by Senator Hess was carried by the following vote: Yeas, 34; nays, 14; absent and excused, 1.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams—34.

Those voting nay were: Senators Atwood, Charette, Dore, Gissberg, Greive, Henry, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rickdall, Stender, Woodall—14.

Those absent and excused were: Senator Guess—1.

On motion of Senator Hess, the rules were suspended, House Bill No. 83 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 83, and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; absent and excused, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senators McMillan, Petrich—2.

Those absent and excused were: Senator Guess—1.

House Bill No. 83, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

At 12:45 p. m., on motion of Senator Greive, the Senate recessed until 1:45 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p. m.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:10 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

MOTION

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

SECOND AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and Raugust.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Senate Bill No. 213 on second reading.

SECOND READING OF BILLS

Senate Bill No. 213, by Senators Thompson, Jr., Dore, Ryder and Atwood (by Joint Committee on Urban Area Government request):

Authorizing disincorporation of dormant special districts.

The bill was read the second time by sections.

On motion of Senator Thompson, Jr., the following amendments were adopted:

On page 1, section 1, line 6, after "drainage," and before "irrigation" strike "commercial waterway,"

On page 1, section 1, lines 9 and 10, after "when" strike "no service has been provided by the district" and insert "the district has not actively carried out any of the special purposes or functions for which it was formed"

On page 1, section 2, lines 12 and 13, strike "boundaries review board" and insert "board of county commissioners of the county in which the district is located"

In line 15, strike "boundaries review board" and insert "board of county commissioners"

In line 17, strike "boundaries review board" and insert "board of county commissioners"

On page 1, section 3, line 22, strike "boundaries review board" and insert "board of county commissioners"

On motion of Senator Thompson, Jr., the rules were suspended, Engrossed Senate Bill No. 213 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 213, and the bill passed the Senate by the following vote: Yeas, 40; nays, 2; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—40.

Those voting nay were: Senators McCormack, Rasmussen—2.

Those absent or not voting were: Senators Cowen, Dore, Foley, Gallagher, Hanna, Raugust, Talley—7.

Engrossed Senate Bill No. 213, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 303, by Representatives Pritchard, Campbell and Mahaffey:

Requiring high school physical training.

The bill was read the second time by sections.

Senator Hallauer moved the adoption of the following amendment:

On page 1, section 1, line 13, strike the word "shall" and insert "may"

Debate ensued.

On motion of Senator Gissberg, the amendment was laid upon the table.

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

In section 1, line 10 of the printed bill, being line 9 of the engrossed bill, after "colleges" and before "and" strike "may" and insert "shall"

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

In section 1, line 16 of the printed bill, being line 15 of the engrossed bill, after "disability" and before "or" insert ", employment"

On motion of Senator Hess, the rules were suspended, Engrossed House Bill No. 303 as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 303 as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; nays, 3; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rickdall, Riley, Sandison Stender, Talley, Washington, Williams, Woodall—40.

Those voting nay were: Senators Hallauer, McCutcheon, Neill—3.

Those absent or not voting were: Senators Durkan, Foley, Rasmussen, Raugust, Ryder, Thompson, Jr.—6.

Engrossed House Bill No. 303 as amended by the Senate, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 216, by Representatives Braun, Brachtenbach and Mahaffey:

Authorizing school districts and county superintendents to purchase research services.

The bill was read the second time by sections.

Senator Dore moved the adoption of the following amendment by Senators Dore and Stender:

On page 1, section 1 line 18, following the word "organization" and before the period (.), insert "provided, however, that no funds shall be spent for purchasing materials, booklets or books of any kind or nature, which include psychological testing programs, unless such psychological tests in such materials are first approved as proper by the State Board of Education".

Debate ensued.

Senator Bailey moved that the amendment be laid upon the table.

Senator Dore demanded a roll call and the demand was sustained by Senators Stender, McCutcheon, McMillan, Herrmann, Kupka, Connor, Guess, Peterson and Petrich.

ROLL CALL

The Secretary called the roll, and the amendment was laid upon the table by the following vote: Yeas, 24; nays, 20; absent or not voting, 5.

Those voting yea were: Senators Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foley, Gallagher, Gissberg, Hallauer, Herrmann, Hess, Keefe, McCormack, McCutcheon, Moriarty, Jr., Neill, Peterson, Rasmussen, Ryder, Sandison, Washington—24.

Those voting nay were: Senators Atwood, Connor, Dore, England, Freise, Greive, Guess, Henry, Knoblauch, Kupka, Lennart, McMillan, Mardesich, Morgan, Petrich, Rickdall, Riley, Stender, Williams, Woodall—20.

Those absent or not voting were: Senators Foster, Hanna, Raugust, Talley, Thompson, Jr.—5.

On motion of Senator Hess, the rules were suspended, Engrossed House Bill No. 216 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 216, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senators Dore, Stender—2.

Those absent or not voting were: Senators Foley, Foster, Hanna, Raugust, Talley—5.

Engrossed House Bill No. 216, having received the constitutional majority, was declared passed.

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

House Bill No. 280, by Representatives Mahaffey, Wintler and Campbell: Authorizing special instruction in lieu of one-semester course in Washington history and government.

The bill was read the second time by sections.

On motion of Senator Hess, the rules were suspended, House Bill No. 280 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 280, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neil, Peterson, Petrich, Rasmussen, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Foster, Hanna, Raugust, Rickdall, Talley—5.

House Bill No. 280, having received the constitutional majority, was declared passed.

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

House Bill No. 198, by Representatives McCaffree, Eberle and DeJarnatt (by Departmental request):

Provides state board of education will determine which of possible recipients will receive moneys for blind student assistance.

The bill was read the second time by sections.

On motion of Senator Hess, the rules were suspended, House Bill No. 198 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 198, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Foster, Guess, Hanna, Raugust, Talley—5.

House Bill No. 198, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Woodall, Senate Bill No. 201 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 335, by Senators Charette, Thompson, Jr. and DeGarmo (by Departmental request):

Providing specific penalties for nonpayment of privilege and catch fees.

On motion of Senator Charette, Substitute Senate Bill No. 335 was substituted for Senate Bill No. 335, and Substitute Senate Bill No. 335 was placed on second reading, and read the second time by sections.

On motion of Senator Charette, the rules were suspended, Substitute Senate Bill No. 335 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 335, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Hanna, McCutcheon, McMillan, Raugust, Talley—5.

Substitute Senate Bill No. 335, having received the constitutional majority, was declared passed.

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

Senate Bill No. 336, by Senators Charette, Rasmussen and DeGarmo (by Departmental request):

Changing the due dates for privilege and catch fees.

The bill was read the second time by sections.

On motion of Senator Charette, the rules were suspended, Senate Bill No. 336 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 336, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Hanna, McCutcheon, McMillan, Raugust, Talley—5.

Senate Bill No. 336, having received the constitutional majority, was declared passed.

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

Senate Bill No. 555, by Senators Hess, Bailey, Freise and Gallagher (by Departmental request):

Authorizing agreements for on-the-job training.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 555 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 555, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna Henry, Herrmann Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Foley, McCutcheon, Raugust, Talley—4.

Senate Bill No. 555, having received the constitutional majority, was declared passed.

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

Senate Bill No. 418, by Senator Chytil:

Fencing certain areas at Green Hill School:

The bill was read the second time by sections.

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

In section 1, line 12, after "1963" strike the period and insert ": *Provided further*, That said fence shall not be constructed until and unless funds are specifically appropriated for such purpose."

On motion of Senator Chytil, the rules were suspended, Engrossed Senate Bill No. 418 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Gallagher, Bailey and Greive demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 418, and the bill passed the Senate by the following vote: Yeas, 35; nays, 11; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gissberg, Greive, Guess, Hanna, Henry, Keefe, Knoblauch, Lennart, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—35.

Those voting nay were: Senators Cooney, Dore, Foley, Gallagher, Hallauer, Herrmann, Hess, Kupka, McCormack, Sandison, Washington—11.

Those absent or not voting were: Senators McCutcheon, Petrich, Talley—3. Engrossed Senate Bill No. 418, having received the constitutional majority, was declared passed.

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

NOTICE OF RECONSIDERATION

Senator Durkan gave notice that, having voted on the prevailing side, he would, as the first order of business during this evening's session, move that the Senate reconsider the vote by which Engrossed Senate Bill No. 418 passed the Senate.

MOTION FOR RECONSIDERATION

Senator Chytil moved that the Senate do immediately reconsider the vote by which Engrossed Senate Bill No. 418 passed the Senate.

POINT OF ORDER

Senator Durkan:

"Point of order, Mr. President:

"Would you give me a ruling whether or not my motion is in order since it is previous to the motion of Senator Chytil?"

Senator Chytil:

"Mr. President:

"I believe my motion takes precedence."

RULING BY THE PRESIDENT

The President:

"In reply to Senator Durkan, on and after the 50th day of the session, a motion for reconsideration shall be in order only on the same day upon which notice of reconsideration is given and may be made at any time that day.

"Senator Durkan, you gave notice of reconsideration. The notice was received. Then Senator Chytil was recognized and made a motion that the Senate do now immediately reconsider the vote by which the Senate passed Engrossed Senate Bill No. 418. A portion of Rule 31 says, 'A motion to reconsider shall have precedence over every other motion except to adjourn.'

"The President believes Senator Chytil's motion is in order."

MOTION

Senator Durkan:

"I move we do now adjourn."

The President:

"Senator Durkan, the President believes that you would be defeating your purpose with that motion because reconsideration must be had today."

Senator Durkan:

"Mr. President, I would like to amend my motion that we adjourn until 8:00 p.m. this evening."

POINT OF ORDER

Senator Woodall:

"This is no motion to adjourn. This is a motion to recess to a fixed hour. I believe it is debatable."

The President:

"That portion of the motion pertaining to time is debatable, Senator Woodall."

Senator Woodall:

"Well, Mr. President and members of the Senate:

"Eight o'clock is definitely the wrong time. You have heard 'now is the hour.' Let us proceed with the day's business."

The motion to recess was lost on a rising vote.

The President stated the question before the Senate is: It has been moved that the Senate do now immediately reconsider the vote by which Engrossed Senate Bill No. 418 passed the Senate.

PARLIAMENTARY INQUIRY

Senator Woodall:

"Point of parliamentary inquiry, Mr. President:

"If this motion prevails, we then immediately reconsider. If it fails, then the motion or the notice of Senator Durkan remains before the body. What is the status of his motion, if we vote not to reconsider it, sir? My question is, does it leave the notice before the body?"

Senator Greive:

"I believe Rule 204 answers that. You can only reconsider once."

Senator Woodall:

"I understand that you can only reconsider once. The question is: We are voting on whether we do or do not now wish to reconsider, so that if the vote is in the negative, the notice of Senator Durkan would remain, would it not?"

Senator Greive:

"We are now voting on the question of reconsideration. We have to be because that takes precedence."

RULING BY THE PRESIDENT

The President:

"Members of the Senate:

"The President, in answer to the parliamentary inquiry believes that if Senator Chytil's motion to immediately reconsider the vote by which Engrossed Senate Bill No. 418 passed the Senate, if that particular motion fails, then Senator Durkan's notice will stand for this evening and, at that time, a motion by Senator Durkan to reconsider the vote would be in order.

"However, if Senator Chytil's motion prevails and the Senate does immediately reconsider the vote by which Engrossed Senate Bill No. 418 passed the Senate, then Senator Durkan's notice of reconsideration would not be in order."

The President stated the question before the Senate is: It has been moved that the Senate do immediately reconsider the vote by which Engrossed Senate Bill No. 418 passed the Senate.

The motion was carried on a rising vote.

RECONSIDERATION

The President stated the question before the Senate is: The Senate has voted to reconsider the vote by which Engrossed Senate Bill No. 418 passed. Debate ensued.

POINT OF INQUIRY

Senator Knoblauch:

"Would Senator Chytil yield?

"Senator, did you introduce a bill like this one during the last session?"

Senator Chytil:

"Mr. President and members of the Senate:

"No, I did not introduce this bill last session. I did, in 1958, correspond with the department pointing up this problem. In 1959, I gave them the opportunity to work out this problem. In 1961, I gave them the opportunity to work out this problem. Here it is 1963, five years later, and we have not worked out this problem. I also say further that the department, itself, in the last three bienniums has not once asked for any maximum security nor any other regulations within their budget to hold boys in maximum security because they have been talking an open program."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 418 and the bill passed the Senate by the following vote: Yeas, 28; nays, 19, absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cowen, DeGarmo, England, Foster, Freise, Greive, Guess, Henry, Knoblauch, Lennart, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—28.

Those voting nay were: Senators Charette, Cooney, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Hallauer, Hanna, Herrmann, Hess, Keefe, Kupka, McCormack, Mardesich, Petrich, Sandison, Washington—19.

Those absent or not voting were: Senators McCutcheon, Talley—2.

Engrossed Senate Bill No. 418, having received the constitutional majority, was declared passed.

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

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 32:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Providing site, authorizing school, for juvenile correction in King county (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*.
....., *Chairman*,
Committee on Revenue and Regulatory Agencies.
....., *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Frank Connor, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, William A. Gissberg, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Charles P. Moriarty, Jr., Marshall A. Neill, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 170:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Establishing children's center for research and training in mental retardation (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*.
 MARTIN J. DURKAN, *Chairman*,
 Committee on Revenue and Regulatory Agencies.
 FRED H. DORE, *Chairman*,
 Committee on Appropriations.

We concur in this report: R Frank Atwood, Robert C. Bailey, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Jack England, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Marshall A. Neill, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 253:

Senate Chamber,
 Olympia, Wash., March 6, 1963.

Authorizing life, health and accident insurance for employees of institutions of higher education (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*.
 MARTIN J. DURKAN, *Chairman*,
 Committee on Revenue and Regulatory Agencies.
, *Chairman*,
 Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 332:

Senate Chamber,
 Olympia, Wash., March 7, 1963.

Extending forms to create joint tenancies (reported by Judiciary Committee):

MAJORITY recommends that it do pass. JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 409:

Senate Chamber,
 Olympia, Wash., February 26, 1963.

Authorizing use of income of enabling act lands for University of Washington bond retirement (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.
 FRANK W. FOLEY, *Chairman*.
 MARTIN J. DURKAN, *Chairman*,
 Committee on Revenue and Regulatory Agencies.
 FRED H. DORE, *Chairman*,
 Committee on Appropriations.

We concur in this report: R. Frank Atwood, Frank Connor, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 570:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Exempting certain annuities from inheritance taxation (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Frank Conner, David C. Cowen, Dewey C. Donohue, Jack England, William A. Gissberg, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 624:

Senate Chamber,
Olympia, Wash., March 7, 1963.

Supplementing use fuel tax provisions (reported by Committee on Highways):
MAJORITY recommends that it do pass as amended.

NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Martin J. Durkan, F. Stuart Foster, William A. Gissberg, Sam C. Guess, Karl V. Herrmann, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Frances Haddon Morgan, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 48:

Senate Chamber,
Olympia, Wash., March 7, 1963.

Raising marriage requirements (reported by Judiciary Committee):
MAJORITY recommends that it do pass as amended.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack Englund, Frank W. Foley, F. Stuart Foster, William A. Gissberg, H. B. Hanna, Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 404:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Providing for net fishing by Washington fishermen under certain circumstances (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., March 7, 1963.

W. O. WIKSTROM, to the position of member, Washington State Aeronautics Commission, appointed February 20, 1963, for the term ending December 31, 1967, succeeding himself (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

AL HENRY, *Chairman*.

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., March 7, 1963.

HAROLD S. SHEFELMAN, to the position of member, Board of Regents, University of Washington, appointed February 7, 1963, for the term ending the second Monday in March, 1969, succeeding himself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., March 7, 1963.

JOHN L. KING, to the position of member, Board of Regents, University of Washington, appointed April 10, 1962, for the term ending March 11, 1968, succeeding himself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., March 7, 1963.

JOSEPH DRUMHELLER, to the position of member, Board of Regents, University of Washington, appointed April 10, 1962, for the term ending March 11, 1968, succeeding himself (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., March 7, 1963.

DR. A. E. ADDINGTON, to the position of member, Board of Regents, University of Washington, appointed December 27, 1962, for the term ending March 9, 1964, succeeding Dr. Albert B. Murphy (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., March 7, 1963.

MARSHALL FORREST, to the position of Trustee, Western Washington State College, appointed June 15, 1961, for the term ending June 12, 1967, succeeding himself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., March 7, 1963.

ZELMA REEVES MORRISON, to the position of Trustee, Eastern Washington State College, appointed August 17, 1962, for the term ending July 29, 1968, succeeding herself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Chamber,
Olympia, Wash., March 7, 1963.

MARY ELLEN DAVIS, to the position of Trustee, Central Washington State College, appointed September 26, 1962, for the term ending June 26, 1968, succeeding herself (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 5:05 p. m., on motion of Senator Greive, the Senate recessed until 8:00 p. m.

EVENING SESSION

The President called the Senate to order at 8:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Dore, Foley, Greive, Hanna, Kupka, McCutcheon, Peterson, Petrich, Riley, Sandison and Washington.

On motion of Senator Gallagher, Senators Donohue, Greive, Hanna, Kupka, Riley and Sandison were excused.

SECOND READING OF BILLS

MOTION

On motion of Senator Gallagher, Senate Bill No. 512 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 220, by Senators Williams, Connor and Ryder (by Joint Committee on Urban Area Government request):

Raising minimum population for incorporation of certain cities to five thousand.

The bill was read the second time by sections.

Senator Williams moved the adoption of the following amendment:

On page 1, section 1, line 12, after "no area" insert "*which lies within five miles of any city having a population of fifteen thousand or more*"

Debate ensued.

On motion of Senator Mardesich, Senate Bill No. 220 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 159, by Senators Talley, Henry and Thompson, Jr.:

Authorizing law enforcement officers of the second and fourth class municipal corporations to pursue law violators beyond their boundary limits. The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Senate Bill No. 159 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

MOTION

On motion of Senator Hess, Senators Petrich and Dore were excused.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 159, and the bill passed the Senate by the following vote: Yeas, 33; nays, 4; absent or not voting, 12.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cowen, DeGarmo, Durkan, England, Foster, Freise, Gissberg, Guess, Hallauer, Henry, Hess, Keefe, Knoblauch, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Raugust, Rickdall, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—33.

Those voting nay were: Senators Cooney, Gallagher, Herrmann, Lennart—4.

Those absent or not voting were: Senators Donohue, Dore, Foley, Greive, Hanna, Kupka, McCutcheon, Peterson, Petrich, Rasmussen, Riley, Sandison—12.

Senate Bill No. 159, having received the constitutional majority, was declared passed.

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

Senate Bill No. 118, by Senators Foley, Moriarty, Jr. and Durkan (by Legislative Budget Committee request):

Abolishing the bureau of criminal identification.

The bill was read the second time by sections.

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

In section 1, line 8, after "repealed" insert "*Provided, That nothing herein shall derogate from the right of any law enforcement agency to take, or the duty of any person over the age of eighteen years arrested for any gross misdemeanor or felony, to submit to taking of fingerprints, photographs, physical description and other identifying data*"

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 118 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 118, and the bill passed the Senate by the following vote: Yeas, 38; nays, 0; absent or not voting, 11.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Durkan, England, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Lenart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Raugust, Rickdall, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—38.

Those absent or not voting were: Senators Donohue, Dore, Foley, Greive, Hanna, Kupka, Peterson, Petrich, Rasmussen, Riley, Sandison—11.

Engrossed Senate Bill No. 118, having received the constitutional majority, was declared passed.

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

Senate Bill No. 201, by Senators Mardesich, Ryder and Herrmann:

Allowing banks and trust companies to have authorized but unissued stock.

REPORT OF STANDING COMMITTEE

Senate Bill No. 201:

Senate Chamber,
Olympia, Wash., February 15, 1963.

Allowing banks and trust companies to have authorized but unissued stock (reported by Committee on Banks, Financial Institutions and Insurance):

Recommends that it do pass with the following amendments:

On page 1, section 1, line 10, after "plans" and before "for" strike "and" and insert " , or".

On page 3, section 3, line 7, after "bank" and before "the" insert "having authorized but unissued stock"

On page 3, section 3, line 13, after "be" and before "upon" strike "issued" and insert "requested"

On page 3, section 3, line 16, after "be" and before "at" strike "issued" and insert "requested"

On page 3, section 3, line 17, after "of the" strike "cer-". On line 18, strike "tified paid in" and insert "authorized"

KARL V. HERRMANN, *Chairman.*

AUGUST P. MARDESICH, *Vice Chairman.*

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Fred H. Dore, Frank W. Foley, Herbert H. Freise, George W. Kupka, Charles P. Moriarty, Jr., Marshall A. Neill, John N. Ryder.

The bill was read the second time by sections.

On motion of Senator Herrmann, the committee amendments were adopted.

Senator Durkan moved the adoption of the following amendment:

On page 5, line 5, add the following new sections:

"**NEW SECTION.** Sec. 5. Chapter 172, Laws of 1923, chapter 186, Laws of 1925 extraordinary session, chapter 71, Laws of 1929, chapter 95, Laws of 1939 and chapter 19, Laws of 1941 and RCW 31.04.010 through 31.04.270 are each repealed.

"**NEW SECTION.** Sec. 6. Corporations doing business under the laws repealed by section 1 of this amendatory act of 1963 may, within sixty days from the effective date of this amendatory act of 1963, apply for and shall receive a license to do business

as a small loan company under the provisions of chapter 31.08 RCW. Loans lawfully made prior to the effective date of this amendatory act of 1963 may be collected according to the terms of the loan agreement.

"NEW SECTION. Sec. 7. Sections 5 and 6 of this act are interdependent and should either section be invalid or inoperative this entire act shall be null and void."

Debate ensued.

There being no objection, Senator Durkan was permitted to withdraw the amendment.

On motion of Senator Herrmann, the rules were suspended, Engrossed Senate Bill No. 201 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 201, and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 9.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Raugust, Rickdall, Ryder, Stender, Talley, Williams, Woodall—39.

Those voting nay were: Senator Thompson, Jr.—1.

Those absent or not voting were: Senators Donohue, Greive, Hanna, Kupka, Peterson, Rasmussen, Riley, Sandison, Washington—9.

Engrossed Senate Bill No. 201, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Talley, Senate Bill No. 220 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

The Secretary read:

MESSAGE FROM THE GOVERNOR

GUBERNATORIAL APPOINTMENT

State of Washington, Executive Department,
Olympia, February 20, 1963.

To the Honorable, the Senate of the State of Washington.

LADIES AND GENTLEMEN:

I have the honor to submit the following appointment to the State Tax Commission for your confirmation:

Mr. G. Merton Dick, appointed February 20, 1963, for the term ending January 31, 1969, succeeding himself.

Sincerely,

ALBERT D. ROSELLINI,
Governor.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 26, 1963.

G. MERTON DICK, to the State Tax Commission, appointed February 20, 1963, for the term ending January 31, 1969, succeeding himself (reported by Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman,*

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman,*

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, Gordon Sandison, Don L. Talley, Walter B. Williams, Perry B. Woodall.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Bailey that the rules be suspended, that the committee report be adopted, and that the appointment of G. Merton Dick to the State Tax Commission be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President, members of the Senate:

"Speaking on behalf of the appointment of G. Merton Dick as the new appointee to the Washington State Tax Commission, I have had the pleasure of knowing Mr. Dick for some sixteen years. During that time, he served as Douglas County Assessor and did a very good and worthwhile job in that capacity. This is a sort of position where one can readily be criticized and yet Mr. Dick handled his task in Douglas County in such a manner that there was no criticism that ever came to my knowledge.

"He has been a very well respected man in his local community, and I am sure that he will serve as a very good addition to the State Tax Commission, where he will be in charge of the property tax portion of that commission's duties."

The motion was carried.

APPOINTMENT OF G. MERTON DICK

The Secretary called the roll and the appointment of G. Merton Dick to the Washington State Tax Commission was confirmed by the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Stender, Talley, Thompson, Jr., Williams, Woodall—42.

Those absent or not voting were: Senators Donohue, Hanna, Kupka, Peterson, Riley, Sandison, Washington—7.

Having received the approval of the Senate, the appointment of G. Merton Dick to the Washington State Tax Commission was confirmed.

The President declared the Senate to be at ease.

The President called the Senate to order at 9:25 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Kupka, Peterson and Sandison.

SECOND READING OF BILLS

MOTION

On motion of Senator Bailey, Engrossed House Bill No. 361 was ordered to retain its place on the second reading calendar immediately following Senate Bill No. 464.

Senate Bill No. 464, by Senators Riley, Hanna, and Neill:
Providing for underground storage for natural gas.

REPORT OF STANDING COMMITTEE

Senate Bill No. 464:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Providing for underground storage of natural gas (reported by Committee on Public Utilities):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 4, line 7, after the word "section" and before "of this", strike "4" and insert "5".

On page 2, section 4, lines 16 and 17, after "ownership", strike the entire lines down to and including "municipal corporation" and insert "provided condemnor has exercised good faith in negotiations for private sale or lease".

On page 4, section 5, line 3, after "resources" strike the period (.) and insert "; (7) the underground storage project will not injure, interfere with, or endanger any mineral resources or the development or extraction thereof."

JOHN T. McCUTCHEON, *Chairman.*

We concur in this report: Robert C. Bailey, Robert L. Charette, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, H. B. Hanna, Karl V. Herrmann, Mike McCormack.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the committee amendment on page 2, section 4, line 7.

Debate ensued.

The motion was carried and the committee amendment was adopted.

On motion of Senator Durkan, the committee amendment to page 4, section 5, line 3 was adopted.

Senator Gissberg moved that Senate Bill No. 464 be made a special order of business for tomorrow noon.

Debate ensued.

The motion was carried.

On motion of Senator Bailey, the Senate reverted to the fifth order of business.

APPOINTMENT OF SPECIAL COMMITTEE

The President observed within the bar of the Senate former State Senator Neil J. Hoff and appointed a special committee consisting of Senators Knoblauch, Keefe, Freise, Woodall, and Gissberg to escort the former Senator to a place of honor on the rostrum.

The Secretary read:

MESSAGES FROM THE HOUSE

HOUSE AMENDMENT TO SENATE RESOLUTION

House of Representatives,
Olympia, Wash., March 7, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Concurrent Resolution No. 3 with the following amendment:

On page 1, beginning on line 15, strike the remainder of the resolution, including the Senate amendments, and insert:

"WHEREAS, The World Fair at Seattle, Washington, was an unqualified success due to the assistance and encouragement of the Governor of the State of Washington, and due to the unselfish and tireless labor of many of the members of the World Fair Commission and the Officers and Trustees of Century 21 Exposition, Inc.; and

WHEREAS, The officers of Century 21 Exposition, Inc. submitted a report on February 1, 1963, thus attempting to comply with Article V of the Articles of Incorporation which report did not contain all the information desired by the legislature and is therefore insufficient; and

WHEREAS, The legislature is desirous of obtaining a more complete report as to the operation of the World Fair Commission, Century 21 Exposition, Inc. and all financial and business activities connected therewith;

Now, Therefore, Be It Resolved, By the Senate, the House of Representatives concurring, that the Legislative Council is directed to study and evaluate the final reports of the World Fair Commission, the Department of Commerce and Economic Development and Century 21 Exposition, Inc., and, further, that the Legislative Council is directed to fully inquire into the affairs of Century 21 Exposition, Inc. and report back to the 1965 session of the Washington State Legislature as to its findings and recommendations.", and the same is herewith transmitted.

S. R. HOLCOMB, Chief Clerk.

On motion of Senator McCutcheon, the Senate concurred in the House amendment to Engrossed Senate Concurrent Resolution No. 3.

The President stated the question before the Senate is: The final passage of Engrossed Senate Concurrent Resolution No. 3 as amended by the House.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 3, as amended by the House, and the resolution passed the Senate by the following vote: Yeas, 49.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—49.

Engrossed Senate Concurrent Resolution No. 3 as amended by the House, having received the constitutional majority, was declared passed.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 7, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 360 with the following amendments:

On page 1, strike all of section 2 and insert:

"NEW SECTION. Sec. 2. It shall be unlawful for the user of any device described in section 1 of this act to receive any piece of money, credit, allowance or thing of value or any check, slug, token or memorandum, whether of value or otherwise, which may be exchanged for any money, credit, allowance or thing of value, or which may be given in trade: *Provided*, That this section shall not prevent the registering of free plays and the playing of additional games: *And provided further*, That it shall be lawful to transfer manually free plays or games registered on any device described in section 1 of this act, from one such device to another at the same location."

On page 2, section 3, line 4, after "stimulation purposes" and before the comma insert "where merchandise only is dispensed"

On page 2, section 4, line 12, after "cardroom" and before "wherein" insert "not to exceed eight tables"

On page 2, section 5, line 24, after "bingo," and before "unless such" insert "or any devices commonly used as trade stimulants at county or state fairs,"

On page 2, section 5, line 25, after "or cages" and before "are located" insert "or devices"

On page 2, section 5, beginning on line 30, strike all the material down to the period on line 31 and insert "a bona fide nonprofit charitable, religious, veteran, fraternal, civic, athletic or other nonprofit organization duly existing under the laws

of the state of Washington and that the proceeds thereof are not to inure to the profit of any individual: *And provided further*, That such organization before conducting such game shall give fifteen days written notice of the time and place thereof to the governing body of the governmental subdivision in which it intends to conduct such game and that such governing body does not pass a resolution objecting thereto"

On page 2, following section 5, add two new sections as follows:

"**NEW SECTION.** Sec. 6. Before granting a license hereafter under sections 1, 3 and 4 of this act the city, town or county shall first cause a verified application to be filed in duplicate with such city, town or county with copy to be filed with the state director of licenses, containing the full name and address of each person, firm or corporation having an interest, either directly or indirectly, in said license, and other material facts deemed appropriate to such local authority, together with a written affidavit by three residents of Washington who shall recommend said applicant and the officers thereof, if a corporation, as being of good moral character. No licenses shall be issued in accordance with the provisions of sections 1, 3 and 4 of this act except to citizens of the United States who have been residents of the state of Washington for at least five years prior to application therefor; or to corporations, all of whose officers and stockholders have fulfilled such residential qualifications."

"**NEW SECTION.** Sec. 7. Any person, firm or corporation which has been licensed by a city council, board of trustees or board of county commissioners prior to March 1, 1963 shall be qualified and eligible to receive a license under section 5 of this act."

Remember the remaining sections consecutively.

Amend the amendment by Committee on Licenses which adds a new section 6.

On page 2 of the amendment on line 7, after "facts" and before the comma following "authority" strike "deemed appropriate to such local authority" and insert ", including a full financial disclosure, which may be deemed appropriate by such local authority", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

Senator Gallagher moved that the Senate concur in the House amendments to Senate Bill No. 360.

Debate ensued.

Senator Rasmussen moved that consideration of the House amendments to Senate Bill No. 360 be made a special order of business for 3:00 p. m. tomorrow.

Debate ensued.

On motion of Senator Kupka, the motion by Senator Rasmussen was laid upon the table.

The motion by Senator Gallagher was carried and the Senate concurred in the House amendments to Senate Bill No. 360.

The President stated the question before the Senate is: The final passage of Senate Bill No. 360, as amended by the House.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 360, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 30; nays, 19; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Hallauer, Henry, Keefe, Kupka, Mardesich, Moriarty, Jr., Peterson, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Woodall—30.

Those voting nay were: Senators Cowen, Freise, Greive, Guess, Hanna, Herrmann, Hess, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Morgan, Neill, Petrich, Rasmussen, Raugust, Washington, Williams—19.

Senate Bill No. 360, as amended by the House, having received the constitutional majority, was declared passed.

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

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

SECOND READING OF BILLS

Engrossed House Bill No. 361, by Representatives Olsen, Sawyer, and Mahaffey:

Relating to the world fair commission and declaring an emergency.

The bill was read the second time by sections.

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

On page 3, strike all of section 4 and insert "The liquidating trustees upon completion of all work required under the provisions of this act and of the laws of this state, shall submit a written and detailed report to the President of the Senate, Speaker of the House, State Treasurer and the Legislative Budget Committee and said liquidating trustees are thereafter discharged from further responsibility as such and as commissioners of the World Fair Commission except as to the filing of a final certificate of liquidation and dissolution of Century 21 Exposition, Inc. which shall not occur and the final liquidation shall not be effected until said dissolution is expressly authorized by concurrent resolution of the Washington State Legislature.

On motion of Senator McCutcheon, the rules were suspended, Engrossed House Bill No. 361, as amended by the Senate was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 361, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Hallauer, Neill, Riley, Ryder—4.

Engrossed House Bill No. 361, as amended by the Senate, having received the constitutional majority, was declared passed.

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

On motion of Senator McCutcheon, Engrossed House Bill No. 361, as amended by the Senate, was ordered immediately transmitted to the House.

Senate Bill No. 570, by Senator Greive:

Exempting certain annuities from inheritance taxation.

REPORT OF STANDING COMMITTEE

Senate Bill No. 570:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Exempting certain annuities from inheritance taxation (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendment:

In section 1, beginning on line 6, strike the entire paragraph and insert "Annuities acquired under the provisions of the federal Civil Service Retirement Act, chapter 30, Title 5, of the United States Code as now or hereafter amended, which shall pass to the beneficiaries of an annuitant, shall be exempt from inheritance tax."

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Frank Connor, David C. Cowan, Victor F. DeGarmo, Dewey C. Donohue, Jack England, William A. Gissberg, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendment was adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 570 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 570, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Gallagher, Guess, Hallauer, Neill, Riley, Ryder—6.

Engrossed Senate Bill No. 570, having received the constitutional majority, was declared passed.

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

Senate Bill No. 419, by Senator McCutcheon:

Regulating school district annexations.

The bill was read the second time by sections.

On motion of Senator McCutcheon, the rules were suspended, Senate Bill No. 419 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 419, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Hallauer, Neill, Riley, Ryder—4. Senate Bill No. 419, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, House Bills No. 189, No. 263 and No. 94 were ordered to retain their place on the second reading calendar for tomorrow.

At 11:00 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Friday, March 8, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTY-FOURTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Friday, March 8, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Mardesich.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"As the morning comes again, Great God, cleanse our eyes of darkness that we may see Thee in the center and circumference of all we do.

"Our tasks and responsibilities are not easy, our performance of duty will not always be appreciated because we choose to live at the gnawing edge of the mind, always seeking the better, the higher, the more perfect.

"Bless then, our hands and minds and souls, that we may labor with integrity and skill for the good of our fellow-men.

"Save us from all spurious appearances of truth and strengthen us for dreams and deeds that shall outlast our fears and anxieties, through Christ, our Lord. Amen."

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

PRESIDENT'S PRIVILEGE

The President introduced to the Senators Mr. Bill Crosby of Spokane, Washington, and with the approval of the Senate, business was suspended in order to permit Mr. Crosby to sing three songs.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Senate Bill No. 118; also

Senate Bill No. 201; also

Senate Bill No. 213; also

Senate Bill No. 360; also

Senate Bill No. 418; also

Senate Bill No. 570; also

Senate Concurrent Resolution No. 3 have compared same with the original bills and find them correctly engrossed., *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 7, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Senate Bill No. 57; also

Senate Bill No. 149; also

Senate Bill No. 157; also

Senate Bill No. 164; also

Senate Bill No. 233; also

Senate Bill No. 314; also

Senate Bill No. 328; also

Senate Bill No. 360 have inspected same, and find them correctly enrolled and certified., *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 3 have inspected same, and find it correctly enrolled and certified., *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Bill No. 160:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Amending generally the reforestation act (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman.*

....., *Chairman,*

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman,*

Committee on Appropriations.

We concur in this report: Robert C. Bailey, Frank Connor, Jack England, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 598:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Creating special transportation benefit district (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

NAT WASHINGTON, *Chairman*.

....., *Vice Chairman*.

We concur in this report: John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Karl V. Herrmann, Andy Hess, James Keefe, Reuben A. Knoblauch, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, Gordon Sandison, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 618:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Providing for the relief of Alton V. Phillips Company (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

....., *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, Victor F. DeGarmo, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, George W. Kupka, August P. Mardesich, Mike McCormack, Ted G. Peterson, John A. Petrich, Edward F. Riley, Gordon Sandison, Albert C. Thompson, Jr.

Senate Bill No. 618:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Providing for the relief of Alton V. Phillips Company (reported by Committee on Ways and Means):

MINORITY recommends that it do not pass.

....., *Chairman*.

....., *Chairman*,

Committee on Revenue and Regulatory Agencies.

....., *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, David C. Cowen, David E. McMillan, Charles P. Moriarty, Jr., Marshall A. Neill.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 190:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Providing that a judge may approve or reject creditor claims against an estate by order (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 227:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Exempting trusts and banks from certain probate provisions (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Substitute House Bill No. 243:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Providing for the appointment of additional superior court judges in certain counties (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 255:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Increasing monetary amount for jurisdiction of small claims in justice courts (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, John L. Cooney, Jack England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Nat Washington, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, Wash., March 7, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 54:

An Act relating to the exemption of wages, salary or other compensation from garnishment; and amending section 23, chapter 56, Laws of 1893, as last amended by section 1, chapter 287, Laws of 1927, and RCW 7.32.280.

Senate Bill No. 92:

An Act relating to daylight saving time; and amending section 1, chapter 3, Laws of 1961 and RCW 1.20.051.

Very truly yours,

(signed) BURTON R. JOHNSON,
Legal Administrative Assistant.

GUBERNATORIAL APPOINTMENTS

The following appointments by the Governor were acted upon as indicated:

MEMBER, BOARD OF REGENTS OF THE WASHINGTON STATE UNIVERSITY

HARRY H. PRLUCK, appointed May 2, 1961, for the term ending March 9, 1967, succeeding Alan Rogers.

JACK C. COLE, appointed August 9, 1961, for the term ending March 9, 1967, succeeding Verne Barbre.

Referred to Committee on Higher Education.

WASHINGTON STATE TAX COMMISSION

CHARLES W. HODDE, appointed February 1, 1962, for the term ending at the Governor's pleasure, succeeding William Schumacher.

Referred to Committee on Ways and Means.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 7, 1963.

MR. PRESIDENT:

The House has passed: Engrossed Senate Bill No. 57; also
Senate Bill No. 149; also
Senate Bill No. 157; also
Engrossed Senate Bill No. 164; also
Senate Bill No. 233; also
Engrossed Senate Bill No. 314; also
Engrossed Senate Bill No. 328 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 7, 1963.

MR. PRESIDENT:

The House has passed: House Bill No. 16; also
House Bill No. 283; also
Engrossed House Bill No. 378; also
House Bill No. 417; also
House Bill No. 533; also
House Bill No. 596; also
House Concurrent Resolution No. 13 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 7, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 436; also
Substitute House Joint Resolution No. 9 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 57; also
Senate Bill No. 149; also
Senate Bill No. 157; also
Senate Bill No. 164; also
Senate Bill No. 233; also
Senate Bill No. 314; also
Senate Bill No. 328; also
Senate Bill No. 360; also
Senate Concurrent Resolution No. 3.

FIRST READING OF HOUSE BILLS AND RESOLUTIONS

The following were read first time by title and acted upon as indicated:

House Bill No. 16, by Representative Mundy:

An Act abolishing the Columbia Basin Commission; repealing section 1, chapter 81, Laws of 1933, section 1, chapter 283, Laws of 1943 and RCW 43.49.010; repealing section 2, chapter 283, Laws of 1943 and RCW 43.49.020; repealing section 2, chapter 81, Laws of 1933, section 1, chapter 132, Laws of 1935, section 3, chapter 283, Laws of 1943 and RCW 43.49.030; repealing section 4, chapter 283, Laws of 1943 and RCW 43.49.040; repealing section 5, chapter 283, Laws of 1943 and RCW 43.49.050; repealing section 3, chapter 81, Laws of 1933, section 6, chapter 283, Laws of 1943 and RCW 43.49.060; and repealing section 4, chapter 81, Laws of 1933, section 7, chapter 283, Laws of 1943 and RCW 43.49.070.

Referred to Committee on Natural Resources.

House Bill No. 283, by Representatives Lynch, McCaffree and Hurley:

An Act relating to unemployment compensation; and amending section 3, chapter 286, Laws of 1955 and RCW 50.20.030.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 378, by Representatives Andersen, Rogers and Chatalas:

An Act relating to unlawful possession of motor vehicles and prescribing penalties.

Referred to Judiciary Committee.

House Bill No. 417, by Representatives Jueling, Garrett and O'Brien:

An Act relating to the establishment, maintenance and operation of sewer systems by water districts; and adding a new section to chapter 57.08 RCW.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 436, by Representative McCaffree.

An Act relating to the state legislature and legislative and senatorial districts; defining the boundary of all legislative and senatorial districts; changing the boundaries of most districts; renumbering some districts; providing for the number of representatives and senators and their allocation to such districts; repealing chapters 5 and 289, Laws of 1957, and chapter 44.06 RCW; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Bill No. 533, by Representatives Hood, Kink and Bergh:

An Act relating to the public land of the state of Washington; and amending section 142, chapter 255, Laws of 1927 as last amended by section 9, chapter 73, Laws of 1961 and RCW 79.01.568.

Referred to Committee on Fisheries, Game and Game Fish.

House Bill No. 596, by Representatives Jueling, Hood and Beierlein:

An Act relating to banks and trust companies and other financial institutions; amending section 30.04.260, chapter 33, Laws of 1955, and RCW 30.04.260; and prescribing a penalty.

Referred to Committee on Banks, Financial Institutions and Insurance.

Substitute House Joint Resolution No. 9, by Committee on Constitution, Elections and Apportionment:

Proposing amendment to Constitution on apportionment and redistricting.

Referred to Committee on Constitution, Elections and Legislative Processes.

House Concurrent Resolution No. 13, by Representatives Henry, Siler and Schaefer:

Directing legislative council to study rural assessment and zoning practices.

Referred to Committee on Agriculture and Horticulture.

The President called on President Pro Tempore Riley to preside.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former State Senator Clyde Tisdale, and appointed a special committee consisting of Senators Bailey, Charette, Gallagher and Raugust to escort the former Senator to a place of honor upon the rostrum.

SECOND READING OF BILLS

Senate Bill No. 220, by Senators Williams, Connor and Ryder (by Joint Committee on Urban Area Government request):

Raising minimum population for incorporation of certain cities to five thousand.

The bill was read the second time by sections.

The President stated the question before the Senate is: It has been moved that the following amendment by Senator Williams be adopted:

On page 1, section 1, line 12, after "no area" insert "*which lies within five miles of any city having a population of fifteen thousand or more*"

The motion was carried and the amendment was adopted.

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

On page 2, section 3, line 4, after "*be incorporated lies*" insert "*within five miles of any city having a population of fifteen thousand or more and*"

On page 2, section 4, line 25, after "*be incorporated lies*" insert "*within five miles of any city having a population of fifteen thousand or more and*"

Senator Gallagher moved the adoption of the following amendment:

On page 1, section 1, line 14, after "*than*" and before "*thousand*" strike "*five*" and insert "*three*"

Debate ensued.

Senators Herrmann, Greive and Connor demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

MOTIONS

On motion of Senator Hallauer, the rules were suspended and Senator Hanna was excused.

On motion of Senator Greive, the rules were suspended and Senator Mardesich was excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President stated the question before the Senate is: It has been moved by Senator Gallagher that the amendment be adopted.

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

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

On page 2, section 3, line 6, before "*thousand*" strike "*five*" and insert "*three*"

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

On page 2, section 4, line 27, after "*than*" and before "*thousand*" strike "*five*" and insert "*three*"

On motion of Senator Williams, the rules were suspended, Engrossed Senate Bill No. 220 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

On motion of Senator Chytil, Senator Thompson, Jr. was excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 220, and the bill passed the Senate by the following vote: Yeas, 31; nays, 14; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Donohue, Dore, England, Foster, Freise, Gallagher, Greive, Hess, Knoblauch, Kupka, McCormack, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Washington, Williams, Woodall—31.

Those voting nay were: Senators Cooney, Cowen, DeGarmo, Foley, Gissberg, Guess, Hanna, Henry, Herrmann, Keefe, Lennart, McCutcheon, McMillan, Stender—14.

Those absent or not voting were: Senators Durkan, Hallauer, Mardesich, Thompson, Jr.—4.

Engrossed Senate Bill No. 220, having received the constitutional majority, was declared passed.

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

President Cherberg resumed the Chair.

MOTION

On motion of Senator Gallagher, Senate Bill No. 512 was ordered to retain its place at the end of the second reading calendar for today.

House Bill No. 189, by Representatives Huntley, Henry and Mundy (by Departmental request):

Providing that unexpended moneys in the state patrol highway account not revert to motor vehicle fund.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 189 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 189, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Guess, Hallauer, Hanna, McCormack, Thompson, Jr.—5.

House Bill No. 189, having received the constitutional majority, was declared passed.

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

House Bill No. 263, by Representatives Rosenberg, Evans and McCormick (by Departmental request):

Allocating part of automobile license fee to state patrol.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, House Bill No. 263 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill 263, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were Senators Lennart, Peterson—2.

House Bill No. 263, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Senate Bill No. 464 on second reading.

Senate Bill No. 464, by Senators Riley, Hanna and Neill:

Providing for underground storage of natural gas.

The bill was read the second time by sections.

On motion of Senator Durkan, the following committee amendment was adopted:

On page 2, section 4, lines 16 and 17, after "ownership", strike the entire lines down to and including "municipal corporation" and insert "provided condemnor has exercised good faith in negotiations for private sale or lease".

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

On page 2, section 4, line 8, after "provided in" and before "chapter" insert "and subject to the provisions of"

On page 3, section 5, lines 14 and 15, strike "will be held on the application" and insert "on the application will be held within the county or one of the counties where the proposed underground storage project is located"

On motion of Senator Riley, the rules were suspended, Engrossed Senate Bill No. 464 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 464, and the bill passed the Senate by the following vote: Yeas, 34, nays, 12; absent or not voting, 3.

Those voting yea were: Senators Bailey, Connor, Cooney, Cowen, DeGarmo, Durkan, Foley, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mc-

Cutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—34.

Those voting nay were: Senators Atwood, Charette, Chytil, Donohue, Dore, England, Foster, Freise, Petrich, Rasmussen, Rickdall, Woodall—12.

Those absent or not voting were: Senators Hess, Mardesich, Peterson—3.

Engrossed Senate Bill No. 464, having received the constitutional majority, was declared passed.

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former State Senator William D. Shannon and appointed a special committee consisting of Senators Williams, Rickdall, Connor and Knoblauch to escort the former Senator to a place of honor upon the rostrum.

House Bill No. 94, by Representatives Beierlein, Wang and Bozarth (by Highway Interim Committee request):

Providing state aid to school districts for driver education courses.

REPORT OF STANDING COMMITTEE

House Bill No. 94:

Senate Chamber,
Olympia, Wash., February 27, 1963.

Providing state aid to school districts for driver education courses (reported by Committee on Education):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 4, line 3, after "penalty assessment" and before "on" insert "in addition to the fine or bail forfeiture"

On page 6, section 10, line 24, after "*one dollar*" insert "*and fifty cents*"

On page 7, section 11, line 7, after "*Provided, That*" strike "all" and insert "*one dollar of the*"

ANDY HESS, Chairman.

We concur in this report: Robert L. Charette, Joe Chytil, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, David E. McMillan, Ted G. Peterson, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

The bill was read the second time by sections.

Senator Hess moved the adoption of the committee amendment to page 3, section 4, line 3.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Mr. President, point of inquiry:

"Perhaps Senator Washington can answer this question. Senator, as the act stands now, does it apply to your city courts, too? Does it apply to your city courts, as well as your justice courts?"

Senator Washington:

"Yes, it does."

The motion was carried and the committee amendment was adopted.

On motion of Senator Hess, the committee amendments to pages 6 and 7 were adopted.

Senator Ryder moved the adoption of the following amendment:

On page 4, section 8, line 27, after "course." insert "Such student fees together with the reimbursement to the school districts from the superintendent of public instruction shall pay the entire cost of the program." --

MOTION

At 12:35 p. m., on motion of Senator Greive, the Senate recessed until 2:15 p. m.

AFTERNOON SESSION

The President called the Senate to order at 2:15 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Foster, McMillan and Williams.

SECOND READING OF BILLS

The Senate resumed consideration of House Bill No. 94 on second reading.

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

On line 3 of the amendment strike the words "the entire cost" and insert "all direct costs"

Senators Washington, Henry and Thompson, Jr. demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate Chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President stated the question before the Senate is: It has been moved that the amendment as amended be adoptd.

Debate ensued.

Senator Washington demanded a roll call and the demand was sustained by Senators Connor, Morgan, Rasmussen, Thompson, Jr., Peterson, Henry, McCormack, Stender and Herrmann.

ROLL CALL

The Secretary called the roll, and the amendment as amended was not adopted by the following vote: Yeas, 24; nays, 25; absent and excused, 0.

Those voting yea were: Senators Atwood, Chytil, Cowen, Dore, England, Foley, Foster, Greive, Guess, Hallauer, Hess, Keefe, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rickdall, Riley, Ryder, Williams, Woodall—24.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Durkan, Freise, Gallagher, Gissberg, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lennart, McCormack, Morgan, Rasmussen, Raugust, Sandison, Stender, Talley, Thompson, Jr., Washington—25.

Senator Ryder moved the adoption of the following amendment:

On page 2, section 2, line 3, after "taught" insert "before or" and after "Saturdays" delete "as well as on regular school days"

Debate ensued.

On motion of Senator Greive, the rules were suspended and Senator Gallagher was excused.

Senators Hanna, Henry and Charette demanded the previous question and the demand was sustained.

Senator Henry demanded a roll call and the demand was sustained by Senators Talley, Stender, Thompson, Jr., Washington, Bailey, Rasmussen, Charette, Donohue, McCormack and Hanna.

ROLL CALL

The Secretary called the roll, and the amendment was not adopted by the following vote: Yeas, 21; nays, 27; absent and excused, 1.

Those voting yea were: Senators Atwood, Cowen, Foster, Greive, Guess, Hallauer, Hess, Keefe, Kupka, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Riley, Ryder, Williams, Woodall—21.

Those voting nay were: Senators Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gissberg, Hanna, Henry, Herrmann, Knoblauch, Lennart, McCormack, Morgan, Rasmussen, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington—27.

Those absent and excused were: Senator Gallagher—1.

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

On page 2, section 2, line 10, after "superintendent" and before the period, insert "but such teacher need not be certificated under the provisions of chapter 28.70 RCW"

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

On page 4, section 8, line 15, after "education" strike "may" and insert "shall"

On page 4, section 8, line 22, after "districts" strike "may" and insert "shall"

Senator Riley moved the adoption of the following amendment:

On page 4, section 8, line 25, after "course." insert "All costs directly connected with the driver education program herein specified shall be paid for by the student receiving the training."

Debate ensued.

Senators Greive, Hess and McMillan demanded the previous question and the demand was sustained.

Senator Washington demanded a roll call and the demand was sustained by Senators Knoblauch, McMillan, Morgan, Rasmussen, Thompson, Jr., Stender, DeGarmo and Talley.

ROLL CALL

The Secretary called the roll, and the amendment was not adopted by the following vote: Yeas, 18; nays, 30; absent and excused, 1.

Those voting yea were: Senators Atwood, Cowen, Foster, Freise, Greive, Hallauer, Hess, Keefe, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Rickdall, Riley, Ryder, Woodall—18.

Those voting nay were: Senators Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gissberg, Guess, Hanna, Henry, Herrmann, Knoblauch, Kupka, Lennart, McCormack, Morgan, Petrich, Rasmussen, Raugust, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—30.

Those absent and excused were: Senator Gallagher—1.

On motion of Senator Hess, the rules were suspended, Engrossed House Bill No. 94, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 94, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 36; nays, 12; absent and excused, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Morgan, Moriarty, Jr., Rasmussen, Raugust, Sandison, Stender, Thompson, Jr., Washington, Williams—36.

Those voting nay were: Senators Hallauer, Lennart, McCutcheon, Mardesich, Neill, Peterson, Petrich, Rickdall, Riley, Ryder, Talley, Woodall—12.

Those absent and excused were: Senator Gallagher—1.

Engrossed House Bill No. 94, as amended by the Senate, having received the constitutional majority, was declared passed.

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

On motion of Senator Washington, Engrossed House Bill No. 94 as amended by the Senate, was ordered immediately transmitted to the House.

MOTION

On motion of Senator Riley, the Senate dispensed with further proceedings under the Call of the Senate.

Senate Bill No. 504, by Senators Guess, Henry and Atwood:
Permitting fuel burning equipment to be used underground.

REPORT OF STANDING COMMITTEE

Senate Bill No. 504:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Permitting fuel burning equipment to be used underground (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 16 after "(2)" strike the deleted material and insert "Fuel burning equipment shall not be used underground : *Provided, That such equipment may be used subject to the granting of a permit to such operator by the department of labor and industries and further subject to the adoption after hearing of proper rules and regulations pertaining to the subject by the department of labor and industries.*"

On line 17 strike "(3)" and insert "(3)"

On line 19 strike "[(4)] (3)" and insert "(4)"

On line 21 strike "[(5)] (4)" and insert "(5)"

On line 23 strike "[(6)] (5)" and insert "(6)"

A. L. RASMUSSEN, Chairman.

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., John N. Ryder, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendments were adopted.

On motion of Senator Guess, the rules were suspended, Engrossed Senate Bill No. 504 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 504, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—46.

Those absent or not voting were: Senators Foley, Gallagher, Williams—3.

Engrossed Senate Bill No. 504, having received the constitutional majority, was declared passed.

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

Senate Bill No. 32, by Senators Kupka, Hallauer, and Thompson, Jr. (by Legislative Council request):

Providing site, authorizing school, for juvenile correction in King county.

The bill was read the second time by sections.

On motion of Senator Thompson, Jr., the following amendment was adopted:

On page 3, section 7, on lines 31 and 32, strike "segregation" and insert "separation"

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Bill No. 32 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 32, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Foster, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Williams, Woodall—43.

Those absent or not voting were: Senators Donohue, Durkan, Gallagher, Gissberg, Talley, Washington—6.

Engrossed Senate Bill No. 32, having received the constitutional majority, was declared passed.

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

On motion of Senator Thompson, Jr., Engrossed Senate Bill No. 32 was ordered immediately transmitted to the House.

Senate Bill No. 409, by Senators Moriarty, Jr., Riley and Williams:

Authorizing use of income of enabling act lands for University of Washington bond retirement.

The bill was read the second time by sections.

On motion of Senator Moriarty, Jr., the rules were suspended, Senate Bill No. 409 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McCutcheon:

"This half a million dollars appropriated out of the general fund which is supposed to secure the bonds comes out of the budget of the University, does it not?"

Senator Foley:

"No, sir, it does not."

Senator McCutcheon:

"That's regrettable."

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 409, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senator McCutcheon—1.

Those absent or not voting were: Senators Gallagher, Lennart, Ryder, Talley—4.

Senate Bill No. 409, having received the constitutional majority, was declared passed.

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

Senate Bill No. 268, by Senators Talley, Henry and Atwood:

Providing for utility local improvement districts in cities and towns.

The bill was read the second time by sections.

On motion of Senator Atwood, the rules were suspended, Senate Bill No. 268 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 268, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Freise, Hanna, McCormack, Riley, Talley—5.

Senate Bill No. 268, having received the constitutional majority, was declared passed.

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

Senate Bill No. 170, by Senators Petrich, Woodall, Dore and Morgan:

Establishing children's center for research and training in mental retardation.

The bill was read the second time by sections.

The President called on President Pro Tempore Riley to preside.

On motion of Senator Petrich, the rules were suspended, Senate Bill No. 170 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 170, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Freise, Ryder, Talley—3.

Senate Bill No. 170, having received the constitutional majority, was declared passed.

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

Senate Bill No. 496, by Senator Dore:

Implementing law relating to auditing of public accounts.

The bill was read the second time by sections.

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

On page 1, section 2, lines 22 and 23, after "*prosecuting attorney*" strike the remainder of the sentence and insert a period.

On page 2, section 5, line 22, after "*auditor*" strike "*may*" and insert "*shall*"

On page 3, section 7, line 11, strike all of section 7.

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

On page 2, section 5, line 24, after "*municipal corporations*" and before the end insert " : *Provided, That no expense of classification 'Auditor I' may be so certified*"

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

In line 5 of the title, after "*fund*" strike " ; and making an appropriation"

On motion of Senator Dore, the rules were suspended, Engrossed Senate Bill No. 496 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 496, and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 4.

Those voting yea were: Senators Bailey, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—40.

Those voting nay were: Senators Atwood, Charette, Chytil, Donohue, Freise—5.

Those absent or not voting were: Senators Connor, Foster, McCutcheon, Morgan—4.

Engrossed Senate Bill No. 496, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Greive, Senate Bill No. 540 was ordered to retain its place on second reading immediately following Senate Bill No. 445.

House Bill No. 488, by Representatives Harris, Garrett and Hawley:
Relating to group life insurance.

The bill was read the second time by sections.

On motion of Senator Herrmann, the rules were suspended, House Bill No. 488 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 488, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Rasmussen, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators McCutcheon, Morgan, Petrich, Raugust, Rickdall, Talley—6.

House Bill No. 488, having received the constitutional majority, was declared passed.

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

Senate Bill No. 198, by Senators Sandison, Rickdall and Greive (by Legislative Council request):

Clarifying and simplifying the property tax appeal procedure.

The bill was read the second time by sections.

On motion of Senator Sandison, the rules were suspended, Senate Bill No. 198 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 198, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Connor, Hallauer—2.

Senate Bill No. 198, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator England, Senate Bill No. 512 was ordered to retain its place at the end of this afternoon's second reading calendar.

On motion of Senator Freise, Senate Bill No. 454 was ordered to retain its place at the end of the second reading calendar for this afternoon.

On motion of Senator Greive, Senate Bill No. 445 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

On motion of Senator Greive, Senate Bill No. 540 was ordered to retain its place on the second reading calendar for tomorrow immediately following Senate Bill No. 445.

Senate Bill No. 453, by Senators Bailey, Foley and Riley (by Departmental request):

Relating to employment security funds.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 453 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 453, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senator Hallauer—1.

Those absent or not voting were: Senators McCutcheon, Talley—2.

Senate Bill No. 453, having received the constitutional majority, was declared passed.

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

Senate Bill No. 281, by Senators England, Petrich and Atwood:
Changing certain sums paid to minors in settlement of estates.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 28, 1963.

Changing certain sums paid to minors in settlement of estates (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendments:

In section 1, line 8, after "[one]" and before "dollars" on line 9, strike "five hundred" and insert "one thousand"

In section 1, line 14, after "guardian" strike the period (.) and insert " : *Provided, That if the executor or administrator so elects, such funds may be deposited in any federally insured bank or savings and loan association account and evidence of such deposit shall be filed in the court; such funds shall be withdrawn and disbursed only upon order of the court.*"

JOHN A. PETRICH, Chairman.

We concur in this report: John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

The bill was read the second time by sections.

Senator Petrich moved the adoption of the committee amendment to section 1, line 8.

Senator Freise moved the adoption of the following amendment to the committee amendment:

On line 2 of the committee amendment, strike "five hundred" and insert "two thousand"

Debate ensued.

The motion was lost and the amendment to the amendment was not adopted.

The motion by Senator Petrich was carried and the committee amendment was adopted.

On motion of Senator Petrich, the second committee amendment was adopted.

On motion of Senator Petrich, the rules were suspended, Engrossed Senate Bill No. 281 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 281, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—45.

Those voting nay were: Senator Freise—1.

Those absent or not voting were: Senators McCormack, McCutcheon, Woodall—3.

Engrossed Senate Bill No. 281, having received the constitutional majority, was declared passed.

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

There being no objection, the Senate reverted to the sixth order of business.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 8, by Committee on Rules and Order: Relating to final date for consideration of bills by thirty-eighth legislature.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 8 was advanced to second reading and read the second time in full.

Senator Greive moved the adoption of the following amendment:

On line 2, after the comma following "concurring" strike the remainder of the resolution and insert the following:

"that after 11:59 p. m. on Saturday, the ninth day of March, 1963, the fifty-fifth day of the session, the House will not consider any House bills except appropriation, revenue and revenue bond, and reapportionment and election bills, and the Senate will not consider any Senate bills except appropriation, revenue and revenue bond, and reapportionment and election bills; and

Be It Further Resolved, By the House of Representatives, the Senate concurring, that after 11:59 p. m. on Tuesday, the twelfth day of March, 1963, being the fifty-eighth day of the session, the only bills the Senate and House will consider are appropriation bills, revenue and revenue bond bills, reapportionment and election bills, as well as messages pertaining to amendments, matters of differences between the Senate and House, conference and free conference reports, and matters incident and pertaining to the interim and to the closing of the business of the Thirty-eighth Session of the Legislature."

On motion of Senator Greive, the following amendment to the amendment was adopted.

In line 5, after "and revenue" and before "bond" insert "and general obligation"

In lines 7 and 8, after "revenue" and before "bond" insert "and general obligation"

In line 13, after "revenue" and before "bond" insert "and general obligation"

The amendment, as amended, was adopted.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 8, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the resolution placed on final passage and adopted.

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

SECOND READING OF BILLS

Senate Bill No. 486, by Senator Petrich:

Implementing law relating to justice courts.

The bill was read the second time by sections.

Senator Gallagher moved the adoption of the following amendment:

On page 4, line 27, add a new section following section 6 to read as follows:

"Sec. 7. Section 16, chapter 290, Laws of 1955 and RCW 35.20.160 are each amended to read as follows:

The [total of the] salaries of each municipal judge under this chapter shall be fixed by the legislative body of the city at not less than nine thousand dollars per annum; to be paid by the city in monthly or semimonthly installments as for other officials of the city [or county], and such [total] salaries shall not be more than the salaries paid the superior court judges in the county in which the court is located. [Three thousand dollars of the total salaries shall be paid by the county treasurer and the remainder shall be paid by the city treasurer.]

The 1963 amendment to this section shall not take effect until January 1, 1964.
Renumber the remaining section.

Debate ensued.

POINT OF INQUIRY

Senator Petrich:

"Would Senator Gallagher yield to a question?"

"Senator, the particular section where you are amending, does that only apply to the municipal court system in the city of Seattle, or does it apply to any other cities?"

Senator Gallagher:

"It would apply to any city of over 500,000 population."

Debate ensued.

The motion was carried and the amendment was adopted.

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

In line 1 of the title, after "justice" and before "courts" insert "and other inferior"

In line 8 of the title, after ".010;" and before "and" insert "amending section 16, chapter 290, Laws of 1955 and RCW 35.20.160;"

On motion of Senator Petrich, the rules were suspended, Engrossed Senate Bill No. 486 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 486, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent, or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Lennart, McCutcheon—2.

Engrossed Senate Bill No. 486, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Gallagher, Senate Bill No. 512 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

On motion of Senator Neill, Senate Bill No. 454 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 386:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Authorizing state participation in New York world's fair (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass as amended.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Conner, John L. Cooney, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 54:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Changing qualifications of boards of directors of agricultural cooperatives (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. AUGUST P. MARDESICH, *Chairman.*

We concur in this report: Dewey C. Donohue, H. B. Hanna, Reuben A. Knoblauch, W. C. Raugust, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 60:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Permitting weed districts to contract obligations or money received in the current year from services and other lawful sources (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. AUGUST P. MARDESICH, *Chairman.*

We concur in this report: Dewey C. Donohue, H. B. Hanna, Reuben A. Knoblauch, W. C. Raugust, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 98:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Changing method of computing required tax deposit at time plat is filed (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass. FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman,*
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman,*
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, John L. Cooney, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, John A. Petrich, Gordon Sandison.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 131:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Providing that condemnation may be used to provide land for community colleges, vocational technical, and other schools (reported by Committee on Education):

Recommends that it do pass. ANDY HESS, *Chairman.*

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 185:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Relating to regulation and licensing of farm labor contractors (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 225:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Providing for slaughter or destruction of certain diseased animals and indemnity therefor (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it be referred to Committee on Ways and Means.

AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Dewey C. Donohue, H. B. Hanna, Reuben A. Knoblauch, W. C. Raugust, Nat Washington.

On motion of Senator Moriarty, Jr., the committee report was adopted and House Bill No. 225 was referred to Committee on Ways and Means.

House Bill No. 394:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Providing that state colleges may grant associate degrees in nursing (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that it do pass. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENTS

Senate Chamber,
Olympia, Wash., March 8, 1963.

JACK C. COLE, to the position of member of the Board of Regents of the Washington State University, appointed August 9, 1961, for the term ending March 9, 1967, succeeding Verne Barbre (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 7, 1963.

MRS. CHARLOTTE PAUL GROSHALL, to the State Board of Prison Terms and Paroles, appointed December 3, 1962, for the term ending April 15, 1964, succeeding Mrs. Helen C. Shank (reported by Committee on Public Institutions):

MAJORITY recommends that said appointment be confirmed.

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 7, 1963.

HARRIS HUNTER, to the State Board of Prison Terms and Paroles, appointed February 11, 1963, for the term ending April 15, 1968, succeeding himself (reported by Committee on Public Institutions):

Recommends that said appointment be confirmed.

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 7, 1963.

GEORGE F. PARKS, to the State Board of Prison Terms and Paroles, appointed April 16, 1962, for the term ending April 15, 1967, succeeding himself (reported by Committee on Public Institutions):

MAJORITY recommends that said appointment be confirmed.

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 8, 1963.

HARRY H. PILLUCK, to the position of member of the Board of Regents of the Washington State University, appointed May 2, 1961, for the term ending March 9, 1967, succeeding Alan Rogers (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder.

Passed to Committee on Rules and Joint Rules.

Senate Chamber,
Olympia, Wash., March 8, 1963.

CHARLES W. HODDE, to the Washington State Tax Commission, appointed February 1, 1962, for the term ending at the pleasure of the Governor, succeeding William Schumacher (reported by Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 83; also
House Bill No. 198; also
House Bill No. 216; also
House Bill No. 280 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Bill No. 361 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 303 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1963.

House of Representatives,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 303; also
House Bill No. 361 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 57; also
Senate Bill No. 149; also
Senate Bill No. 157; also
Senate Bill No. 164; also
Senate Bill No. 233; also
Senate Bill No. 314; also
Senate Bill No. 328; also
Senate Bill No. 360; also
Senate Concurrent Resolution No. 3 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President has signed: House Bill No. 83; also
House Bill No. 198; also
House Bill No. 216; also
House Bill No. 280; also
House Bill No. 303; also
House Bill No. 361.**

MOTION

At 5:45 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Saturday, March 9, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTY-FIFTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Saturday, March 9, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Foley.

On motion of Senator Dore, Senator Foley was excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"Whatsoever duties our living requires of us, O God, there open up the everlasting doors of Thy grace, that we may be visited by the benedictions of Thy never-failing presence and the hidden glory of Thy constant concern.

"Thou dost attend us, though we falter, Thou dost lift us into new life day after day, though we seek perversely the futilities of the world.

"Where we stumble, help us to kneel, where we exult, teach us not to linger, where we find the marks of Thy presence, lift our hands and hearts and voices in obedience and joy.

"Be Thou both guide and goal in all of our work. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Mr. Bill Crosby, and appointed a special committee consisting of Senators Cowen, Keefe, Cooney, Herrmann and Guess to escort Mr. Crosby to the rostrum.

With the approval of the Senate, business was suspended to permit Mr. Crosby to sing a selection of songs to the Senate.

The Secretary read:

SENATE RESOLUTION 1963 -20-

By Senator Henry:

WHEREAS, Competition is keen between a number of cities of the nation for selection as the site of the 1968 Olympic Games; and

WHEREAS, The location of the world's most outstanding athletic event in the Pacific Northwest would bring great attention and have a beneficial economic impact on the region and the state of Washington; and

WHEREAS, Our sister state of Oregon and the city of Portland are bidding for the 1968 Olympic Games;

Now, Therefore, Be It Resolved, By the Senate of the state of Washington, that we, the members of the Senate of the state of Washington, offer our wholehearted support and encouragement to the citizens of our neighboring state of Oregon in their efforts to obtain the 1968 Olympic Games for Portland; and

Be It Further Resolved, That copies of this Resolution be transmitted by the Secretary of the Senate to the Governor of Oregon, the President of the Oregon Senate, the Speaker of the Oregon House of Representatives and the Chairman of the Olympic Games Site Selection Committee, New York City.

On motion of Senator Henry, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 80:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Providing personal property tax exemption of certain goods in transit (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*.
....., *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, John L. Cooney, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, John A. Petrich, Gordon Sandison, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 545:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Relating to county roads (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

NAT WASHINGTON, *Chairman*.
....., *Vice Chairman*.

We concur in this report: Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, Reuben A. Knoblauch, August P. Mardesich, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 565:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Providing programming for city street development (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

NAT WASHINGTON, *Chairman*.
....., *Vice Chairman*.

We concur in this report: Fred H. Dore, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, Reuben A. Knoblauch, August P. Mardesich, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 411:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Relating to persons driving under the influence of intoxicating liquor (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman*.
....., *Vice Chairman*.

We concur in this report: Fred H. Dore, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, Reuben A. Knoblauch, August P. Mardesich, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading:

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

MOTION

Senator Hallauer moved that Senate Bill No. 542 be referred to Committee on Ways and Means.

Debate ensued.

Senator Gallagher demanded a roll call and the demand was sustained by Senators Greive, Bailey, Morgan, McMillan, Mardesich, Knoblauch, Freise, Donohue, Cooney and DeGarmo.

ROLL CALL

The Secretary called the roll on the motion by Senator Hallauer, and Senate Bill No. 542 was referred to Committee on Ways and Means by the following vote: Yeas, 24; nays, 19; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Donohue, England, Foster, Gissberg, Guess, Hallauer, Herrmann, Hess, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Peterson, Rasmussen, Raugust, Riley, Ryder, Thompson, Jr., Washington, Williams—24.

Those voting nay were: Senators Cooney, Cowen, DeGarmo, Dore, Durkan, Freise, Gallagher, Greive, Hanna, Keefe, Knoblauch, Kupka, Lennart, Morgan, Petrich, Rickdall, Sandison, Stender, Woodall—19.

Those absent or not voting were: Senators Connor, Foley, Henry, McCormack, Neill, Talley—6.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 8, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bill, entitled:

Senate Bill No. 247:

An Act relating to motor vehicles; providing in lieu fees for certain fixed load vehicles; and adding a new section to chapter 12, Laws of 1961 and to chapter 46.16 RCW.

Very truly yours,

BURTON R. JOHNSON,

Legal Administrative Assistant.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to House Concurrent Resolution No. 8 and has adopted the resolution as amended by the Senate.

S. R. HOLCOMB, Chief Clerk.

House of Representatives,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

Acting with the President of the Senate and pursuant to the terms of House Bill No. 361, as amended, the following individuals are hereby appointed World Fair commissioners, to take office and assume the responsibilities thereof, in accordance with the terms of House Bill No. 361, as amended, and the Laws of the State of Washington: Clarence Coleman of Everett, Edward P. Tremper of Seattle and Donald Sherwood of Walla Walla.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

The House has passed Engrossed Second Substitute House Bill No. 252, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE BILLS

The following was read first time by title and acted upon as indicated:

Engrossed Second Substitute House Bill No. 252, by Committee on Ways and Means:

An Act adopting the budget and making appropriations for the operation of state agencies for the fiscal biennium beginning July 1, 1963, and ending June 30, 1965.

Referred to Committee on Ways and Means.

SECOND READING OF BILLS

On motion of Senator Durkan, Senate Bill No. 512 was ordered to retain its place at the end of the second reading calendar for today.

On motion of Senator Riley, Senate Bill No. 454 was ordered to retain its place on the second reading calendar for today, immediately prior to consideration of Senate Bill No. 512.

Senate Bill No. 445, by Senators DeGarmo and England:

Relating to incidents of employment for state employees.

The bill was read the second time by sections.

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

On page 1, section 1, line 15, beginning with "The proposed" strike all the matter down to and including "state employees." on line 23 and insert "The proposed program should present a thorough analysis of the sick leave policy of the agencies and institutions and make recommendations for changes or improvements. Consideration shall be given to proposals for allowing payment in money or extended vacation time for a portion of an employee's accrued sick leave upon honorable termination of employment with the agency or institution and detailed analysis shall be included as to all costs involved in the financing or implementation of any changes or recommendations."

On page 2, section 2, line 7, beginning with "The program" strike everything through "pay plan." on line 17 and insert "The proposed program shall present a thorough analysis of longevity pay systems and make recommendations for improvements in the systems presently used in the agencies and institutions of the state. Any recommendation for changes or improvements shall include a detailed analysis of the costs involved in financing or implementing the proposals including the effect, if any, on the retirement program costs of the agency or institution."

Debate ensued.

MOTIONS

On motion of Senator Durkan, further consideration of Senate Bill No. 445 was deferred and the bill was made a special order of business for 12:00 noon today.

On motion of Senator Sandison, Senate Bill No. 540 on second reading was made a special order of business for 2:00 p. m. today.

Senate Bill No. 564, by Senator Herrmann:

Authorizing industrial development corporations.

On motion of Senator Riley, Substitute Senate Bill No. 564 was substituted for Senate Bill No. 564 and Substitute Senate Bill No. 564 was placed on second reading and read the second time by sections.

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

On page 2, section 1, line 9, after "trust company," insert "national banking association."

On motion of Senator Herrmann, the rules were suspended, Engrossed Substitute Senate Bill No. 564 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute Senate Bill No. 564, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Foley, Raugust, Talley—3.

Engrossed Substitute Senate Bill No. 564, having received the constitutional majority, was declared passed.

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

Senate Bill No. 106, by Senators England, Donohue, and Sandison:

Exempting certain school districts from the provisions of RCW 28.57.150.

REPORT OF STANDING COMMITTEE

Senate Bill No. 106:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Exempting certain school districts from the provisions of RCW 28.57.150 (reported by Committee on Education):

MAJORITY recommends that it do pass with the following amendment:

In section 1, line 11, strike the period after "city" and insert " : *Provided*, That the provisions of this act shall apply only to Class A counties bordering the state of Idaho."

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, David E. McMillan, Ted G. Peterson, John A. Petrich, John H. Stender, Don L. Talley, Nat Washington.

The bill was read the second time by sections.

On motion of Senator England, the committee amendment was adopted.

On motion of Senator England, the rules were suspended, Engrossed Senate Bill No. 106 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 106, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Connor, Foley, Gissberg, Raugust, Ryder—5.

Engrossed Senate Bill No. 106, having received the constitutional majority, was declared passed.

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

Senate Bill No. 598, by Senators Sandison, Knoblauch, Riley and Peterson (by Executive request):

Creating special transportation benefit district.

REPORT OF STANDING COMMITTEE

Senate Bill No. 598:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Creating special transportation benefit district (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 1, strike all of section 1 and renumber the remaining sections consecutively.

On page 2, section 2, line 9, after "tunnels," and before "and ferries" on line 10 insert "rapid transit systems,"

On page 2, section 4, line 14, after "Sec. 4." strike all of the matter down to and including "he shall" on line 16 and insert "Whenever the board of county commissioners of at least two contiguous counties shall determine, by resolution, that the creation of a transportation benefit district in a proposed area, encompassing in part such counties, is in the public interest, the governor shall, if he concurs,"

On page 2, section 4, line 31, after "fares" and before the period, insert " : *Provided, however,* That no tolls shall be imposed upon any existing road or bridge which is, at the time, toll free"

On page 3, section 6, line 23, after "board" and before "shall commit" insert "adopting the resolution"

On page 3, section 6, line 25, after "resolution" and before the period, insert " , subject to the further provisions contained in this act"

On page 3, section 7, line 29, after "governor shall," and before "by proclamation" insert "present the proposal to the next session of the legislature for its approval or rejection. If the legislature approves the proposal, the governor shall,"

On page 3, section 7, line 32, after "district shall" and before "filing of" strike "be complete upon" and insert "not be complete until ninety days after"

On page 4, section 7, line 2, after the period insert "Upon the filing within said ninety days of a referendum petition protesting formation of the district signed by at least four percent of the registered voters residing within the proposed district, the proclamation incorporating said district shall be suspended until a referendum election shall be held within the district. Such election shall be held at the next general state election or earlier at a special election which may be called for that purpose by a resolution approved by a majority of the boards of county commissioners of the counties affected. At such election there shall be submitted to the voters within the proposed district for their approval or rejection a proposal containing a concise summary, prepared by the attorney general, of all the matters contained in the proposed resolution theretofore submitted to the boards of county commissioners. The referendum

proposal to be voted upon shall be prepared by the auditor of the most populous county within the proposed district and shall be transmitted by him to the county auditors of the other counties affected. The election shall be conducted by the auditor of each county within the proposed district in accordance with the general election laws of the state. The notice of election shall be given by the auditor of each county within the proposed district in the manner provided by RCW 29.27.080, and shall contain the full text of the ballot proposal to be voted upon. The county canvassing board of each county within the proposed district shall certify the results of the election to the secretary of state. If a majority of the voters of each county within the proposed district approve the proposal, the incorporation of the district shall, in such case, be complete upon the filing of such certified results in the office of the secretary of state. If the district is successfully incorporated, all costs of such election shall be borne by the district, but otherwise, the costs incurred by each county shall be borne by that county."

NAT WASHINGTON, *Chairman.*
 , *Vice Chairman.*

We concur in this report: John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, F. Stuart Foster, Karl V. Herrmann, Andy Hess, James Keefe, Reuben A. Knoblauch, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, Gordon Sandison, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments were adopted.

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 598 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary Called the roll on the final passage of Engrossed Senate Bill No. 598, and the bill passed the Senate by the following vote: Yeas, 30; nays, 15; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, Morgan, Peterson, Petrich, Rasmussen, Riley, Sandison, Stender, Washington—30.

Those voting nay were: Senators Atwood, Chytil, England, Freise, Lennart, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Rickdall, Ryder, Thompson, Jr., Williams, Woodall—15.

Those absent or not voting were: Senators Cowen, Foley, Raugust, Talley—4.

Engrossed Senate Bill No. 598, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Senate Bill No. 445 on second reading.

On motion of Senator Riley, Senate Bill No. 445 was ordered to retain its place on second reading immediately following consideration of Engrossed House Bill No. 335.

Engrossed House Bill No. 335, by Representatives Hood and Backstrom:

Providing that services of chiropradists be services covered by disability and group disability insurance policies.

The bill was read the second time by sections.

On motion of Senator McMillan, the rules were suspended, Engrossed House Bill No. 335 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 335, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Durkan, Peterson, Raugust—3.

Engrossed House Bill No. 335, having received the constitutional majority, was declared passed.

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

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 9, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Senate Bill No. 32; also

Senate Bill No. 220; also

Senate Bill No. 281; also

Senate Bill No. 464; also

Senate Bill No. 486; also

Senate Bill No. 496; also

Senate Bill No. 504, have compared same with the original bills and find them correctly engrossed. _____, *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Bill No. 457:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Authorizing circuit courts (reported by Judiciary Committee):

MAJORITY recommends that it do pass.

JOHN A. PETRICH, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Karl V. Herrmann, August P. Mardesich, Marshall A. Neill, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 12:20 p. m., on motion of Senator Greive, the Senate recessed until 1:20 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:20 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foley and Foster, Senator Foley having been excused.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:30 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Foley, who was excused.

The Secretary read:

MESSAGE FROM THE GOVERNOR

GUBERNATORIAL APPOINTMENTS

The following appointments by the Governor were acted upon as indicated:

State of Washington, Executive Department,
Olympia, February 11, 1963.

To the Honorable, the Senate of the State of Washington:

LADIES AND GENTLEMEN:

I have the honor to submit the following appointments to the State Board of Prison Terms and Paroles, subject to your confirmation:

Mrs. Charlotte Paul Groshell, appointed December 3, 1962, for the term ending April 15, 1964, succeeding Mrs. Helen C. Shank.

George F. Parks, appointed April 16, 1962, for the term ending April 15, 1967, succeeding himself.

Harris Hunter, appointed February 11, 1963, for the term ending April 15, 1968, succeeding himself.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,

Olympia, Wash., March 7, 1963.

MRS. CHARLOTTE PAUL GROSHELL, to the State Board of Prison Terms and Paroles, appointed December 3, 1962, for the term ending April 15, 1964, succeeding Mrs. Helen C. Shank (reported by Committee on Public Institutions):

MAJORITY recommends that said appointment be confirmed.

FRANCES HADDON MORGAN, *Chairman.*

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

It was moved by Senator Cowen that the appointment of Mrs. Charlotte Paul Groshell to the State Board of Prison Terms and Paroles be confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Cowen:

"Mr. President, members of the Senate:

"I believe all of us know Mrs. Paul as a famous writer. Her publications have been circulated in magazines throughout the nation. I believe she will be a fine member of the State Board of Prison Terms and Paroles and I sincerely hope that her appointment will be confirmed."

Senator Morgan:

"Mr. President and members of the Senate:

"As Chairman of the Institutions Committee, it was a pleasure to sign this appointment out for Charlotte Paul Groshell. I personally have served with Mrs. Groshell on the Council for Children and Youth, and I know that she is going to do a very fine piece of work in this area. I want to add my definite recommendation and I hope that you see fit to confirm the appointment of Mrs. Charlotte Paul Groshell."

Senator Woodall:

"Mr. President:

"Speaking from the Republican side of the Senate, I think many of us are well acquainted with this lady's distinguished father, and I think, likewise, one of the greatest compliments to a mother was the fine son she raised who was our number one choice for page and who served down here two different sessions. We are happy on this side of the aisle to voice our approval of this lady for this position."

Senator Durkan:

"Mr. President and Senators:

"I would like to join in Senator Woodall's remarks and point out that Mrs. Groshell comes from the most outstanding district of the state of Washington, the 47th District, and we are very proud of her. We are also proud of her two sons, one of whom served us here in the Senate the last session and her son, John, who was an outstanding page in the House. I am sure she will do a very good job for all of us on the State Board of Prison Terms and Paroles."

The motion was carried.

APPOINTMENT OF CHARLOTTE PAUL GROSHELL

The Secretary called the roll and the appointment of Mrs. Charlotte Paul Groshell to the position of member of the State Board of Prison Terms and Paroles was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Charette, Foley, Hallauer, Riley, Ryder—5.

Having received the approval of the Senate, the appointment of Mrs. Charlotte Paul Groshell to the State Board of Prison Terms and Paroles was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

GEORGE F. PARKS, to the State Board of Prison Terms and Paroles, appointed April 16, 1962, for the term ending April 15, 1967, succeeding himself (reported by Committee on Public Institutions):

MAJORITY recommends that said appointment be confirmed.

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

It was moved by Senator Kupka that the rules be suspended and the appointment of George F. Parks to the State Board of Prison Terms and Paroles be confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Kupka:

"Mr. President, members of the Senate:

"This is the second confirmation of George Parks who has served one term on the Parole Board and as Chairman of the subcommittee on State Institutions. We have worked very closely with prison problems throughout this state. I want to say that Mr. Parks is doing a very outstanding job and we feel that for him not to continue would be a loss to the state. I urge you to support his confirmation."

Senator Morgan:

"Mr. President, members of the Senate:

"It is a pleasure to substantiate what Senator Kupka has stated. As the Chairman of the Institutions Committee, we found that the members of the committee all felt Mr. Parks has been doing a very fine piece of work as a member of the Parole Board and as Chairman of that committee, I whole-heartedly endorse his appointment."

The motion was carried.

APPOINTMENT OF GEORGE F. PARKS

The Secretary called the roll and the appointment of George F. Parks to the State Board of Prison Terms and Paroles was confirmed by the Senate by the following vote: Yeas, 46; nays, 0 absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—46.

Those absent or not voting were: Senators Foley, Ryder, Washington—3.

Having received the approval of the Senate, the appointment of George F. Parks to the State Board of Prison Terms and Paroles was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

HARRIS HUNTER, to the State Board of Prison Terms and Paroles, appointed February 11, 1963, for the term ending April 15, 1968, succeeding himself (reported by Committee on Public Institutions):

Recommends that said appointment be confirmed.

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

It was moved by Senator Cowen that the rules be suspended and the appointment of Dr. Harris Hunter as a member of the State Board of Prison Terms and Paroles be confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Cowen:

"Mr. President and members of the Senate:

"I wish to have the name of Dr. Hunter confirmed by the Senate. I have known Dr. Hunter many, many years when he formerly lived in the city of Spokane. I think he has done an outstanding job during the past six years as a member of the Board and I sincerely hope that you will confirm his appointment to the State Board of Prison Terms and Paroles."

Senator Kupka:

"Mr. President, members of the Senate:

"I want to concur in the remarks of Senator Cowen. Harris Hunter and George Parks have worked together on the State Board of Prison Terms and Paroles and this is also his second appointment. I want to recommend to the members that in my experience on the subcommittee on State Institutions the past four years, I have found Dr. Hunter to be doing a very fine job and he should be confirmed for another term."

Senator Freise:

"Mr. President, members of the Senate:

"I also want to add a few words to those of Senator Kupka and Senator Cowen. Coming from Walla Walla County, I am more closely associated to many of the parole problems than most of the Senators. I can say that before Reverend Hunter became Chairman of the State Board of Prison Terms and Paroles, there was considerable turmoil both amongst the Parole Board members as well as the parolees. Since he has been Chairman, he has lent a lot of dignity and integrity to the Board and has done an excellent job. He should be commended and confirmed for another term."

Senator Herrmann:

"Mr. President and members of the Senate:

"I would also like to add a few remarks and say that I am familiar with the record and the work of Dr. Hunter. I feel that he is extremely well qualified. He is a man with understanding and highly competent and I would certainly recommend his confirmation."

The motion was carried.

APPOINTMENT OF HARRIS HUNTER

The Secretary called the roll and the appointment of Harris Hunter to the State Board of Prison Terms and Paroles was confirmed by the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foley, Ryder—2.

Having received the approval of the Senate, the appointment of Harris Hunter to the State Board of Prison Terms and Paroles was confirmed.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House Bill No. 94 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 8, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 189; also
House Bill No. 263; also
House Bill No. 488; also
House Concurrent Resolution No. 8, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed: House Bill No. 189; also

House Bill No. 263; also

House Bill No. 488; also

House Concurrent Resolution No. 8.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 490:

Senate Chamber,
Olympia, Wash., March 7, 1963.

Removing model rocket engines from fireworks law under certain circumstances (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass. _____, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, August P. Mardesich, Ted G. Peterson.

Senate Bill No. 490:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Removing model rocket engines from fireworks law under certain circumstances (reported by Committee on Commerce, Manufacturing and Licenses):

MINORITY recommends that it do not pass. GEORGE W. KUPKA, *Chairman.*

We concur in this report: Reuben A. Knoblauch, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 51:

Senate Chamber,
Olympia, Wash., March 9, 1963.

Changing standards for certain soft tree fruits and assessments (reported by Committee on Agriculture and Horticulture):

Recommends that it do pass. AUGUST P. MARDESICH, *Chairman.*

We concur in this report: Joe Chytil, Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, Ernest W. Lennart, David E. McMillan, W. C. Raugust, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed Substitute House Bill No. 99:

Senate Chamber,
Olympia, Wash., March 7, 1963.

Electing port commissioners at large (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended. DEWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Sam C. Guess, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, James Keefe, David E. McMillan, W. C. Raugust, John N. Ryder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

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

SECOND READING OF BILLS

Senate Bill No. 445, by Senators DeGarmo and England:

Relating to incidents of employment for state employees.

The Senate resumed consideration of Senate Bill No. 445 on second reading.

MOTION

At 2:50 p. m., on motion of Senator Bailey, the Senate recessed until 3:35 p. m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 3:35 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Foley.

On motion of Senator Greive, Senator Foley was excused.

Senators Greive, Connor and Cooney demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senator Foley and Senator Peterson, Senator Foley having been excused.

Senator Greive moved that the Senate proceed under the Call of the Senate, subject to roll call.

POINT OF ORDER

Senator Woodall:

"Mr. President:

"I object to further proceeding subject to roll call. It has been a standing rule of this body that once the call has been demanded, all other matters cannot be taken up until such time as the Call of the Senate has been completed."

Senator Greive:

"The rule in question is eleven, and while I am not sure that that might not be a tradition, I know of no rule that so states."

RULING BY THE PRESIDENT

The President:

"The President, ruling upon the point of order as presented by Senator Woodall, believes that the majority of the members present could adopt a motion to proceed in order if they desire to do so. It has been moved that the Senate proceed in order subject to roll call."

Senator Woodall:

"Mr. President:

"I would like to refer the President to the President's Ruling on page 269 of the Journal of the Senate of the last session. I refer to the case of 'The People v. Cowen and Keefe,' where I believe they had started a little junket, and I believe the President ruled ably and correctly that we hold matters in abeyance until such time as those men were returned, and here is what the President said, on page 268:

"The President believes that in those cases where a member of the Senate is absent, it will take the unanimous approval of the Senate to excuse the absent Senators. In the past, the President has accepted motions to suspend the rules in the interest of expediting legislative matters, but in this particular case, it will take the unanimous approval of the members of the Senate to excuse a member from a roll call."

Senator Greive:

"May I ask Senator Woodall a question, please?"

The President:

"Will Senator Woodall yield?"

Senator Woodall:

"Yes."

Senator Greive:

"Is that merely because there was a Call of the Senate, or was that under circumstances where there was a roll call in progress?"

Senator Gissberg:

"I would just simply like to point out that the precedent you cite is not in point at all because we are not seeking to excuse the Senator. We simply seek to proceed in order, subject to roll call."

Senator Woodall:

"With the understanding that the ruling that is now being made will not apply at the time a roll call has commenced, I have no objection to proceeding with discussion."

Senator Greive:

"I move we dispense with the Call of the Senate."

RULING BY THE PRESIDENT

The President:

"The President believes that Senator Gissberg has explained the situation, Senator Greive, and the President further would explain that no one has requested that Senator Peterson be excused. The motion was to proceed in order, subject to roll call."

PARLIAMENTARY INQUIRY

Senator Riley:

"Point of inquiry, Mr. President:

"Can a motion to dispense with the call be made during a roll call where we have not yet completed the roll call?"

RULING BY THE PRESIDENT

The President:

"Thank you, Senator Riley. The President believes that Senator Greive's motion would be in order under the roll call of the Senate but not under roll call on a question."

MOTIONS

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

Senator Greive moved that Senate Bill No. 337 and Senate Bill No. 562 be advanced to the beginning of the second reading calendar for today.

Debate ensued.

Senator Hallauer moved that the motion by Senator Greive be divided.

Debate ensued.

The motion was carried.

The President stated the question before the Senate is: It has been moved that the Senate do immediately consider Senate Bill No. 337.

The motion was carried on a rising vote.

The President stated the question before the Senate is: It has been moved that the Senate consider Senate Bill No. 562 immediately after consideration of Senate Bill No. 337.

The motion was carried.

MOTION

Senator Durkan moved that Senate Bill No. 445 be considered immediately after Senate Bill No. 562.

The motion was carried.

Senate Bill No. 337, by Senators Rasmussen, Dore and Durkan:

Increasing unemployment compensation wage base and benefits.

The bill was read the second time by sections.

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

Add a new section following section 4 to read as follows:

"Sec. 5. Section 3, chapter 286, Laws of 1955 and RCW 50.20.030 are each amended to read as follows:

A pregnant woman shall be presumed to be unable to work and unavailable for work if she left her most recent work voluntarily or by requirement of state law or regulation because of pregnancy: *Provided, however,* That in any event a pregnant woman shall be ineligible to receive benefits for any calendar week during the period beginning with the tenth calendar week before expected confinement, as determined by a doctor, and extending through the fourth calendar week following childbirth."

Senator Guess moved the adoption of the following amendment:

On page 2, line 28, add a new section to be known as Section 3 as follows:

"Sec. 3. There is added to chapter 35, Laws of 1945 and to chapter 50.20 RCW a new section to read as follows:

Notwithstanding any other provision of this chapter, an employee who voluntarily leaves her employment:

- (1) To be married;
- (2) To accompany her spouse to, or join him at a place from which it is impractical to commute to such employment; or
- (3) Because of marital or domestic duties shall be disqualified for benefits for the duration of her unemployment and until she has secured bona fide covered employment subsequent to the date of such voluntary leaving and has earned wages therefor of not less than her suspended weekly benefit amount in each of five weeks: *Provided,* That such disqualification shall terminate when she becomes the sole support of herself and her dependents, if any."

Debate ensued.

Senator Greive moved that the amendment be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Neill, Moriarty, Jr., Chytil, Atwood, Stender, Greive, McMillan, Bailey and Washington.

ROLL CALL

The Secretary called the roll on the motion by Senator Greive, and the amendment was laid upon the table by the following vote: Yeas, 27; nays, 20; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Petrich, Rasmussen, Sandison, Washington—27.

Those voting nay were: Senators Atwood, Chytil, Cowen, Foster, Freise, Guess, Lennart, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Williams, Woodall—20.

Those absent or not voting were: Senators Foley, Keefe—2.

Senator Williams moved the adoption of the following amendment:

On page 2, line 28, add a new section to be known as section 3 as follows:

"Sec. 3. Section 68, chapter 35, Laws of 1945, as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010 are each amended to read as follows:

An unemployed individual shall be eligible to receive waiting period credits or benefits with respect to any week only if the commissioner finds that

(1) he has registered for work at, and thereafter has continued to report at, an employment office in accordance with such regulation as the commissioner may prescribe, except that the commissioner may by regulation waive or alter either or both of the requirements of this subdivision as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that compliance with such requirements would be oppressive, or would be inconsistent with the purposes of this title;

(2) he has filed an application for an initial determination and made a claim for waiting period credit or for benefits in accordance with the provisions of this title;

(3) he is able to work, and is available for work in any trade, occupation, profession, or business for which he is reasonably fitted. To be available for work an individual must be ready, able, and willing, immediately to accept any suitable work which may be offered to him and must be actively seeking work pursuant to customary trade practices and through other methods when so directed by the commissioner or his agents:

(4) he has been unemployed for a waiting period of one week; [and]

(5) he has within the base year been paid wages of not less than the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits; and

(6) he has had a minimum of twenty weeks of employment within the base year and has received remuneration for at least sixteen hours of employment in each such week: PROVIDED, That only during the benefit year beginning July 7, 1963, any unemployed individual who earned wages of twelve hundred dollars or more in the base year of 1962 shall be presumed to have met the eligibility requirements of this subsection.

Debate ensued.

Senator Greive moved that the amendment be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Neill, Moriarty, Jr., Chytil, Greive, Kupka, Herrmann and Durkan.

ROLL CALL

The Secretary called the roll on the motion by Senator Greive, and the amendment was laid upon the table by the following vote: Yeas, 29; nays, 19; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Dore, Durkan, England, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Sandison, Stender, Washington—29.

Those voting nay were: Senators Atwood, Chytil, Cowen, Donohue, Foster, Freise, Guess, Lennart, McMillan, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Talley, Thompson, Jr., Williams, Woodall—19.

Those absent or not voting were: Senator Foley—1.

Senator Williams moved the adoption of the following amendment:

On page 2, line 28, add 10 new sections to the bill to be known as sections 3 through 12 as follows:

"Sec. 3. Section 3, chapter 35, Laws of 1945 and RCW 50.04.020 are each amended to read as follows:

"Base year" means the last calendar year preceding the first day of the benefit year, except that commencing July 5, 1964, the term "base year" as to each respective individual shall mean the first four of the last five completed calendar quarters immediately preceding the first day of an individual's benefit year.

"Sec. 4. Section 4, chapter 35, Laws of 1945 as amended by section 1, chapter 214, Laws of 1949 and RCW 50.04.030 are each amended to read as follows:

"Benefit year" means the period beginning with the first full calendar week in July and ending the following calendar year with the last calendar week beginning in June, except that commencing July 5, 1964, the term "benefit year" as to each respective individual shall mean the fifty-two consecutive week period beginning with the first day of the calendar week in which the individual is unemployed and files an application for an initial determination of benefit rights, and thereafter, the fifty-two consecutive week period beginning with the first day of the week in which the individual next files an application for an initial determination of benefit rights after the termination of his last preceding benefit year, except in any case where at the expiration of fifty-two weeks the establishment of a new benefit year would result in the use of a quarter in the base year that had been included in a previous base year, the benefit year shall be deemed to be fifty-three weeks: PROVIDED, HOWEVER, That a benefit year is not established unless the determination shows the claimant to have met the employment and wage benefit eligibility conditions.

"Sec. 5. Section 68, chapter 35, Laws of 1945, as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010 are each amended to read as follows:

An unemployed individual shall be eligible to receive waiting period credits or benefits with respect to any week only if the commissioner finds that

(1) he has registered for work at, and thereafter has continued to report at, an employment office in accordance with such regulation as the commissioner may prescribe, except that the commissioner may by regulation waive or alter either or both of the requirements of this subdivision as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that compliance with such requirements would be oppressive, or would be inconsistent with the purposes of this title;

(2) he has filed an application for an initial determination and made a claim for waiting period credit or for benefits in accordance with the provisions of this title;

(3) he is able to work, and is available for work in any trade, occupation, profession, or business for which he is reasonably fitted. To be available for work an individual must be ready, able, and willing immediately to accept any suitable work which may be offered to him and must be actively seeking work pursuant to customary trade practices and through other methods when so directed by the commissioner or his agents;

(4) he has been unemployed for a waiting period of one week; [and]

(5) he has within the base year been paid wages of not less than the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits; and

(6) he has had a minimum of twenty weeks of employment within the base year and has received remuneration for at least sixteen hours of employment in each such week: PROVIDED, That only during the benefit year beginning July 7, 1963, any unemployed individual who earned wages of twelve hundred dollars or more in the base year of 1962 shall be presumed to have met the eligibility requirements of this subsection.

"Sec. 6. Section 89, chapter 35, Laws of 1945, as amended by section 18, chapter 214, Laws of 1949 and RCW 50.24.010 are each amended to read as follows:

Contributions shall accrue and become payable by each employer for each calendar year in which he is subject to this title at the rate of two and seven-tenths percent of wages paid, except as provided in sections 6, 7 and 8 of this amendatory act.

Contributions shall become due and be paid by each employer to the treasurer for the unemployment compensation fund in accordance with such regulations as the commissioner may prescribe, and shall not be deducted, in whole or in part from the remuneration of individuals in employment of the employer. Any deduction in violation of the provisions of this section shall be unlawful.

In the payment of any contributions, a fractional part of a cent shall be disregarded unless it amounts to one-half cent or more, in which case it shall be increased to one cent.

"Sec. 7. There is added to chapter 35, Laws of 1945 and to chapter 50.24 RCW three new sections to read as set forth in section 6 through 8 of this amendatory act.

"Sec. 8. (1) "Taxable payroll" as used in this chapter means all remuneration paid by an employer or employers on which contributions are payable.

(2) "Rate year" means the calendar year next succeeding the date of rate determination for which any assigned contribution rate is applicable.

(3) "Date of rate determination" means the first day of the first full calendar week in July, except that commencing July 1, 1964, the "date of rate determination" shall mean July 1.

(4) (a) "Eligible employer" means any employer whose account could have been charged with benefits throughout the thirty-six consecutive calendar month period immediately preceding the date of rate determination had the benefit charging provisions been in effect.

(b) Any employer who has not been subject to the act for a period of time sufficient to be classified as an eligible employer under the provisions of part (a) of this definition but whose account could have been charged with benefits throughout at least the twelve consecutive month period immediately preceding the date of rate determination shall be classified as an eligible employer.

"Sec. 9. An experience rating account shall be established and maintained for each employer based on existing records of the employment security department and shall be effective beginning with the benefit year commencing July 3, 1960. Benefits paid to any eligible individual for unemployment subsequent to July 3, 1960, shall be charged to the experience rating accounts of each of his employers during his base year in the same proportion that the wages paid by each employer to the individual during the base year bear to the wages paid by all employers to that individual during that year: *Provided, however,* That when after July 6, 1963, an individual has been disqualified for benefits for misconduct connected with his work pursuant to RCW 50.20.060, benefits subsequently paid to him shall not be charged to the experience rating account of any employer but shall be treated as noncharged benefits as hereinafter defined: *Provided further,* That benefit charges to the account of an employer for periods of unemployment in the fifty-two week period immediately preceding the date of rate determination shall not be adjusted for any benefit overpayments established under the provisions of RCW 50.20.190, after August 1st following the date of rate determination.

For the rate year 1964 and each rate year thereafter a benefit ratio shall be computed for each eligible employer. Benefits charged for unemployment for calendar weeks ending during the twelve-month period immediately preceding the date of rate determination shall be limited to payments made prior to August 1st next following. The computation of benefit ratios shall be extended to four decimal places beyond which all fractions shall be disregarded.

(1) For rate year 1964 and each rate year thereafter the benefit ratio for an employer shall be the quotient obtained by dividing the total benefits charge to his account for unemployment for calendar weeks ending during the thirty-six consecutive month period immediately preceding the date of rate determination by that portion of his taxable payroll for the twelve completed calendar quarters ending on June 30th immediately preceding the date of rate determination on which all contributions due have been paid by September 30th following such date or rate determination: *Provided,* That for the rate year beginning January 1, 1964, benefit charges used in determining benefit rates shall be for unemployment during the period beginning July 3, 1960, and through July 6, 1963, and that for the rate year beginning January 1, 1965, benefit charges shall be for unemployment during the period beginning with July 2, 1961.

(2) Effective January 1, 1964, a basic contribution rate for each eligible employer for whom a benefit ratio is computed shall be established as set forth in the table below:

<i>Employer's Benefit Ratio</i>	<i>Employer's Basic Contribution Rate</i>
.0000 -	.5%
.0001 - .0019	.6%
.0020 - .0039	.7%
.0040 - .0059	.8%
.0060 - .0079	.9%
.0080 - .0099	1.0%
.0100 - .0119	1.2%
.0120 - .0139	1.4%
.0140 - .0159	1.6%

.0160 - .0179	1.8%
.0180 - .0199	2.0%
.0200 - .0219	2.2%
.0220 - .0239	2.4%
.0240 - .0259	2.6%
.0260 and over	2.7%

Effective January 1, 1964, the computed contribution rate for an eligible employer shall be his basic contribution rate as adjusted according to subsections (3) and (4) of this section. The maximum computed contribution rate which may be assigned to any eligible employer following adjustments is 3.2 percent: *Provided*, That an employer who is not eligible for a computed contribution rate as provided by this act shall be assigned a contribution rate of 2.7 percent.

(3) If the balance in the unemployment compensation fund as of June 30th immediately preceding the date of rate determination is less than eight percent of the taxable payroll for all employers for the four completed calendar quarters immediately preceding the date of rate determination as reported by September 30th of that calendar year, a solvency adjustment factor will be added to the basic rate of each eligible employer. Such adjustment factor shall be computed by multiplying by one hundred the quotient derived by dividing the difference between eight percent of the taxable payroll for all employers for the four completed calendar quarters immediately preceding the date of rate determination as reported by September 30th and the amount in the unemployment compensation fund on June 30th of such year by the taxable payroll for all employers for the same four calendar quarters: *Provided*, That such quotient shall be computed to the fourth decimal place, beyond which all fractions will be disregarded. Such adjustment factor shall not exceed 0.2500 percent of taxable payroll in any one year.

(4) With respect to employment on and after January 1, 1964, computed contribution rates for the payment of contributions payable under this act shall be assigned to each eligible employer: *Provided*, That no computed contribution rates below 2.7 percent will be assigned for a rate year if the balance in the unemployment compensation fund as of June 30th immediately preceding the date of rate determination is less than six percent of the taxable payroll of all employers for the four completed calendar quarters preceding the date of rate determination and reported by September 30th. The computed contribution rate assigned to any eligible employer will be his basic rate as adjusted for fund balance and adjusted further by the following adjustment factors and rounded to the nearest one-tenth of one percent.

(a) In determining the computed contribution rate for an eligible employer an adjustment factor for noncharged benefits will be added to the basic contribution rate as adjusted for fund balance if noncharged benefits exceed the amount of federal interest credited to the unemployment compensation fund during the twelve-month period preceding the date of rate determination. Any such excess shall be divided by the combined taxable payrolls of eligible employers whose benefit ratios as computed in accordance with this section are .0270 or less. The quotient shall be computed to the fourth decimal place beyond which all fractions will be disregarded. The adjustment factor for noncharged benefits shall be the quotient so derived multiplied by one hundred. The taxable payroll used in this computation will be the taxable payroll for the four completed calendar quarters immediately preceding the date of rate determination as reported by September 30th. Noncharged benefits for the purpose of this adjustment shall be defined as benefits paid to an individual for unemployment for calendar weeks ending during the twelve-month period immediately preceding the date of rate determination which were paid from the unemployment compensation fund but which were not charged to the experience rating account of any employer either because of the provisions of this section or because the chargeable employer had ceased business without a successor.

(b) In determining the computed contribution rate of an eligible employer an adjustment factor for excess benefit payments will be added to the basic contribution rate as adjusted for fund balance. Excess benefit payments for the purpose of this section shall be defined as the amount of benefits charged to the experience rating account of an employer for unemployment during the completed fifty-two calendar week period immediately preceding the date of rate determination which are above 2.7 percent of his taxable payroll for the four calendar quarters ending June 30th preceding the date of rate determination as reported by September 30th. Total excess benefit payments shall be defined as the sum of the individual employer excess benefit payments

for eligible employers. The adjustment factor for excess benefit payments will be computed by multiplying by one hundred the quotient derived by dividing total excess benefit payments for unemployment during the fifty-two week period immediately preceding the date of rate determination less the amount of any federal interest credited to the unemployment compensation fund during the twelve-month period preceding the date of rate determination which is in excess of noncharged benefits of subsection (a) of this section by the taxable payroll of eligible employers whose benefit ratios as computed in accordance with this section are .0270 or less: *Provided*, That such quotient shall be computed to the fourth decimal place, beyond which all fractions will be disregarded. The taxable payroll used in this computation will be the taxable payroll for the four completed calendar quarters immediately preceding the date of rate determination as reported by September 30th.

"NEW SECTION. Sec. 10. When an employer or prospective employer has acquired all or substantially all of the operating assets of an employer, or has acquired an operating department, section, division, or any substantial portion of the business or assets of any employer, which is clearly segregable and identifiable, for experience rating purposes, the payroll record and benefit charges of the transferring employer shall be divided between the transferring and acquiring employers in proportion to the payroll for the four preceding completed calendar quarters attributable to the operating assets retained and conveyed. The successor employer shall be liable for contributions on the acquired business from the date the transfer occurred.

Effective January 1, 1964, predecessor and successor contribution rates shall be computed in the following manner:

(1) If the successor is an employer at the time of the transfer, his contribution rate will remain unchanged for the remainder of the calendar year in which the transfer occurs.

(2) The contribution rate on any payroll retained by a predecessor employer shall remain unchanged for the remainder of the calendar year in which the transfer occurs.

(3) If the successor is not an employer at the time of the transfer and acquires the business of one employer or the business of two or more employers with the same rate, he shall pay contributions for the remainder of the calendar year in which the transfer occurs, at the rate assigned to the predecessor employer or employers.

(4) If the successor is not an employer at the time of the transfer and simultaneously acquires the businesses of two or more employers with different rates of contributions, his rate from the date the transfer occurred until the end of the calendar year in which such transfer occurred, shall be a recomputed rate based on the combined experience of his predecessors as of the date of rate determination for the year in which the transfer occurred.

(5) In all cases, from and after January 1st following the transfer, the successor's rate of contribution for each rate year shall be based on his experience with payrolls and benefits combined with the experience of his predecessor or predecessors, as of the regular date of rate determination for that rate year. A successor employer shall be deemed to have met the requirements of subsection (4) of section 6 of this act if he or any of his predecessors have met such requirements.

"Sec. 11. Section 83, chapter 35, Laws of 1945, as amended by section 5, chapter 215, Laws of 1951 and RCW 50.20.150 are each amended to read as follows:

The applicant for initial determination, his most recent employing unit as stated by the applicant, and any other interested party which the commissioner by regulation prescribes, shall, if not previously notified within the same continuous period of unemployment, be given notice promptly in writing that an application for initial determination has been filed and such notice shall contain the reasons given by the applicant for his last separation from work. If, during the benefit year, the applicant becomes unemployed after having accepted subsequent work, and files a claim for waiting period credit or benefits, a similar notice shall be given promptly to his then most recent employing unit as stated by him, or to any other interested party which the commissioner by regulation prescribes.

Each base year employer shall be promptly notified of the filing of any application for initial determination which may result in a charge to his account.

Each employer within a reasonable time after the date of rate determination shall be notified of the total amount of benefits charged, if any, to his account for unemployment for calendar weeks ending during the twelve-month period immediately preceding such date and the amount of such charges with respect to each individual receiving unemployment benefits charged to his account.

Each employer within a reasonable time after the date of rate determination shall be notified of his rate of contribution as determined for the succeeding rate year.

Any employer dissatisfied with the benefit charges made to his account or with his determined rate may file a request for review and determination with the commissioner within thirty days of the mailing of the notice to the employer, showing the reason for such request. Should such request for review and redetermination be denied the employer may within ten days of the mailing of such notice of denial file with the appeal tribunal a petition for hearing which shall be heard in the same manner as a petition for denial or refund. The appellate procedure prescribed by this title for further appeal shall apply to all denials of review and redetermination under this section.

"NEW SECTION. Sec. 12. This act shall take effect on July 7, 1963."

Debate ensued.

Senator Greive moved that the amendment be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Raugust, Neill, Chytil, Atwood, Hess, Greive, Bailey, DeGarmo and Rasmussen.

ROLL CALL

The Secretary called the roll on the motion by Senator Greive, and the amendment was laid upon the table by the following vote: Yeas, 29; nays, 19; absent or not voting, 1.

Those voting ye a were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Dore, Durkan, England, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Sandison, Stender, Washington—29.

Those voting nay were: Senators Atwood, Chytil, Cowen, Donohue, Foster, Freise, Guess, Lennart, McMillan, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Talley, Thompson, Jr., Williams, Woodall—19.

Those absent or not voting were: Senator Foley—1.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 2, line 28, add a new section to be known as section 3 as follows:

"Sec. 3. Section 4, chapter 162, Laws of 1937 as last amended by section 3, chapter 266, Laws of 1959 and RCW 50.20.010 are each amended to read as follows:

An unemployed individual shall be eligible to receive waiting period credits or benefits with respect to any week only if the commissioner finds that

(1) he has registered for work at, and thereafter has continued to report at, an employment office in accordance with such regulation as the commissioner may prescribe, except that the commissioner may by regulation waive or alter either or both of the requirements of this subdivision as to individuals attached to regular jobs and as to such other types of cases or situations with respect to which he finds that the compliance with such requirements would be oppressive, or would be inconsistent with the purposes of this title;

(2) he has filed an application for an initial determination and made a claim for waiting period credit or for benefits in accordance with the provisions of this title;

(3) he is able to work, and is available for work in any trade, occupation, profession, or business for which he is reasonably fitted. To be available for work an individual must be ready, able, and willing, immediately to accept any suitable work which may be offered to him and must be actively seeking work pursuant to customary trade practices and through other methods when so directed by the commissioner or his agents;

(4) he has been unemployed for a waiting period of one week; and

(5) he has within the base year been paid wages of not less than the minimum amount now or hereafter fixed by law as the minimum amount to be earned in order to allow the individual to receive unemployment benefits: *Provided*, That no unemployed individual shall be eligible to receive benefits whose earnings in the last six month period have exceeded eight thousand dollars.

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

Senator Riley moved the adoption of the following amendment:

On page 2, add a new section following section 2 to read as follows:

"NEW SECTION. Sec. 3. Any employee who is covered under the chapters referred to in this act who is discharged upon verifiable proof of drunkenness on the job shall not be eligible for benefits of the act for ninety days from discharge."

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon:

"Would Senator Riley yield to a question?"

"Who is going to decide this question of whether he is drunk or whether he has been fired for that? How are you going to decide this? You might have some people who were falsely discharged and who would decide this?"

Senator Riley:

"Do you want to ask me a question?"

Senator McCutcheon:

"That is the question."

Senator Riley:

"Mr. President and Senator McCutcheon:

"The answer is very simple so far as I am concerned. I think, as a sober man, I can tell when a man in my employ is in a drunken condition so he cannot perform the duties to which he is assigned."

Debate ensued.

Senator Greive moved that the amendment be laid upon the table.

Senator Riley demanded a roll call and the demand was sustained by Senators Thompson, Jr., Freise, Foster, Bailey, Greive, Kupka, Durkan, Charette, Raugust and Moriarty, Jr.

ROLL CALL

The Secretary called the roll on the motion by Senator Greive, and the motion was lost by the following vote: Yeas, 21; nays, 26; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Gallagher, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, Petrich, Rasmussen, Sandison—21.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Foster, Freise, Gissberg, Guess, Hallauer, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—26.

Those absent or not voting were: Senators Foley, Talley—2.

Senator Riley moved the adoption of the following amendment to the amendment:

Add the following after the period (.):

"until after he has worked for at least an additional twenty-six weeks in covered employment."

Debate ensued.

Senator Greive moved that the amendment to the amendment be laid upon the table.

The motion was carried on a rising vote, and the amendment to the amendment was laid upon the table.

Senator Greive moved the adoption of the following amendment to the amendment:

In line 3 of the amendment, after "drunkenness", strike the remainder of the amendment and insert "on the job shall not be eligible for benefits of the act for ninety days from discharge."

Debate ensued.

Senator Freise moved that Senate Bill No. 337 on second reading be made a special order of business for 8:00 p. m.

The motion was lost.

Senators Greive, Bailey and Connor demanded the previous question and the demand was sustained.

The motion was carried and the amendment to the amendment was adopted.

Senator Gallagher moved that the amendment by Senator Riley, as amended, be laid upon the table.

Senator Woodall demanded a roll call and the demand was sustained by Senators Thompson, Jr., Neill, Moriarty, Jr., Gallagher, Hallauer, Bailey, Riley and Washington.

ROLL CALL

The Secretary called the roll on the motion by Senator Gallagher, and the motion was lost by the following vote: Yeas, 16; nays, 32; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Gallagher, Henry, Kupka, McCutcheon, Morgan, Petrich, Rasmussen, Talley—16.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Lennart, McCormack, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—32.

Those absent or not voting were: Senator Foley—1.

Senator Hess proposed the following amendment to the amendment as amended:

In line 2 of the amendment, after "discharged", strike "for reasons of" and insert "upon verifiable proof of"

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"Can we entertain another amendment to this amendment, it having been amended once?"

Senator Hess:

"Speaking on the point of order, I believe the point of order might be well taken if I were amending the amendment to the amendment. I am not. My amendment proposed is an amendment to the original amendment as amended, and as a matter of fact, to the original portion that is unamended."

RULING BY THE PRESIDENT

The President:

"The President, in ruling upon the point of order as presented by Senator Woodall, believes that Rule 149 of Reed's covers the situation. The President will read: 'Amendments to amendments are the same in character and classification as original amendments, and are divided into the same three classes and governed by the same rules.

After it has been voted on, an amendment ceases to exist as a pending amendment, and another may be presented until the assembly is satisfied that all needed modifications have been made.'

"The President believes Senator Hess' amendment is in order."

Senator Hess moved the adoption of the amendment to the amendment as amended.

Debate ensued.

The motion was carried and the amendment to the amendment as amended was adopted.

The President stated the question before the Senate is: It has been moved that the amendment as amended be adopted.

The motion was carried and the amendment as amended was adopted.

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

Add a new section following section 5 to read as follows:

"NEW SECTION. Sec. 6. For the purposes of this act benefits become effective July 7, 1963."

Senator Woodall moved the adoption of the following amendment:

Add a new section following section 3 to read as follows:

"Sec. 4. Section 81, chapter 35, Laws of 1945 as last amended by section 3, chapter 321, Laws of 1959 and RCW 50.20.130 are each amended to read as follows:

If an eligible individual is available for work for less than a full week he shall be paid his weekly benefit amount reduced by one-seventh of such amount for each day that he is unavailable for work: *Provided*, That if he is unavailable for work for three days or more of a week, he shall be considered unavailable for the entire week.

(1) Each eligible individual who is unemployed in any week shall be paid with respect to such week a benefit in an amount equal to his weekly benefit amount less that part of the remuneration (if any) payable to him with respect to such week which is in excess of twelve dollars. Such benefit, if not a multiple of one dollar, shall be computed to the next higher multiple of one dollar.

(2) *Each eligible individual who is unemployed in any week shall be paid benefits in an amount equal to his weekly benefit amount less any amount received with respect to such week as a retirement pension or annuity under a plan or system provided, or contributed to, by any base-year employer. Any such amount received with respect to a period other than a week shall be prorated by weeks. No reduction shall be made under this subsection for any retirement pension by reason of any amount received under Title II of the Social Security Act.*"

Debate ensued.

The motion was carried and the amendment was adopted.

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

In line 5 of the title, after "50.20.120" and before the period, insert "and section 81, chapter 35, Laws of 1959 and RCW 50.20.130 and section 3, chapter 286, Laws of 1955 and RCW 50.20.030"

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 337 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 337, and the bill passed the Senate by the following vote: Yeas, 28; nays, 19; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Dore, Durkan, England, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon,

Mardesich, Morgan, Peterson, Petrich, Rasmussen, Sandison, Stender, Washington—28.

Those voting nay were: Senators Atwood, Chytil, Cowen, Donohue, Foster, Freise, Guess, Hallauer, Lennart, McMillan, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Thompson, Jr., Williams, Woodall—19.

Those absent or not voting were: Senators Foley, Talley—2.

Engrossed Senate Bill No. 337, having received the constitutional majority, was declared passed.

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

EXPLANATION OF VOTE

The undersigned members of the Senate voted against the passage of Senate Bill No. 337 for the following reasons:

Present unemployment compensation laws in our state leave the system open to so many abuses that it is one of the most costly of any state in the nation.

Senate Bill No. 337, in increasing the benefits to be paid, would add many millions of dollars of additional tax cost each year to the system.

We also would like to see increasing benefits to the unemployed, but these could only be given if, at the same time, we eliminated the costly abuses presently allowed in our system.

Because of the refusal of the majority party to adopt the major amendments we proposed to reduce these abuses, Senate Bill No. 337 would impose a crushing additional tax burden on the economy of the state of Washington. Its result would be to drive business out of the state of Washington, and to further compound our serious problem.

With the passage of this bill, our unemployment compensation tax (which is born entirely by the employer) would be the highest in the country.

In voting against this bill, we are considering the following factors which are some indication of the desperate situation into which our state has drifted in the past few years:

1. Fifteen of our thirty-nine counties are classed as depressed areas.
2. Since 1957, our state's rank in per capita income has steadily declined every year so that we are now down to fifteenth in rank.
3. We are the only state, of all the states in the country, which is among the highest ten in each of the categories of cost for public assistance, unemployment compensation and industrial insurance.
4. If we exclude Boeing, there are now fewer manufacturing jobs in the state of Washington than there were in the year 1957 when the Rosellini administration took over.

In view of these circumstances, we believe that Senate Bill No. 337 would greatly increase unemployment in this state and that most working people would prefer jobs to unemployment payments.

(signed) R. Frank Atwood
 Joe Chytil
 F. Stuart Foster
 Herbert H. Freise
 Sam C. Guess
 Ernest W. Lennart
 Charles P. Moriarty, Jr.

Marshall A. Neill
 W. C. Raugust
 Ralph L. Rickdall
 John N. Ryder
 Albert C. Thompson, Jr.
 Walter B. Williams
 Perry B. Woodall

MOTION

On motion of Senator Greive, Senate Bill No. 337 was ordered immediately engrossed and transmitted to the House.

At 6:35 p. m., on motion of Senator Greive, the Senate recessed until 8:35 p. m.

EVENING SESSION

The President called the Senate to order at 8:35 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Foley, who had been previously excused.

SECOND READING OF BILLS

MOTION

Senator Keefe moved that Senate Bill No. 406 and Senate Bill No. 158 be advanced to the beginning of the second reading calendar for this evening.

Debate ensued.

Senator Stender moved that the motion be amended to include Senate Bill No. 327 and Senate Bill No. 604.

Debate ensued.

On motion of Senator Hess, the motion by Senator Keefe and the motion by Senator Stender were laid upon the table.

Senate Bill No. 562, by Senators Hess, Sandison and Gissberg:
Implementing law relating to teachers' retirement and pensions.

REPORT OF STANDING COMMITTEE

Senate Bill No. 562:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Implementing law relating to teachers' retirement and pensions (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendment:

On page 15, section 16, line 27, after "retirement, (2)" strike "A basic pension of one hundred dollars per year, (3)"

FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Jack England, Michael J. Gallagher, R. R. (Bob) Greive, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

Senator Dore moved the adoption of the committee amendment.

Debate ensued.

The motion was carried and the committee amendment was adopted.

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Bill No. 562 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 562, and the bill passed the Senate by the following vote: Yeas, 40; nays, 8; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Gallagher,

Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—40.

Those voting nay were: Senators Freise, Guess, Hallauer, Lennart, McMillan, Moriarty, Jr., Riley, Ryder—8.

Those absent or not voting were: Senator Foley—1.

Engrossed Senate Bill No. 562, having received the constitutional majority, was declared passed.

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

Senate Bill No. 445, by Senators DeGarmo and England:
Relating to incidents of employment for state employees.

Consideration was resumed on Senate Bill No. 445.

The bill was read the second time by sections.

On motion of Senator England, the following amendment by Senators DeGarmo and England was adopted:

On page 2 following section 2, add seven new sections to read as follows:

"NEW SECTION. Sec. 3. As used in sections 3 through 9 of this act:

(1) "Board" means the employee suggestion awards board.

(2) "Employee suggestion program" means the program developed by the board under subsection (2) of section 4 of this act.

(3) "Secretary" means the secretary of the employee suggestion program.

"NEW SECTION. Sec. 4. (1) There is hereby established the employee suggestion awards board. The board shall consist of three state officers or state employees appointed by the governor, to serve at his pleasure. The members of the board shall elect one member as chairman. The governor shall appoint a state officer or state employee to serve as secretary of the employee suggestion program.

(2) The board shall formulate, establish and maintain an employee suggestion program to encourage and reward meritorious suggestions by state employees that will promote efficiency and economy in the performance of any function of state government.

(3) The secretary, with the approval of the employee suggestion awards board, shall prepare rules and regulations necessary or appropriate for the proper administration and for the accomplishment of the purposes of sections 3 through 9 of this act.

"NEW SECTION. Sec. 5. The board shall make the final determination as to whether an employee suggestion award will be made and, subject to the rules and regulations adopted pursuant to subsection (3) of section 4 of this act, the board shall determine the nature and extent of the award.

"NEW SECTION. Sec. 6. Cash awards, not to exceed a total of five thousand dollars during any fiscal year, may be paid from the department of personnel service fund, and an amount sufficient to pay such cash awards hereby is appropriated out of the department of personnel service fund for such purpose.

"NEW SECTION. Sec. 7. Administrative expenses of the board in administering sections 3 through 9 of this act shall be limited to two hundred dollars per biennium and shall be paid from the department of personnel service fund.

"NEW SECTION. Sec. 8. (1) The amount of the cash awards and administrative expenses under sections 3 through 9 of this act which are paid from the department of personnel service fund shall be in addition to the administrative expenses and costs of operating the personnel departments established under the provisions of RCW 41.06.030, 41.06.050 and 41.06.060, and shall be added to and collected with the administrative expenses and costs of operating these agencies under RCW 41.06.280.

(2) Vouchers for the payment of cash awards and administrative expenses shall be prepared by the directors of the personnel boards established by RCW 41.06.030, 41.06.050 and 41.06.060 payable from the department of personnel service fund upon certification of the chairman or secretary of the employee suggestion awards board of the amount of the cash award and the person to whom the award has been made or the amount of the administrative expenses.

"NEW SECTION. Sec. 9. The provisions of sections 3 through 9 of this act shall apply only to those suggestions presented after the effective date of this act."

On motion of Senator England, the following amendment to the title by Senators DeGarmo and England was adopted:

In line 2 of the title, after "employees;" and before "and adding" insert "establishing a suggestive awards board; providing for the payment of cash awards to certain state employees;"

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Bill No. 445 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Neill:

"Would Senator Sandison yield to a question?"

"Senator Sandison, I understood your explanation about the current financing of the immediate draw upon this increased pension fund, but could you give us some figures about the funding of a permanent reserve to meet this bill?"

Senator Sandison:

"Well, Senator Neill and Mr. President:

"This would be some five million dollars according to the figures that I have. Of course, the state teachers' retirement fund has that. This can be amortized over the next five years."

Senator Neill:

"Mr. President, Senator Sandison:

"If my arithmetic is correct, the total price tag of this bill is about six million dollars this and every biennium from now on."

Senator Sandison:

"Well, essentially that is correct, yes."

Debate ensued.

POINT OF INQUIRY

Senator Ryder:

"Would Senator Dore yield to a question?"

"Senator, as Chairman of the Appropriations Committee, do you feel that you can find the money to finance this? Now you have, as you said, brought it back to four and a half million. I am in accord with what Senator Neill said here. We are escaping our responsibility. We were not funding for this biennium. What should we fund for this biennium? Now surely we can put in half a million dollars, but actually we should put in four and a half million dollars to meet our responsibility, is that not right?"

Senator Dore:

"That seems like quite a loaded question. Actually, it is the line of the Democratic Party to put in not four and a half million, but to put in \$446,000 this biennium. That would take care of the situation this biennium."

Senator Ryder:

"Then the next biennium it will be eight million?"

Senator Dore:

"Well, it will be nine million, yes."

Senator Ryder:

"Now, do you feel, as Chairman of the Appropriations Committee, you are doing a job of fiscal responsibility?"

Senator Greive:

"I object to the colloquy on the floor. There is a clock up there, gentlemen, and our time is running out. There are many other bills. Let's cut it out."

Senator Ryder:

"Will Senator Dore yield?"

Senator Dore:

"I would gladly yield to the question, but I don't want to cut down on the time left."

Senator Ryder:

"Mr. President:

"I would like to ask Senator Dore, the Chairman of the Appropriations Committee, if he feels that this is fiscally responsible to put in \$446,000 to take care of a four and a half million dollar obligation?"

Senator Dore:

"I think under all of the circumstances, it is, Senator. I might point out, as I understand the House appropriations budget that is coming over here in the last hours of the session, they are some thirteen million dollars out of balance as I understand it, and they think that that is fiscally responsible. I think that it is perhaps fiscally responsible to wait two years and more or less further probe the situation and come up with the money two years from now. Does that answer your question?"

Senator Ryder:

"I think you have answered it, yes."

Senators Greive, Gallagher and Keefe demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 445, and the bill passed the Senate by the following vote: Yeas, 41; nays, 6; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Freise, Gallagher, Gissburg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Peterson, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—41.

Those voting nay were: Senators McMillan, Neill, Petrich, Rasmussen, Ryder, Woodall—6.

Those absent or not voting were: Senators Foley, Foster—2.

Engrossed Senate Bill No. 445, having received the constitutional majority, was declared passed.

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

MOTIONS

Senator Greive moved that the Secretary be instructed to obtain a stop watch and that all future debate be limited to three minutes per person on any one bill.

The motion was carried on a rising vote.

On motion of Senator Greive, Senate Bill No. 512 was placed at the end of the second reading calendar for this evening.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Senate Bill No. 540 on second reading.

Senate Bill No. 540, by Senators Sandison, Connor and Cooney (by Departmental request):

Implementing law relating to delinquent industrial insurance payments of employers.

The bill was read the second time by sections.

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

Strike all of sections 1, 2, 4, 6 and 7, and renumber the remaining sections consecutively.

On page 1, section 3, line 18, before "any industrial" strike "If" and insert "Separate and apart from and in addition to all other provisions of this chapter, in those instances only where the total amount due and payable does not exceed five hundred dollars, if"

In line 20, after "this" and before ", or any" strike "act" and insert "title"

On page 2, section 3, line 11, after "warrant" and before "immediately" insert "in an amount not exceeding five hundred dollars"

On page 3, section 5, line 7, after "come a" strike everything down to and including the period following "superior court" in line 32 and insert "lien prior to all other liens or claims and on a parity with prior tax liens, not only against the interests of any employer, but against the interests of all others, in real estate, plant, works, equipment, and buildings improved, operated, or constructed by any employer, and also upon any products or articles manufactured by such employer."

On page 4, section 5, line 8, after "amount due" and before "is re-" insert "thereunder"

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

On page 2, section 3, line 4, after "warrant." insert "The director shall mail a copy of the warrant to the employer at his registered place of business by certified mail."

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

In line 1 of the title, after "insurance;" strike the remainder of the title and insert "and adding new sections to chapter 23, Laws of 1961 and to chapter 51.16 RCW."

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 540 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 540, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Durkan, Foley, Hallauer—3.

Engrossed Senate Bill No. 540, having received the constitutional majority, was declared passed.

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

MOTION

Senator Lennart moved that the Senate do now consider Senate Bills No. 264 and 265 on second reading.

Debate ensued.

The motion was lost on a rising vote.

Senate Bill No. 618, by Senator Mardesich:

Providing for the relief of Alton V. Phillips Company.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 618 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 618, and the bill passed the Senate by the following vote: Yeas, 40; nays, 6, absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Woodall—40.

Those voting nay were: Senators Atwood, Moriarty, Jr., Neill, Peterson, Talley, Williams—6.

Those absent or not voting were: Senators Durkan, Foley, Hallauer—3.

Senate Bill No. 618, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Engrossed Substitute House Bill No. 261, House Bill No. 335, Engrossed House Bill No. 418 and House Bill No. 273 were ordered to retain their places on the second reading calendar for tomorrow.

On motion of Senator Neil, Senate Bill No. 253 was referred to Committee on Rules and Joint Rules.

Senate Bill No. 349, by Senators Sandison, Rickdall, Durkan, Freise, Guess, McMillan, Charette, Knoblauch, Connor, Kupka, Williams, Thompson, Jr., Ryder, Moriarty, Jr., Cowen, Riley, Chytil, Talley and Stender:

Establishing standards for taxation of timberlands.

REPORT OF STANDING COMMITTEE

Senate Bill No. 349:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Establishing standards for taxation of timberlands (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 4, section 4, line 20, after "(c)" strike "Taxes" and insert "Property taxes"

On page 4, section 4, line 27, after "considered" strike the remainder of the sentence and insert "may be county-wide and include all the timberlands in the county but shall not be smaller than the individual owner's tract of timberlands in the county."

On pages 4 and 5, strike the section 5 and insert:

"NEW SECTION. Sec. 5. There is added to chapter 15, Laws of 1961 and to chapter 84.40 RCW a new section to read as follows: The state tax commissioners in conjunction with seven county assessors shall revise and update the timber appraisal manual heretofore prepared and published pursuant to chapter 20, Laws of 1951 second extraordinary session and shall thereafter revise and update the manual at least once every four years. The seven assessors shall be selected by the executive board of the Washington State Association of County Assessors as follows: Two members shall be from the western district of the association of county assessors; two members from the Puget Sound district; one member from the central district; one member from the eastern district; and the duly elected and acting president of the association. The districts herein specified shall be as designated in the bylaws of the association adopted in September, 1961. The department of natural resources shall aid and assist in the preparation of the manual. The aforementioned parties shall meet within thirty days of the effective date of this act and shall revise and update the timber appraisal manual. The revised and updated manual shall be delivered to the tax commission on or before January 1, 1964. The tax commission shall reproduce the manual in suitable form and furnish two copies free of charge to each county assessor prior to March 15, 1964, and shall furnish the manual to others upon request at a price of five dollars per copy. The purposes of revising and updating this manual shall be solely in accordance with this act and no other."

....., *Chairman.*
 MARTIN J. DURKAN, *Chairman,*
 Committee on Revenue and Regulatory Agencies.
 FRED H. DORE, *Chairman,*
 Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the committee amendment to page 4, section 4, line 20.

Debate ensued.

On motion of Senator Hallauer, Senate Bill No. 349 was ordered to retain its place at the beginning of tomorrow's calendar for second reading.

Senate Bill No. 316, by Senators Dore, Riley and Neill:

Enacting the uniform supervision of trustees for charitable purposes act. The bill was read the second time by sections.

Senator Thompson, Jr. moved the adoption of the following amendment:

On page 6, section 17, line 33, after "fund," insert "and otherwise known as the John J. O'Connell for Governor charitable trust administrative fund."

Senator Greive moved the question of consideration on the amendment, and the Senate voted not to consider the amendment.

Senator Moriarty, Jr., moved the adoption of the following amendment:

On page 5, section 12, line 19, strike section 12 and renumber the remaining sections consecutively.

Debate ensued.

On motion of Senator Greive, the amendment was laid upon the table.

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 7, section 17, line 12, after "fund" insert "and on his administration of this act"

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 316 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 316, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those voting nay were: Senators Atwood, Guess—2.

Those absent or not voting were: Senators Foley, Gissberg—2.

Engrossed Senate Bill No. 316, having received the constitutional majority, was declared passed.

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

Senate Bill No. 533, by Senators Petrich and Williams:

Providing for the payment of moving costs in eminent domain proceedings.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 533 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 533, and the bill passed the Senate by the following vote: Yeas, 42; nays, 6; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—42.

Those voting nay were: Senators Cowen, Donohue, Hallauer, McCutcheon, Raugust, Washington—6.

Those absent or not voting were: Senator Foley—1.

Senate Bill No. 533, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bill No. 160 was ordered to retain its place on the second reading calendar for tomorrow immediately following Senate Bill No. 349.

On motion of Senator Gallagher, Senate Bill No. 454 was ordered to retain its place at the end of the second reading calendar for today.

Senate Bill No. 264, by Senators Mardesich and Knoblauch (by Departmental request):

Supplementing fluid milk and fluid milk products act.

REPORT OF STANDING COMMITTEE

Senate Bill No. 264:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Supplementing fluid milk and fluid milk products act (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass with the following amendment:

On page 4, section 8, lines 21 and 22, after "violation" and before "of any" strike "or threatened violation"

AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Joe Chytil, Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, Ernest W. Lennart, W. C. Raugust, John H. Stender, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Mardesich, the committee amendment was adopted.

Senator England moved the adoption of the following amendment:

On page 2, section 4, line 31, strike the period and insert "and it shall not include any person who purchases at retail or wholesale for consumption in the residence of the purchaser or who purchases at retail or wholesale for resale to a person who then consumes the milk at the premises."

On motion of Senator Bailey, the amendment was laid upon the table.

Senator England moved the adoption of the following amendment:

On page 2, section 4, line 31, strike the period and insert "and shall not include a person who milks the cow."

Debate ensued.

On motion of Senator Bailey, the amendment was laid upon the table.

Senator England moved the adoption of the following amendment:

On page 3, section 4, line 4, before the period, insert "but shall not include a person who purchases milk at retail who transports said milk to that person's residence."

Debate ensued.

On motion of Senator Bailey, the amendment was laid upon the table.

Senator Woodall moved the adoption of the following amendment:

On page 2, section 4, lines 30 and 31, after "establishment." insert " : PROVIDED FURTHER, This shall not apply to persons who call at the dairy and receive milk in their own container."

Debate ensued.

The motion was carried on a rising vote, and the amendment was adopted.

Senator Moriarty, Jr. moved the adoption of the following amendment:

On page 1, section 2, line 24, after "rules" strike "except as otherwise provided in this section"

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Bill No. 264 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 264, and the bill passed the Senate by the following vote: Yeas, 43; nays, 5, absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch,

Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Woodall—43.

Those voting nay were: Senators England, Guess, Neill, Thompson, Jr., Williams—5.

Those absent or not voting were: Senator Foley—1.

Engrossed Senate Bill No. 264, having received the constitutional majority, was declared passed.

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

Senate Bill No. 265, by Senators Mardesich and Knoblauch (by Departmental request):

Supplementing law relating to dairies and dairy products.

REPORT OF STANDING COMMITTEE

Senate Bill No. 265:

Senate Chamber,
Olympia, Wash., February 25, 1963.

Supplementing law relating to dairies and dairy products (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass with the following amendments:

On page 2, section 3, line 15, after "barbers," and before "exchanges" insert "or"

On page 2, section 3, on lines 15 and 16, after "exchanges" and before "any" strike "*or, transports, or has in possession with intent to do so,*"

On page 2, section 4, line 31, after "Sec. 4." and before "15.32.290" strike "Section" and insert "Sections 15.32.210 and"

On page 2, section 4, line 32, after "RCW" and before "15.32.290" insert "15.32.210 and"

On page 8, section 14, lines 22 and 23, after "violation" and before "of any" strike "or threatened violation"

In line 6 of the title after "repealing" and before "15.32.290" strike "section" and insert "sections 15.32.210 and"

In line 7 of the title after "RCW" and before "15.32.290" insert "15.32.210 and"

AUGUST P. MARDESICH, *Chairman.*

We concur in this report: Joe Chytil, Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, Ernest W. Lennart, W. C. Raugust, John H. Stender, Nat Washington.

The bill was read the second time by sections.

On motion of Senator Bailey, the committee amendments to page 2, section 3, lines 15 and 16 were adopted.

On motion of Senator Bailey, the committee amendments to page 2, section 4, lines 31 and 32 were adopted.

On motion of Senator Mardesich, the committee amendment to page 8 was adopted.

Senator Woodall moved the adoption of the following amendment:

On page 2, section 3, line 22, strike the period, insert a comma and add the following:

" : *Provided further*, This shall not apply to persons who call at the dairy and receive milk in their own container"

Debate ensued.

Senator Bailey moved that the amendment be laid upon the table.

The motion was carried on a rising vote and the amendment was laid upon the table.

Senator Moriarty, Jr. moved the adoption of the following amendment:

On page 2, lines 4 and 5, strike the comma (,) and the following:

"except as otherwise provided in this section".

Debate ensued.

Senator Herrmann moved that the amendment be laid upon the table.

The motion was carried on a rising vote and the amendment was laid upon the table.

On motion of Senator Mardesich, the committee amendments to the title were adopted.

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Bill No. 265 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 265, and the bill passed the Senate by the following vote: Yeas, 25; nays, 23; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cowen, DeGarmo, Donohue, Dore, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Raugust, Riley, Sandison, Stender, Talley, Washington—25.

Those voting nay were: Senators Atwood, Cooney, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Thompson, Jr., Williams, Woodall—23.

Those absent or not voting were: Senator Foley—1.

Engrossed Senate Bill No. 265, having received the constitutional majority, was declared passed.

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

MOTION

Senator Stender moved that Senate Bill No. 327 and Senate Bill No. 604 be advanced to the beginning of this evening's second reading calendar.

Debate ensued.

The motion was lost.

Senate Bill No. 515, by Senators Rasmussen and Williams (by Departmental request):

Relating to the public assistance advisory committee and creating sub-committees.

The bill was read the second time by sections.

Senator Dore moved the adoption of the following amendment:

On page 1, section 1, line 21, after "governor," insert "[by and with the consent of the senate] by and with the consent of the senate"

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Rasmussen, the rules were suspended, Engrossed Senate Bill No. 515 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 515, and the bill passed the Senate by the following vote: Yeas, 43; nays, 3; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators Durkan, Stender, Talley—3.

Those absent or not voting were: Senators Foley, Foster, Lennart—3.

Engrossed Senate Bill No. 515, having received the constitutional majority, was declared passed.

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

Senate Bill No. 516, by Senators Rasmussen and Williams (by Departmental request):

Changing provisions for medical care for public assistance recipients.

The bill was read the second time by sections.

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

On page 3, section 5, line 17, strike "shall". In line 17 strike "[may] and insert "may"

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 516 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 516, and the bill passed the Senate by the following vote: Yeas, 41; nays, 3; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—41.

Those voting nay were: Senators Durkan, Mardesich, Riley—3.

Those absent or not voting were: Senators Foley, Foster, Lennart, Raugust, Talley—5.

Engrossed Senate Bill No. 516, having received the constitutional majority, was declared passed.

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

Senate Bill No. 437, by Senators Rasmussen and Williams (by Departmental request):

Revising public assistance laws.

The bill was read the second time by sections.

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

On page 11, section 11, line 5, after "Washington." insert "Payments to the funeral director and to the cemetery or crematorium will be made by separate vouchers."

POINT OF INQUIRY

Senator Moriarty, Jr.:

"Would Senator Rasmussen yield to a question before we read the title?"

"Senator, directing your attention to section 8, page 7 of the bill, could you explain

to me what this is all about. Again on the rules and regulations business, but this one has a particular purpose, it states: 'The Department of Public Assistance is hereby authorized to promulgate rules and regulations governing the granting to any employee of the department, other than a provisional employee, a leave of absence for educational purposes to attend an institution of learning for the purpose of improving his skill, knowledge and technique in the administration of social welfare programs which will benefit the department.'

"Would you give me some information on this?"

Senator Rasmussen:

"Yes, Senator Moriarty, this is in line with federal provisions that give these people leave of absence so they can attend these courses. They attend them to improve their standards of operation and of handling the department and taking these people off the rolls of the public welfare."

On motion of Senator Rasmussen, the rules were suspended, Engrossed Senate Bill No. 437 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 437, and the bill passed the Senate by the following vote: Yeas, 40; nays, 5; absent or not voting, 4.

Those voting ye a were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, England, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—40.

Those voting nay were: Senators Donohue, Durkan, Foster, Gissberg, Petrich—5.

Those absent or not voting were: Senators Dore, Foley, McMillan, Mardesich—4.

Engrossed Senate Bill No. 437, having received the constitutional majority, was declared passed.

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

MOTIONS

Senator Woodall moved that Senate Bill No. 88 be ordered to retain its place on the second reading calendar for tomorrow.

Debate ensued.

Senator Gallagher moved that the motion be laid upon the table.

The motion by Senator Gallagher lost on a rising vote.

Senators Woodall, Greive and Keefe demanded the previous question and the demand was sustained.

The motion by Senator Woodall was carried and Senate Bill No. 88 was ordered to retain its place on the second reading calendar for tomorrow.

Senator Riley moved that the Senate do now consider Senate Bill No. 454. Debate ensued.

Senator Greive moved that the motion by Senator Riley be laid upon the table.

Senator Riley demanded a roll call and the demand was sustained by Senators Raugust, Woodall, Riley, Ryder, Moriarty, Jr., Washington, Cowen, Hallauer, Guess and Atwood.

ROLL CALL

The Secretary called the roll, and the motion by Senator Riley was laid upon the table by the following vote: Yeas, 26; nays, 22; absent or not voting, 1.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Gallagher, Gissberg, Greive, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Petrich, Rasmussen, Sandison, Stender, Talley—26.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Foster, Freise, Guess, Hallauer, Henry, Lennart, McMillan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Thompson, Jr., Washington, Williams, Woodall—22.

Those absent or not voting were: Senator Foley—1.

MOTION

Senator Thompson, Jr. moved that the Senate do immediately consider Senate Bill No. 327 on second reading.

The motion was carried.

Senate Bill No. 327, by Senators Thompson, Jr., Talley and Stender (by Departmental request):

Changing license fee for commercial fishing vessels.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 327 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 327, and the bill passed the Senate by the following vote: Yeas, 43; nays, 5; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators Dore, Gissberg, Keefe, McCutcheon, Sandison—5.

Those absent or not voting were: Senator Foley—1.

Senate Bill No. 327, having received the constitutional majority, was declared passed.

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

Senate Bill No. 524, by Senators Keefe, McMillan and Washington (by Departmental request):

Providing salary of certain state mine inspectors be determined by director of labor and industries.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 524 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 524, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Foley, Foster, Sandison—3.

Senate Bill No. 524, having received the constitutional majority, was declared passed.

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

MOTION

Senator Herrmann moved that the Senate immediately consider Senate Bill No. 107, and Senate Bill No. 457 on second reading.

The motion was lost on a rising vote.

Senate Bill No. 614, by Senators DeGarmo and Chytil:

Continuing the canal commission and feasibility study for ship canals.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 614 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 614, and the bill passed the Senate by the following vote: Yeas, 42; nays, 6; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senators Gissberg, Hess, Moriarty, Jr., Neill, Riley, Ryder—6.

Those absent or not voting were: Senator Foley—1.

Senate Bill No. 614, having received the constitutional majority, was declared passed.

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

Senate Bill No. 511, by Senators Kupka, Stender and Dore (by Departmental request):

Setting boiler and unfired pressure vessels inspection fees.

The bill was read the second time by sections.

On motion of Senator Dore, the rules were suspended, Senate Bill No. 511 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 511, and the bill passed the Senate by the following vote: Yeas, 37; nays, 11; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foster, Freise, Gallagher, Greive; Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Stender, Talley, Washington—37.

Those voting nay were: Senators Chytil, England, Gissberg, Moriarty, Jr., Neill, Riley, Ryder, Sandison, Thompson, Jr., Williams, Woodall—11.

Those absent or not voting were: Senator Foley—1.

Senate Bill No. 511, having received the constitutional majority, was declared passed.

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

MOTION

Senator Bailey moved that the Senate do now consider Senate Bill No. 604. The motion was carried.

Senate Bill No. 604, by Senators Stender and Atwood:

Extending certain powers of cities and towns over property within their boundaries.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 604 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Hess:

"I would like a little more thorough explanation of this. I am curious as to what it does."

The President:

"Inasmuch as consideration of the bill was started prior to midnight, discussion will be permitted."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 604, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those voting nay were: Senator Gissberg—1.

Those absent or not voting were: Senator Foley—1.

Senate Bill No. 604, having received the constitutional majority, was declared passed.

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

MOTION

At 12:05 a. m., Sunday, March 10, 1963, on motion of Senator Greive, the Senate adjourned until 2:00 p. m., Sunday, March 10, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTY-SIXTH DAY

AFTERNOON SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Sunday, March 10, 1963.

The Senate was called to order at 2:00 p. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Thompson, Jr.

On motion of Senator Neill, Senator Thompson, Jr. was excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Walter A. MacArthur, pastor of the First Methodist Church of Olympia, offered prayer as follows:

"As we pray for Thy guidance and help, Great God, we know that Thou dost not intend prayer to be a substitute for work. We know we are expected to do our part. Help us to be more willing to think with our minds, to act with our wills, to be led of Thy Spirit. In the midst of opposition, criticism and indifference, we sometimes want to give in or give up!

"Help us to screw our courage to its sticking point and stand firm in our convictions. But, O God! let those convictions be born out of our finest and most serious deliberations. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,

Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 106; also

Senate Bill No. 264; also

Senate Bill No. 265; also

Senate Bill No. 316; also

Senate Bill No. 337; also
 Senate Bill No. 437; also
 Senate Bill No. 445; also
 Senate Bill No. 515; also
 Senate Bill No. 516; also
 Senate Bill No. 562; also
 Senate Bill No. 564; also
 Senate Bill No. 598 have compared same with the original bills and find them
 correctly Engrossed., *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill,

Senate Chamber,
 Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was
 referred Senate Bill No. 540 have compared same with the original bill and find it
 correctly Engrossed., *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

House Bill No. 31:

Senate Chamber,
 Olympia, Wash., March 8, 1963.

Changing filing of notice of appeal regarding employment security (reported by
 Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, George W. Kupka, August
 P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 72:

Senate Chamber,
 Olympia, Wash., March 8, 1963.

Changing certain public employees retirement provisions (reported by Committee
 on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Sam C. Guess, George W. Kupka, August
 P. Mardesich, Charles P. Moriarty, Jr., John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 76:

Senate Chamber,
 Olympia, Wash., March 6, 1963.

Authorizing public assistance community work and training program (reported by
 Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, George W. Kupka, August
 P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 264:

Senate Chamber,
 Olympia, Wash., March 9, 1963.

Supplementing law relating to commission merchants, dealers, brokers, buyers
 and agents in agricultural products (reported by Committee on Agriculture and Horti-
 culture):

MAJORITY recommends that it do pass. AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Dewey C. Donohue, William A. Gissberg, H. B. Hanna,
 W. C. Raugust, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 311:

Senate Chamber,
Olympia, Wash., March 9, 1963.

Establishing standards for and regulating warehousemen and shippers of agricultural commodities (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Dewey C. Donohue, William A. Gissberg, H. B. Hanna, W. C. Raugust, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 351:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Allowing family to set aside income for dependent child (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 469:

Senate Chamber,
Olympia, Wash., March 8, 1963.

Authorizing payment of industrial insurance benefits to beneficiary while workman incarcerated (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass. A. L. RASMUSSEN, *Chairman*.

We concur in this report: Frank Connor, Fred H. Dore, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., John H. Stender, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 579:

Senate Chamber,
Olympia, Wash., March 9, 1963.

Revising poultry exemption from sales tax (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it be referred to the Committee on Ways and Means. AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Joe Chytil, Dewey C. Donohue, William A. Gissberg, H. B. Hanna, Reuben A. Knoblauch, Ernest W. Lennart, David E. McMillan, John H. Stender, Nat Washington.

On motion of Senator Ryder, the committee report was adopted and House Bill No. 579 was referred to the Committee on Ways and Means.

House Concurrent Resolution No. 13:

Senate Chamber,
Olympia, Wash., March 9, 1963.

Directing legislative council to study rural assessment and zoning practices (reported by Committee on Agriculture and Horticulture):

MAJORITY recommends that it do pass. AUGUST P. MARDESICH, *Chairman*.

We concur in this report: Joe Chytil, Dewey C. Donohue, H. B. Hanna, Reuben A. Knoblauch, Ernest W. Lennart, David E. McMillan, W. C. Raugust, John H. Stender, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 9, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 43:

Authorizing state-wide subpoena.

Senate Bill No. 115:

Providing changes in assessments against state lands.

Senate Bill No. 121:

Extending period for applying for use tax refund.

Senate Bill No. 122:

Changing allowable period in which a tax deficiency may be offset against a tax refund.

Senate Bill No. 285:

Providing additional state school of architecture.

Senate Bill No. 291:

Permitting change in sign designation of state highway routes.

Very truly yours,

BURTON R. JOHNSON,

Legal Administrative Assistant.

State of Washington, Executive Department,
Olympia, March 9, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bill, entitled:

Senate Bill No. 120:

Regulating optometry.

Very truly yours,

BURTON R. JOHNSON,

Legal Administrative Assistant.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 9, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 122; also House Bill No. 128; also Engrossed Substitute House Bill No. 157; also Engrossed Substitute House Bill No. 299; also House Bill No. 329; also House Bill No. 348; also House Bill No. 371; also House Bill No. 372; also House Bill No. 391; also Engrossed House Bill No. 453; also House Bill No. 455; also Engrossed House Bill No. 459; also House Bill No. 474; also Engrossed House Bill No. 512; also Engrossed House Bill No. 514; also House Bill No. 530; also

Engrossed House Bill No. 558; also
 Engrossed House Bill No. 560; also
 Engrossed House Bill No. 584; also
 House Bill No. 590; also
 House Joint Memorial No. 7; also
 House Joint Resolution No. 21; also
 House Joint Resolution No. 27 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 9, 1963.

MR. PRESIDENT:

The Speaker has signed House Bill No. 94 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President signed House Bill No. 94.

FIRST READING OF HOUSE BILLS, MEMORIAL AND RESOLUTIONS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 122, by Representatives Garrett, Morphis and Ackley (by Joint Committee on Urban Area Government request):

An Act relating to limited access highways; and amending sections 47.52.130, 47.52.140, 47.52.150, 47.52.160, and 47.52.190, chapter 13, Laws of 1961 and RCW 47.52.130, 47.52.140, 47.52.150, 47.52.160, and 47.52.190.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 128, by Representatives Garrett, Morphis and Ackley (by Joint Committee on Urban Area Government request):

An Act relating to powers of certain cities and towns.

Referred to Committee on Cities, Towns and Counties.

Engrossed Substitute House Bill No. 157, by Judiciary Committee:

An Act relating to the appraisalment of decedents' estates; and amending section 95, chapter 156, Laws of 1917 as last amended by section 8, chapter 202, Laws of 1939, and RCW 11.44.010.

Referred to Committee on Banks, Financial Institutions and Insurance.

Engrossed Substitute House Bill No. 299, by Committee on Social Security and Public Assistance:

An Act relating to the state employees' retirement system; amending section 1, chapter 274, Laws of 1947, as last amended by section 1, chapter 291, Laws of 1961, and RCW 41.40.010; amending section 13, chapter 274, Laws of 1947, as last amended by section 2, chapter 231, Laws of 1957, and RCW 41.40.120; and adding a new section to chapter 274, Laws of 1947 and to chapter 41.40 RCW.

Referred to Committee on Labor and Social Security.

House Bill No. 329, by Representatives Leland, Garrett and Taylor:

An Act relating to fire protection districts; and adding a new section to chapter 34, Laws of 1939, and chapter 52.08 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 348, by Representatives Beck, Mundy and Flanagan:

An Act relating to port districts; and providing a method for the dissolution of inactive port districts.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 371, by Representatives Olsen, Hawley and Braun:

An Act relating to state and local government; counties; and amending section 36.32.210, chapter, (Senate Bill No. 47) Laws of 1963 and RCW 36.32.210.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 372, by Representatives Burtch, Pritchard and Henry:

An Act relating to civil service in cities and towns; and amending section 7, chapter 31, Laws of 1935 and RCW 41.08.070.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 391, by Representatives Lybecker, Comfort and Andersen:

An Act relating to property; adding a new section to chapter 2, Laws of 1961 and to chapter 64.28 RCW.

Referred to Judiciary Committee.

Engrossed House Bill No. 453, by Representatives Adams, McFadden and Chatalas:

An Act relating to liability for rendering emergency care.

Referred to Judiciary Committee.

House Bill No. 455, by Representatives Haussler, Hood and Bozarth:

An Act relating to banks and trust companies and mutual savings banks; amending section 1, chapter 185, Laws of 1959 and RCW 30.04.126; and amending section 2, chapter 185, Laws of 1959 and RCW 32.20.047.

Referred to Committee on Banks, Financial Institutions and Insurance.

Engrossed House Bill No. 459, by Representatives Mundy and Moos:

An Act relating to cemetery districts; and amending section 84.52.052, chapter 15, Laws of 1961 and RCW 84.52.052.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 474, by Representatives Swayze, Backstrom and O'Connell:

An Act relating to public assistance; providing for an advisory council on aging and prescribing powers and duties in relation thereto; and adding new sections to chapter 26, Laws of 1959 and to chapter 74.04 RCW.

Referred to Committee on Labor and Social Security.

Engrossed House Bill No. 512, by Representatives Evans, Canfield and Lind:

An Act relating to the acquisition of sites, construction and financing of buildings for school districts, and the leasing and acquisition therefor by school districts.

Referred to Committee on Education.

Engrossed House Bill No. 514, by Representatives Newschwander, Hurley and Andersen:

An Act relating to public assistance; amending section 74.04.005, chapter 26, Laws of 1959 as amended by section 1, chapter 235, Laws of 1961 and RCW 74.04.005; amending section 74.04.015, chapter 26, Laws of 1959 and RCW 74.04.015; amending section 74.04.050, chapter 26, Laws of 1959 and RCW 74.04.050; amending section 74.04.055, chapter 26, Laws of 1959 and RCW 74.04.055; amending section 74.04.330, chapter 26, Laws of 1959 and RCW 74.04.330; amending section 2, chapter 269, Laws of 1961 and RCW 74.04.390; amending section 3, chapter 269, Laws of 1961 and RCW 74.04.400; amending section 4, chapter 269, Laws of 1961 and RCW 74.04.410; amending section 5, chapter 269, Laws of 1961 and RCW 74.04.420; amending section 6, chapter

269, Laws of 1961 and RCW 74.04.430; amending section 7, chapter 269, Laws of 1961 and RCW 74.04.440; amending section 74.08.283, chapter 26, Laws of 1959 and RCW 74.08.283; amending section 74.12.010, chapter 26, Laws of 1959 as amended by section 1, chapter 265, Laws of 1961 and RCW 74.12.010; amending section 74.12.030, chapter 26, Laws of 1959 and RCW 74.12.030; amending section 74.12.130, chapter 26, Laws of 1959 and RCW 74.12.130; amending section 1, chapter 206, Laws of 1961 and RCW 74.12.250; adding new sections to chapter 269, Laws of 1961 and to chapter 74.04 RCW; adding new sections to chapter 26, Laws of 1959 and to chapters 74.04, 74.08 and 74.12 RCW; and repealing section 74.08.295, chapter 26, Laws of 1959 and RCW 74.08.295; providing penalties; and declaring an emergency.

Referred to Committee on Labor and Social Security.

House Bill No. 530, by Representatives Kirk, Olsen and Wang:

An Act relating to local governmental units; prescribing refund procedure; and amending section 84.69.070, chapter 15, Laws of 1961 as amended by section 2, chapter 270, Laws of 1961 and RCW 84.69.070.

Referred to Committee on Cities, Towns and Counties.

Engrossed House Bill No. 558, by Representatives Gorton, Garrett and Lewis:

An Act relating to state park and recreation areas.

Referred to Committee on Natural Resources.

Engrossed House Bill No. 560, by Representative Evans:

An Act relating to city streets; and amending section 1, chapter 67, Laws of 1953 and RCW 35.21.088; and providing an effective date.

Referred to Committee on Highways.

Engrossed House Bill No. 584, by Representative Morrissey:

An Act relating to certain purchases by school districts and other public agencies.

Referred to Committee on Higher Education and Libraries.

House Bill No. 590, by Representatives Burtch, Anderson and Savage:

An Act relating to the collection and disposition of hotel inspection fees; and amending section 2, chapter 105, Laws of 1953, and RCW 43.22.110.

Referred to Committee on Labor and Social Security.

House Joint Memorial No. 7, by Representatives Litchman, Conner and Kirk:

Requesting United States Congress to change laws dealing with distribution of surplus agriculture commodities to state penal institutions.

Referred to Committee on Public Institutions.

House Joint Resolution No. 21, by Representatives Wintler, Kirk, O'Donnell, Henry, McCaffree, Lynch and Gleason:

Informing the public by joint resolution of the statutes dealing with wage discrimination due to sex and penalties thereof.

Referred to Committee on Labor and Social Security.

House Joint Resolution No. 27, by Representative Dootson:

Constitutional amendment limiting state indebtedness.

Referred to Committee on Constitution, Elections and Legislative Processes.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President and members of the Senate:

"I wish to speak on the matter and subject of the rule-making authority of the various departments. In the past no one in this Chamber has been more apprehensive in regard to the power of department heads to make rules and regulations that take the force and effect of law. As a delegate to the National Conference of State Legislators in 1955 I spoke on this subject, expressing such fears.

"Last night the very capable Senator from King, Senator Moriarty, Jr., proposed amendments to Senate Bill 264 and Senate Bill 265, contents of which had to do with that of production and distribution of milk and/or milk products. The adoption of the amendments would have taken away the authority of the Director of Agriculture to regulate the production and the distribution of milk and its products.

"Let us see what this means. When a housewife goes to a market and buys milk she looks at the various labels, the capping on the bottles, notices that some is captioned certified raw milk, some pasteurized and so on. She just takes it for granted that somehow, somewhere there is an authority that sees to it that this has actually been done. In the state of Washington, the Department of Agriculture has the duty and the authority to do this. Authority and responsibility is inseparable. Suppose the amendments presented on the floor had been adopted. There would have then been no authority to regulate this exceedingly perishable product and the public would have no protection. Milk could be sold and labeled pasteurized whether it was pasteurized or not, for there would be no one to check up whether the public had the proper protection.

"Of course, health authorities would, in various cities, take hold; but, there would then be a medley of methods of enforcement of the law and chaos would come about. I am citing this as a plain example of the danger of thinking that the rule making authority is all bad. Perhaps there are many rules that should not be adopted. Perhaps as the Senator suggested many of them should actually be on the statute books, but what is perhaps more urgent than the Senator realizes is that there must be flexibility. We cannot, in the matter of perishable produce, set the specifications down on the statute books. We cannot adopt a cast iron policy applicable to perishable produce and live happily ever after. We must have flexibility to meet the demands of continual changes and readjustments.

"Let us be sensible about this. All rules are not necessarily bad because rule making authority has been abused, nor are they necessarily good because the authority must have flexibility in making them. What I should like to call to your attention is that the Senator from King has a legalistic mind that dwells upon the fine print in proposed legislation as in contract, a searching mind in the matter of law; but, he gets himself and others into deep water when he gets in conflict with bacteriology and microbes. I know of no way by which we can legislate a constantly working pattern to make microbes and bacteria conform to law.

"There is a maxim of law that where reason ceases the law itself ceases. This is not only a maxim of law but a maxim of common sense. My approach is through the back door. There is so little that I know about law that I am almost frustrated about it. In fact, when I look up to the starry heavens about and back down with my eyes upon earth again I must say that if there is anything I can be grateful for, it is because there is so much that I cannot know. Let each legislator here confine himself to his own field of knowledge. The state will be the better off for it."

SECOND READING OF BILLS

MOTION

On motion of Senator Moriarty, Jr., Engrossed Substitute House Bill No. 261 was made a special order of business for 4:00 p. m. today.

Senate Bill No. 349, by Senators Sandison, Rickdall, Durkan, Freise, Guess, McMillan, Charette, Knoblauch, Connor, Kupka, Williams, Thompson, Jr., Ryder, Moriarty, Jr., Cowen, Riley, Chytil, Talley and Stender:

Establishing standards for taxation of timberlands.

Senator McCutcheon moved that Senate Bill No. 349 and Senate Bill No. 160 retain their places on second reading at the end of the calendar for today.

Debate ensued.

The motion was lost.

The Senate resumed consideration of Senate Bill No. 349.

The bill was read the second time by sections.

On motion of Senator Durkan, the following committee amendments to page 4, section 4, lines 20 and 27 were adopted:

On page 4, section 4, line 20, after "(c)" strike "Taxes" and insert "Property taxes"

On page 4, section 4, line 27, after "considered" strike the remainder of the sentence and insert "may be county-wide and include all the timberlands in the county but shall not be smaller than the individual owner's tract of timberlands in the county."

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

On page 4, line 29, strike section 5 and insert "NEW SECTION. Sec. 5. There is added to chapter 15, Laws of 1961 and to chapter 84.40 RCW a new section to read as follows:

"The timber appraisal manual heretofore prepared and published pursuant to chapter 20, Laws of 1951 second extraordinary session shall be revised and updated by seven county assessors with the advice of the state tax commission and shall thereafter be revised and updated at least once every four years. The seven assessors shall be selected by the executive board of the Washington State Association of County Assessors as follows: Two members shall be from the western district of the association of county assessors; two members from the Puget Sound district; one member from the central district; one member from the eastern district; and the duly elected and acting president of the association. The districts herein specified shall be as designated in the bylaws of the association adopted in September, 1961. The department of natural resources shall aid and assist in the preparation of the manual. The aforementioned parties shall meet within thirty days of the effective date of this act and shall revise and update the timber appraisal manual. The revised and updated manual shall be delivered to the tax commission on or before January 1, 1964. The tax commission shall reproduce the manual in suitable form and furnish two copies free of charge to each county assessor prior to March 15, 1964, and shall furnish the manual to others upon request at a price of five dollars per copy. The purposes of revising and updating this manual shall be solely in accordance with this act and no other."

On motion of Senator Riley, the committee amendment to pages 4 and 5 adding a new section was not adopted.

Senator McCutcheon moved the adoption of the following amendment:

On page 4, section 4, line 12, subsection (6), strike all of subsection (6) lines 12 through 28.

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

Senator McCutcheon moved the adoption of the following amendment:

On page 4, section 4, line 16, strike all of subsection (a).

On motion of Senator Talley, the amendment was laid upon the table.

Senator Petrich moved the adoption of the following amendment:

On pages 3 and 4, section 4, line 32, strike subsection (1), (2), (3), (4) and (5) and renumber the remaining subsection.

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 349 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

The President called on President Pro Tempore Riley to preside.

POINT OF INQUIRY

Senator Dore:

"Would Senator Sandison yield to a question?"

"As I understand you, Senator, the purpose of this bill is merely to change the procedure of taxation, is that right?"

Senator Sandison:

"No, Senator, it does not. It changes to some extent a system of evaluations which has been advisory. This would make it uniform."

Senator Dore:

"Would you say that was the principle purpose of this bill?"

Senator Sandison:

"No, the taxation is the main thing. However, as a main part of this tax bill, we do discuss valuations."

Senator Dore:

"If I understood you correctly just a few moments ago, you said this did not involve any revenue and taxation and then, in further remarks, you didn't mention raising the revenue or increasing the taxation, so I would assume, then, this would not deal with revenue or taxation."

Senator Sandison:

"Senator, I realized yesterday was the fifty-fifth day and (Interruption)"

Senator Dore:

"What I want to know is: Is this really a revenue or taxation bill and if so, where is revenue increased or taxation affected?"

Senator Sandison:

"Well, of course, you can't very well point out the revenue because it would be so different in every county. I might point out and did before, it would increase each year, using this advisory rate. If we are to use it the way we intend to use it in this bill, it's safe to presume that it would be even a larger increase. We feel under the present program, some lands certainly are not being taxed equitably and are not paying their fair share of the tax. I think this would do it."

Senator Dore:

"Senator, how do you reconcile this bill with Article VII, Section 1 on Taxation which reads: 'The power of taxation shall never be suspended, surrendered or contracted away. All taxes shall be uniform upon the same class of property within the territorial limits of the authority levying the tax and shall be levied, and collected for public purposes only.'

"Now, my question is, how can we in the legislature reconcile the suspending of this Constitutional provision. This is giving this power not to a third body, but provides that they shall be taxed according to and by means of a manual over which we have no control. Do you have any comment or suggestion or reason why we can do this?"

Senator Sandison:

"I might point out a little farther along in the Constitution, if you look at Amendment 14: 'Provided the legislature may tax mines and mineral resources and lands devoted to reforestation by either a yield tax or ad valorem tax at such rate as it may fix, or by both.'"

Senator Dore:

"Then this says we actually are changing the level of taxation in reference to these reforestation lands, and that is the reason for adopting this manual? Is that what you are saying?"

Senator Sandison:

"No, I don't think we are changing the level."

Senator Dore:

"Then, it doesn't involve any taxation?"

Senator Sandison:

"Yes, it does."

POINT OF ORDER

Senator Neill:

"Point of order. I believe the question has been answered and there is some colloquy going on back here. Let's proceed in order."

RULING BY THE PRESIDENT

The President:

"In answer to Senator Neill's point of order, the President thinks the point of order is well taken."

POINT OF ORDER

Senator Dore:

"Point of order, Mr. President. In my opinion, in reading the bill and submitting the questions and answers of the sponsor which are recorded in the journal, this bill does not involve taxation or revenue, and it is after the day to be considering Senate bills and this bill should not properly be before us at this time."

Senator McCutcheon:

"Speaking on the point of order, Mr. President, I think Senator Dore has stated the point of order, and I am going to speak in favor of it. He has a very good point. I think this bill has nothing to do with taxation, but has reference to excess evaluation and runs head on in collision with Article VII, Section 1 of the State Constitution, and I will quote: 'The power of taxation shall never be suspended, surrendered, or contracted away. All taxes shall be uniform upon the same class of property within the territorial limits of the authority levying the tax and shall be levied, and collected for public purposes only.'"

POINT OF ORDER

Senator McCormack:

"Point of order, Mr. President.

"I don't think Senator McCutcheon is speaking to the point of order raised by Senator Dore."

The President:

"Your point of order is well taken, Senator McCormack. Senator McCutcheon, you will please confine your remarks specifically to the point of order as raised by Senator Dore."

Senator McCutcheon:

"Well, you're going in the face of the Constitution."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"I don't believe that it is the function of the presiding officer of the Senate to determine matters of constitutionality, only procedural matters. I think they can direct their remarks to what the body has done or the resolution that was adopted, but we hardly call on the presiding officer of the Senate to act as the Supreme Court."

RULING BY THE PRESIDENT

The President:

"Senator Woodall's point is well taken. The President was about to make the same observation and same ruling. The President cannot make a determination of

whether or not a bill or resolution is constitutional. The presiding officer cannot make a determination whether the bill is beyond the Constitution. That is a matter to be determined by the members of the Senate and the Supreme Court if necessary."

POINT OF ORDER

Senator Dore:

"Speaking on my point of order, perhaps Senator Woodall misunderstood me. I am not raising the point of order on constitutionality. I am raising the question on the rule we adopted yesterday that we would not consider any Senate bills after 11:59 p. m. last night.

"Now my point of order is that this is not a tax or revenue measure, based on the bill and the remarks of the sponsor, and, therefore, we are in violation of the rules we adopted yesterday and you, of course, as presiding officer, must determine the point of order I am raising on the rules. I am not asking for a determination on the constitutionality."

RULING BY THE PRESIDENT

The President:

"Gentlemen of the Senate, the ruling of the President on the point of order as raised by Senator Dore is this: Senate Bill No. 349 is an act relating to the taxation of timber and timber lands and adding five new sections to Chapter 15, Laws of 1961, and to Chapter 84.040 RCW. The ruling on the point of order is that this is a bill pertaining to taxation of timberlands and is therefore properly before the body at this time."

Senator Talley demanded the previous question and the demand was sustained.

Senator McCutcheon moved that the rules be suspended and that he be permitted to address the Senate for three minutes.

The motion was carried.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 349, and the bill passed the Senate by the following vote: Yeas, 39; nays, 9; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—39.

Those voting nay were: Senators Dore, Foley, Gallagher, Henry, Herrmann, McCutcheon, Mardesich, Morgan, Petrich—9.

Those absent or not voting were: Senator Thompson, Jr.—1.

Engrossed Senate Bill No. 349, having received the constitutional majority, was declared passed.

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

On motion of Senator Woodall, Engrossed Senate Bill No. 349 was ordered immediately transmitted to the House.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Engrossed Substitute House Bill No. 261 on second reading.

Engrossed Substitute House Bill No. 261, by Committee on Water Resources and Pollution Control:

Supplementing law relating to irrigation and rehabilitation districts.

The Senate resumed consideration of Engrossed Substitute House Bill No. 261 on second reading.

MOTIONS

On motion of Senator Moriarty, Jr., Engrossed Substitute House Bill No. 261 was made a special order of business for 4:15 p. m.

On motion of Senator Sandison, Senate Bill No. 160 was made a special order of business for 5:00 p. m. today.

Engrossed House Bill No. 418, by Representatives McCormick, Henry and Juelling:

Protecting firemen's pension rights on change in fire protection organizations.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Engrossed House Bill No. 418 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 418, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Donohue, Foley, Lennart, McMillan, Peterson, Ryder, Thompson, Jr.—7.

Engrossed House Bill No. 418, having received the constitutional majority, was declared passed.

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

House Bill No. 273, by Representatives McCormick, Rosenberg, and Wang: Regulating common carriers.

The bill was read the second time by sections.

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

On page 3, line 3, following section 2, add a new section as follows:

"**NEW SECTION.** Sec. 3. Hearings on applications shall be heard in the county or adjoining county of the residence of the applicant."

On page 3, add a new section as follows:

"**NEW SECTION.** Sec. 4. Appeals from rulings and orders shall be heard in the superior court of the county of the residence of the applicant or Thurston County at the option of the applicant."

On page 3, add a new section as follows:

"**NEW SECTION.** Sec. 5. A permit or extension thereof for hauling unprocessed or unmanufactured agricultural commodities and livestock for a distance not to exceed eighty miles from the point of production to primary markets shall be issued to any qualified applicant therefor, authorizing the whole or part of the operations covered

by the application, if it is found that the applicant is fit, willing, and able properly to perform the services proposed and conform to the provisions of this chapter and the requirements, rules and regulations of the commission thereunder, and that such operations will be consistent with the public interest."

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

In line 3 of the title, after "81.80.170" and before the period, insert "; adding three new sections to 81.80 **RCW**"

On motion of Senator Freise, the rules were suspended, House Bill No. 273, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 273, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 37; nays, 7; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Woodall—37.

Those voting nay were: Senators Foley, Freise, Hallauer, Petrich, Raugust, Washington, Williams—7.

Those absent or not voting were: Senators Lennart, McCormack, McCutcheon, Neill, Thompson, Jr.—5.

House Bill No. 273, as amended by the Senate, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Engrossed Substitute House Bill No. 261 on second reading.

Engrossed Substitute House Bill No. 261, by Committee on Water Resources and Pollution Control:

Supplementing law relating to irrigation and rehabilitation districts.

The bill was read the second time by sections.

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

On page 3, section 5, line 28, after "trict", strike the period and insert ": *Provided*, That the state department of health gives its approval in writing to any district program instituted under the authority of this item."

On page 3, section 5, line 31, after "boundaries." insert "These funds may be transferred to the jurisdictional health department for the purpose of carrying out the provisions of this item."

On page 4, section 5, line 19, after "Control" strike ", regulate or prohibit" and insert "and regulate"

On page 4, section 5, line 22, after "untreated", strike the period and insert ": *Provided*, That the state pollution control commission gives its approval in writing to any district program instituted under this section, and nothing herein shall be deemed to amend, repeal, supersede, or otherwise modify any laws or regulations relating to public health or to the pollution control commission."

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 5, section 7, line 5, strike all of section 7 and insert:

"NEW SECTION. Sec. 7. The directors may enact rules and regulations, the violation of which shall be punishable as a misdemeanor, and the justices of the peace in said district shall have exclusive jurisdiction over such offenses. Penalty for violation shall not exceed a five hundred dollar fine or six months in jail. *Provided,* That where a violation is designated a misdemeanor, the directors shall submit such rules and regulations to the county commissioners of the county or counties in which the district is located who shall review same and approve or disapprove thereof. Rules or regulations disapproved by county commissioners within thirty days of submission shall be of no force or effect."

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

On page 5, section 9, line 21, after "of a" strike "corporation for public purposes" and insert "municipal corporation"

On page 5, section 10, line 29, after "county" strike the period and insert ": *Provided,* That nothing herein shall be deemed to amend, repeal, supersede or otherwise modify any provisions of Title 79, RCW."

On motion of Senator Washington the rules were suspended, Engrossed Substitute House Bill No. 261, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 261, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—47.

Those absent or not voting were: Senators England, Thompson, Jr.—2.

Engrossed Substitute House Bill No. 261, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Senate Bill No. 88, by Senators Gissberg, Durkan and Rickdall:

Reducing the tax on premiums from employee pension plan policies or contracts.

REPORT OF STANDING COMMITTEE

Senate Bill No. 88:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Reducing the tax on premiums from employee pension plan policies or contracts (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendment:

Section 1, strike lines 7 through 15 and insert "As to premiums received from policies or contracts issued in connection with a pension, annuity or profit-sharing plan exempt or qualified under sections 401, 404, or 501 (a) of the United States internal revenue code, the rate of tax specified in RCW 48.14.020 shall be reduced twelve and one-half percent with respect to the tax payable in 1964, twenty-five percent with respect to the tax payable in 1965, thirty-seven and one-half percent with respect to the tax payable in 1966, fifty percent with respect to the tax payable in 1967, sixty-two and one-half percent with respect to the tax payable in 1968, seventy-five

percent with respect to the tax payable in 1969, eighty-seven and one-half percent with respect to the tax payable in 1970, and one hundred percent with respect to the tax payable in 1971 and annually thereafter."

FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman,*

Committee on Revenue and Regulatory Agencies.

....., *Chairman,*

Committee on Appropriations.

We concur in this report: Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, George W. Kupka, August P. Mardesich, Frances Haddon Morgan, Marshall A. Neill, Ted G. Peterson, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Gissberg, the committee amendment was adopted.

On motion of Senator Gissberg, the rules were suspended, Engrossed Senate Bill No. 88 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on final passage of Engrossed Senate Bill No. 88, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 5.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—43.

Those voting nay were: Senator Hallauer—1.

Those absent or not voting were: Senators Atwood, Dore, McMillan, Raugust, Thompson, Jr.—5.

Engrossed Senate Bill No. 88, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 195, by Representatives Schaefer, Wang and Burtch:

Affecting abandoned vehicle provisions.

The bill was read the second time by sections.

MOTION

On motion of Senator Herrmann, Engrossed House Bill No. 195 was ordered to retain its place on the second reading calendar for tomorrow.

The President resumed the Chair.

Engrossed House Bill No. 286, by Representatives Bergh, King and May: Providing the director of labor power to appoint certain personnel.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 286 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 286, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Durkan, Hallauer, Lennart, Talley, Thompson, Jr.—5.

Engrossed House Bill No. 286, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 385, by Representatives Evans, Huntley and Haussler:

Implementing the law relating to county road improvement districts.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 385 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 385, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Lennart, Talley, Thompson, Jr.—3.

Engrossed House Bill No. 385, having received the constitutional majority, was declared passed.

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

House Bill No. 253, by Representatives Burtch, Anderson, Chatalas, DeJarnatt, Brouillet and Hurley (by Executive request):

Pertaining to surplus commodities for use of public assistance recipients.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, House Bill No. 253 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 253, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Foster, Lennart, Thompson, Jr.—3.

House Bill No. 253, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Senate Bill No. 160 on second reading.

Senate Bill No. 160, by Senators Sandison, Riley and Greive (by Legislative Council request):

Amending generally the reforestation act.

REPORT OF STANDING COMMITTEE

Senate Bill No. 160:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Amending generally the reforestation act (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 7, section 5, line 2, after "accordingly." and before "Within" on line 5, strike the entire sentence.

On page 8, section 7, line 31, after "payment of" strike down to and including through line 33 on page 8 and line 3 on page 9 and insert: "the yield taxes imposed by section 8 of this act, the commission shall issue an order removing said lands from classification, and such lands shall thereby be removed from classification as reforestation lands as of the first day of January next following the date of issuance of such order, and shall cease to be assessed and taxed as such and shall be free from any lien for unpaid taxes due or assessable under this chapter except as provided in section 8 of this act."

On page 9, section 8, strike line 6 down to and including through line 16 and insert: "Whenever any land is removed from classification as reforestation land it shall thereafter be assessed and taxed without regard to the provisions of this chapter and there shall thereupon become due and owing to the county in which such land is situated the taxes set forth in this section.

(a) A yield tax equal to twelve and one-half percent of the value of the timber or forest crop remaining on the land, based upon full current stumpage rates fixed by the assessor: *Provided*, That whenever, within a period of twelve years following the classification of any lands as reforestation lands, any such lands shall be removed from classification, the owner thereof shall be required to pay a yield tax upon the timber of one percent for each year that has expired from the date of such classification until such removal from classification.

(b) A sum of money equivalent to the amount, if any, by which the tax paid on the land and forest crop because of classification under this chapter is less than the tax paid during the same period on similar land and forest crop that was not classified.

The Assessor shall prepare a roll of lands to be removed from classification and shall extend against such lands the taxes computed as provided in this section, and shall forthwith transmit to the county treasurer a record of such taxes; and the county treasurer shall thereupon enter the amount of such taxes upon his records against such lands and their owner; and such taxes shall thereupon become a lien against such lands and timber and also against any forest material that may be cut thereon and against any other real or personal property owned by such owner. Such taxes shall become delinquent on the fifteenth day of March next following the effective date of the commission's order. The lien of such taxes shall be superior, and shall be enforceable, in the same manner and to the same effect as provided in RCW 84.28.140 for collection of yield taxes on materials removed from classified lands: *Provided*, That payment of such taxes shall be a condition precedent to issuance of an order removing lands from classification pursuant to provisions of section 7 of this act: *Provided, further*, That an order classifying lands or removing lands from classification shall not be retroactive, but the effective date of such order shall not be earlier than the first day of January next following the date of issuance of such order."

On page 11, section 11, line 2, after "permitted." and before "The county" insert "*The permit shall expire at the end of each calendar year but shall be renewed for another year upon written application of the owner.*"

On page 11, section 11, line 3, after "permit" and before "the stumpage" strike "establish" and insert "estimate".

On page 11, section 11, line 5, after "of the" and before "stumpage rates" strike "established" and insert "estimated".

On page 11, section 11, line 6, after "permittee." strike all the underlined material down through and including "thereunder" on line 10.

On page 12, section 12, line 17, after "sor" strike everything down to "thereupon" on line 22, and insert the following: "[or the department shall have determined the amount of timber or forest crop cut, as herein provided, the department shall determine the full current stumpage rates for the timber or forest crop cut, and shall notify the assessor of the county in which the lands are situated of the rates so fixed by it, and the assessor shall] *shall have determined the amount of timber or forest crop cut as herein provided, the assessor shall determine the full current stumpage rates for the timber or forest crop cut and shall*"

FRANK W. FOLEY, *Chairman.*
....., *Chairman,*

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman,*
....., *Chairman.*

Committee on Appropriations.

We concur in this report: Robert C. Bailey, Frank Connor, Jack England, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments were adopted.

Senator McCutcheon moved the adoption of the following amendment:

On page 2, section 2, line 12, after "tax commission." add a new subsection as follows:

"(3) The term selectively harvested lands as used in this act shall mean lands devoted to reforestation as set forth and defined in Article 7, Section 1 of the Constitution of the state of Washington, as amended."

Debate ensued.

MOTION

On motion of Senator Sandison, Senate Bill No. 160 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

Engrossed Substitute House Bill No. 243, by Judiciary Committee:

Providing for the appointment of additional superior court judges in certain counties.

The bill was read the second time by sections.

Senator Hallauer moved the adoption of the following amendment:

On page 2, line 11, add a new section to read as follows:

"Sec. 5. Section 2, chapter 144, Laws of 1953 as amended by section 2, chapter 260, Laws of 1957, and RCW 2.08.090 are each amended to read as follows:

Each judge of the superior court shall receive an annual salary of [fifteen] seventeen thousand five-hundred dollars: *PROVIDED, That the salary increase herein provided will not be considered in computing the retirement benefits pursuant to chapter 2.12 RCW, or in computing the monthly deduction from judges' salaries and the like state contribution provided by chapter 2.12 RCW.*"

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

MOTIONS

Senator Bailey moved that Engrossed Substitute House Bill No. 243, as amended by the Senate, be referred to Committee on Ways and Means.

Senator Gallagher moved that the motion be laid upon the table.

Senator Bailey demanded a roll call and the demand was sustained by Senators Riley, McCutcheon, McMillan, Morgan, Rasmussen, Mardesich, Stender and Guess.

ROLL CALL

The Secretary called the roll and the motion by Senator Gallagher was lost by the following vote: Yeas, 17; nays, 29; absent or not voting, 3.

Those voting yea were: Senators Connor, Cooney, Cowen, DeGarmo, Foster, Freise, Gallagher, Greive, Hallauer, Hanna, Herrmann, Knoblauch, Kupka, Lennart, Moriarty, Jr., Washington, Woodall—17.

Those voting nay were: Senators Atwood, Bailey, Charette, Chytil, Donohue, Dore, England, Foley, Gissberg, Guess, Henry, Hess, Keefe, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Williams—29.

Those absent or not voting were: Senators Durkan, Talley, Thompson, Jr.—3.

Debate ensued.

With the consent of the Senate, the motion by Senator Bailey was withdrawn.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Gallagher moved that the Senate do now reconsider the vote by which the amendment by Senator Hallauer was adopted.

Debate ensued.

Senators Keefe, Cowen and Bailey demanded the previous question and the demand was sustained.

The motion for reconsideration was carried.

The President stated the question before the Senate is: The adoption of the amendment by Senator Hallauer.

The motion was lost and the amendment was not adopted.

Senator Woodall moved the adoption of the following amendment:

On page 2, line 11, add a new section to the bill to be known as section 5 as follows: "Sec. 5. Section 1, chapter 229, Laws of 1937, as amended by section 1, chapter 221, Laws of 1943, and RCW 2.12.010 are each amended to read as follows:

Any judge of the supreme or superior court of the state of Washington who heretofore and/or hereafter shall have served as a judge of either or both of such courts for eighteen years in the aggregate [or who] *may retire and receive the retirement pay herein provided for if he is not engaged in the active practice of law.* Any judge of the supreme or superior court of the state of Washington who heretofore and/or hereafter shall have served ten years in the aggregate and shall have attained the age of seventy years or more may, during or at the expiration of his term of office, in accordance with the provisions of this chapter, be retired and receive the retirement pay herein provided for. In computing such term of service, there shall be counted the time spent by such judge in active service in the armed forces of the United States of America, under leave of absence from his judicial duties as provided for under chapter 201, Laws of 1941 (chapter 73.16 RCW): *Provided, however,* That in computing such credit for such service in the armed forces of the United States of America no allowance shall be made for service beyond the date of the expiration of the term for which such judge was elected. Any judge desiring to retire under the provisions of this section shall file with the state treasurer, who is hereby created treasurer, ex officio, of the fund hereinafter established, and who is hereinafter referred to as 'the treasurer,' a notice in duplicate in writing, verified by his affidavit, fixing a date when he desires his retirement to commence, one copy of which the treasurer shall forthwith file with the state auditor. The notice shall state his name, the court or courts of which he has served as judge, the period of service thereon and the dates of such service. No retirement shall be made within a period of less than thirty days after such statement is filed, and no retirement after separation from office by expiration of term shall be allowed unless the statement be filed within thirty days thereafter."

There being no objection, Senator Woodall was permitted to withdraw the amendment.

Senator Rasmussen moved the adoption of the following amendment:

Strike all judges except Clark County.

Senator Woodall moved the question of consideration on the amendment and the Senate voted not to consider the amendment.

On motion of Senator Gallagher, the rules were suspended, Engrossed Substitute House Bill No. 243 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 243, and the bill passed the Senate by the following vote: Yeas, 35; nays, 10; absent or not voting, 4.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Raugust, Rickdall, Ryder, Stender, Washington, Woodall—35.

Those voting nay were: Senators Atwood, Charette, McCormack, McMillan, Peterson, Petrich, Rasmussen, Riley, Sandison, Williams—10.

Those absent or not voting were: Senators Durkan, Neill, Talley, Thompson, Jr.—4.

Engrossed Substitute House Bill No. 243, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Engrossed House Bill No. 12, House Bill No. 394, Engrossed House Bill No. 257, House Bill No. 114, Engrossed House Bill No. 33, Engrossed House Bill No. 34 and House Bill No. 35 were ordered to retain their places on the calendar for second reading tomorrow.

On motion of Senator Freise, the Senate reverted to the fifth order of business.

The Secretary read:

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 76 with the following amendment: On page 1, after the title and before section 1, insert "*Be It Enacted by the Legislature of the State of Washington:*", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Freise, the Senate concurred in the House amendment to Engrossed Senate Bill No. 76.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 76, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Bailey, Durkan, Herrmann, Lennart, Talley, Thompson, Jr.—6.

Engrossed Senate Bill No. 76, as amended by the House, having received the constitutional majority, was declared passed.

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

MOTION

At 6:15 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Monday, March 11, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTY-SEVENTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, March 11, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Gallagher and Gissberg.

On motion of Senator Keefe, Senators Gissberg and Gallagher were excused.

The Color Guard, consisting of Pages Alec McDougall, Color Bearer, and JoAnn Poulson, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Almighty God, in whose divine keeping and control are the coming in and the going out of all our days, by Thy grace we have crossed the threshold into another day.

"We accept this day as a priceless gift and as an opportunity for service. We face it in resolute and daring faith, assured that with Thy help it shall lead to accomplishment.

"We pray that Thou wilt be present with and favorable to these leaders of state government as they seek right solutions to the difficult problems which challenge the consecration of their noblest and best. In Christ's name we pray. Amen."

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of Omar S. Parker, Jr., Governor of the Washington State Youth Legislature, and appointed a special committee consisting of Senators Riley, Charette, Bailey, Rickdall and Williams to escort Mr. Parker to a place of honor upon the rostrum.

With the approval of the Senate, business was suspended to permit Mr. Parker to address the body.

The Secretary read:

SENATE RESOLUTION 1963 -21-

By Senators Dore and Mardesich:

WHEREAS, When Senate Bill No. 360 originally came before the Senate for final passage and after it was amended by the House of Representatives and came before the Senate for Senate concurrence it was represented to the Senate that the bill provided local option to certain political subdivisions of the state as to whether these political subdivisions could allow within their wisdom certain devices and practices within their borders; and

WHEREAS, This body voted to pass the bill with the understanding that this was the case; and

WHEREAS, The State of Washington at present taxes many such devices and practices; and

WHEREAS, The references in sections 1, 3, and 4 of Senate Bill No. 360 as amended to devices and practices which are licensed "or taxed" might manifest an intention of the legislature that the state shall preempt the field; and

WHEREAS, It was not the intention of the Senate in passing the bill that the state should preempt the field but rather that it clearly be left to the local political subdivisions; and

WHEREAS, The "Enrolled Bill Doctrine" of this state will prevent the courts from looking beyond the words of the enrolled bill;

Now, Therefore, *Be It Resolved*, That the Senate of the State of Washington hereby request and recommend to the Governor of Washington that he veto the words "or taxed" where they appear at the end of sections 1, 3, and 4 of Senate Bill No. 360 for the reasons herein set forth.

Be It Further Resolved, That a copy of this resolution be forwarded forthwith by the Secretary of the Senate to Albert D. Rosellini, Governor of the State of Washington.

Senator Dore moved the adoption of the resolution.

Debate ensued.

POINT OF ORDER

Senator Gallagher:

"Mr. President:

"I rise to a point of order. I doubt very much whether it is in the prerogative of the Senate to tell by resolution or attempt to tell the Chief Executive to start repealing certain sections of bills. I recognize that Senator Dore may have a good point and I think it is entirely within his rights and his prerogative to step downstairs and inform the Chief Executive of his feelings on the matter. As a sponsor of the bill (Interruption)"

POINT OF ORDER

Senator Dore:

"Mr. President:

"I think Senator Gallagher rose to a point of order. I assume that his point is that I am not entitled to talk on my resolution."

Senator Gallagher:

"Mr. President:

"I think my point is that the resolution is entirely out of order for this body to attempt to tell the Chief Executive by resolution the fact that he should veto a certain portion of a bill."

Senator Dore:

"I think that is an argument against the resolution, Mr. President."

RULING BY THE PRESIDENT

The President:

"The President, in ruling upon the point of order as presented by Senator Gallagher: The President believes that in the opinion of some members of the Senate, that possibly the adoption of such a resolution may be improper for the reasons as stated by Senator Gallagher. However, the President believes that the Senate is a legislative body and has the authority to do whatsoever it pleases in the matter of legislation."

Senator Woodall:

"Mr. President:

"Would Senator Dore yield to a question?"

Senator Dore:

"I will, Senator, just as soon as I complete my remarks."

Debate ensued.

POINT OF INQUIRY

Senator Lennart:

"Mr. President, point of information:

"Is Senator Dore trying to explain that he can vote or will vote on both sides of the bill?"

The President:

"Senator Dore, do you wish to answer the Senator's point of information?"

Senator Dore:

"I am not yielding to questions until I complete my remarks on behalf of the resolution."

Debate ensued.

Senator Woodall moved that the resolution be made a special order of business for noon, tomorrow.

Debate ensued.

The motion was carried.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, personal privilege:

"I don't know what this resolution is all about, but I am against it and I am against all other resolutions here designed to kill time and make the sponsor a subject for television. Let's go to work."

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 88; also

Senate Bill No. 349, have compared same with the original bills and find them correctly Engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 76 have compared same with the original bill and find it correctly Re-engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Re-Engrossed Senate Bill No. 76 have inspected same, and find it correctly enrolled and certified.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 15; also

Engrossed Senate Bill No. 24; also

Substitute Senate Bill No. 81; also

Senate Bill No. 99; also
 Engrossed Senate Bill No. 352; also
 Substitute Senate Bill No. 415; also
 Engrossed Senate Bill No. 491; also
 Senate Bill No. 556; also

Senate Bill No. 581 have inspected same, and find them correctly enrolled and certified.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Perry B. Woodall.

Engrossed House Bill No. 46:

Senate Chamber,
 Olympia, Wash., March 10, 1963.

Exempting motor vehicles and trailers purchased out of state by servicemen from the use tax (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

NAT WASHINGTON, *Chairman*,
 AL HENRY, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, A. L. Rasmussen, W. C. Raugust, Edward F. Riley, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 95:

Senate Chamber,
 Olympia, Wash., March 10, 1963.

Providing a driver improvement program for the state and for suspension of operator's licenses without preliminary hearing (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended. NAT WASHINGTON, *Chairman*,
 AL HENRY, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Martin J. Durkan, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Ted G. Peterson, A. L. Rasmussen, W. C. Raugust, Edward F. Riley, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 560:

Senate Chamber,
 Olympia, Wash., March 10, 1963.

Relating to city streets (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman*,
 AL HENRY, *Vice Chairman*.

We concur in this report: Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, Sam C. Guess, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, A. L. Rasmussen, W. C. Raugust, Edward F. Riley, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 584:

Senate Chamber,
 Olympia, Wash., March 10, 1963.

Allowing schools and others to buy periodical subscriptions in a normal business way (reported by Committee on Higher Education and Libraries):

Recommends that it do pass.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 596:

Senate Chamber,
Olympia, Wash., March 11, 1963.

Affecting penalties on banks and trust companies who solicit certain fiduciary business (reported by Committee on Banks, Financial Institutions and Insurance):

MAJORITY recommends that it be referred to the Judiciary Committee.

KARL V. HERRMANN, *Chairman*,
AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Conner, John L. Cooney, Herbert H. Freise, George W. Kupka, John N. Ryder.

On motion of Senator Ryder, the committee report was adopted and House Bill No. 596 was referred to the Judiciary Committee.

House Joint Memorial No. 7:

Senate Chamber,
Olympia, Wash., March 11, 1963.

Requesting United States Congress to change laws dealing with distribution of surplus agricultural commodities to state penal institutions (reported by Committee on Public Institutions):

Recommends that it do pass.

FRANCES HADDON MORGAN, *Chairman*.

We concur in this report: Joe Chytil, Herbert H. Freise, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, George W. Kupka, Charles P. Moriarty, Jr., Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 10, 1963

MR. PRESIDENT:

The House has passed: Engrossed Senate Bill No. 15; also
Engrossed Senate Bill No. 24; also
Substitute Senate Bill No. 81; also
Senate Bill No. 99; also
Engrossed Senate Bill No. 352; also
Substitute Senate Bill No. 415; also
Engrossed Senate Bill No. 491; also
Senate Bill No. 556; also
Senate Bill No. 581 and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

The Speaker has signed House Bill No. 335 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 15; also

Senate Bill No. 24; also

Senate Bill No. 76; also

Substitute Senate Bill No. 81; also

Senate Bill No. 99; also

Senate Bill No. 352; also

Substitute Senate Bill No. 415; also

Senate Bill No. 491; also

Senate Bill No. 556; also

Senate Bill No. 581; also

House Bill No. 335.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 11 with the following amendment:
On line 23 of the engrossed and printed bill, after "section" and before the period insert ": *Provided*, That such ambulance service shall not enter into competition or competitive bidding where private ambulance service is available", and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

MOTIONS

On motion of Senator Henry, the Senate concurred in the House amendment to Engrossed Senate Bill No. 11.

On motion of Senator Knoblauch, Senators Greive and Donohue were excused.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 11, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—42.

Those absent or not voting were: Senators Donohue, Greive, Hess, Mardesich, Petrich, Rasmussen, Washington—7.

Engrossed Senate Bill No. 11, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 251 with the following amendment:
Strike the Senate amendment by Senator Guess to page 1, section 1, line 8 of the printed bill.

On page 1, section 1, beginning on line 8 of the printed and engrossed bill, after "taxation" and before the period insert ": *Provided*, That the exemption contained herein shall not apply to property of any such district which engages in contract work for persons or firms not landowners or cooperators of a district", and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Hallauer, the Senate concurred in the House amendment to Engrossed Senate Bill No. 251.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 251, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe,

Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Donohue, Henry, McCormack, Petrich, Raugust—5.

Engrossed Senate Bill No. 251, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 10, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 103 with the following amendments:

On page 1, section 1, line 8 of the engrossed bill, being line 10 of the printed bill, correct the spelling of "Elliott"

Strike the Senate amendments by Senators Thompson, Jr. and Moriarty, Jr. to page 1, section 1, line 13 of the printed bill, and the same is herewith transmitted.

S. R. HOLCOMB, Chief Clerk.

On motion of Senator Thompson, Jr., the Senate concurred in the House amendments to Engrossed Senate Bill No. 103.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 103, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Donohue, Henry, McCormack, Neill, Petrich, Ryder, Talley—7.

Engrossed Senate Bill No. 103, as amended by the House, having received the constitutional majority, was declared passed.

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

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 13, by Senators Durkan, Gissberg and Charette:

Authorizing feasibility study of watershed area recreation facilities.
Referred to Committee on Fisheries, Game and Game Fish.

SECOND READING OF BILLS

Engrossed House Bill No. 195, by Representatives Schaefer, Wang and Burch:

Affecting abandoned vehicle provisions.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 195 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 195, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Donohue Dore, Henry, McCormack, Raugust—5.

Engrossed House Bill No. 195, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Sandison, Senate Bill No. 160 was made a special order of business immediately after lunch.

Engrossed House Bill No. 12, by Representatives Johnston and Rosenberg: Providing new standards for exclusive rights to mining claims.

The bill was read the second time by sections.

On motion of Senator Freise, the rules were suspended, Engrossed House Bill No. 12 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 12, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Donohue, Henry, McCormack—3.

Engrossed House Bill No. 12, having received the constitutional majority, was declared passed.

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

House Bill No. 394, by Representatives Kink, Mundy and Lynch:

Providing that state colleges may grant associate degrees in nursing.

The bill was read the second time by sections.

On motion of Senator McMillan, the rules were suspended, House Bill No. 394 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Riley:

"Would Senator Sandison yield to a question?

"Senator Sandison, House Bill No. 394, having been in the Higher Education Committee in the House, I presume it was in your committee in the Senate?"

Senator Sandison:

"That is correct, yes."

Senator Riley:

"Senator Sandison, my question is: Are all three of these colleges ready this biennium to embark on a program to grant these degrees when and if the bill is passed?"

Senator Sandison:

"Senator, the only one of the three at the time that evinced interest was Western State at Bellingham, and they said that they could, with some modifications."

Senator Riley:

"Was there any indication of the amount of funds that would be required to initiate the program?"

Senator Sandison:

"No, there was no indication, other than that they could do it under their present setup."

Debate ensued.

Senators Keefe, Greive and Bailey demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 394, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Mariarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams—44.

Those voting nay were: Senator Riley—1.

Those absent or not voting were: Senators Donohue, Henry, Stender, Woodall—4.

House Bill No. 394, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 257, by Representatives Lynch, Hadley and Bergh:

Providing for refunds of certain college fees.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, Engrossed House Bill No. 257 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 257, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—43.

Those absent or not voting were: Senators Donohue, Durkan, Petrich, Riley, Ryder, Woodall—6.

Engrossed House Bill No. 257, having received the constitutional majority, was declared passed.

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

House Bill No. 114, by Representatives Adams and McFadden (by Department of Licenses request):

Repealing certain midwifery provisions.

The bill was read the second time by sections.

On motion of Senator McMillan, the rules were suspended, House Bill No. 114 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 114, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Williams, Woodall—44.

Those absent or not voting were: Senators Donohue, Durkan, Hallauer, Stender, Washington—5.

House Bill No. 114, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 33, by Representatives Conner, King and Goldsworthy:

Preserving public documents (state).

The bill was read the second time by sections.

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 1, section 2, line 18 of the engrossed bill, being line 11 of the House amendment to the printed bill, after "documents" and before the period, insert

“: *Provided*, That nothing herein shall authorize the destruction of the originals of such documents after reproduction thereof”

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 33, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 33, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Donohue, Durkan, Gissberg, Lennart, McCutcheon, Stender—6.

Engrossed House Bill No. 33, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 34, by Representatives Conner, King, and Goldsworthy:

Preserving public documents (county, city).

The bill was read the second time by sections.

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 1, section 2, line 18 of the engrossed bill, being line 7 of the House amendment to the printed bill, after “process” and before the period, insert “: *Provided further*, That nothing herein shall authorize the destruction of the originals of such documents after reproduction thereof”

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 34, as amended by the Senate, was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 34, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Donohue, Durkan, Gissberg, McCutcheon, Talley—5.

Engrossed House Bill No. 34, as amended by the Senate, having received the constitutional majority, was declared passed.

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

House Bill No. 35, by Representatives Campbell, Goldsworthy and Uhlman (by Legislative Council request):

Enacting the Uniform Code of Military Justice.

The bill was read the second time by sections.

Senator Hallauer moved the adoption of the following amendment:

On page 3, section 3, strike all of section 3 and renumber the following sections consecutively.

Debate ensued.

POINT OF INQUIRY

Senator Petrich:

"Would Senator Woodall yield to a question?"

Senator Woodall:

"Yes, sir."

Senator Petrich:

"I regret that I didn't have an opportunity to have this before the Judiciary Committee in the Senate. Would you advise us whether or not House Bill No. 35 in the present form conforms basically to the United States Code of Military Justice?"

Senator Woodall:

"Yes, sir, that is my understanding. Representative Keith Campbell spearheaded this subcommittee, but that is a statement I can make."

Senator Freise moved that House Bill No. 35 be made a special order of business immediately following consideration of Senate Bill No. 160 after lunch.

The motion was carried.

MOTION

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

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senator Gissberg.

On motion of Senator Bailey, Senator Gissberg was excused.

MOTION FOR RECONSIDERATION

Having voted on the prevailing side, Senator Washington moved that the Senate do reconsider the vote by which House Bill No. 394 passed the Senate.

Debate ensued.

The motion was carried.

On motion of Senator Washington, the rules were suspended and House Bill No. 394 was returned to second reading.

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

On page 1, section 1, line 11 after "agency" and before the period, insert "and may grant the degree of Master of Arts, or Master of Science to any student who has completed a course of at least one year in graduate study"

On motion of Senator Washington, the rules were suspended, House Bill No. 394, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 394, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 41; nays, 5; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—41.

Those voting nay were: Senators Foley, Moriarty, Jr., Raugust, Riley, Ryder—5.

Those absent or not voting were: Senators Foster, Gissberg, Neill—3.

House Bill No. 394, as amended by the Senate, having received the constitutional majority, was declared passed.

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

On motion of Senator Lennart, House Bill No. 394, as amended by the Senate, was ordered immediately transmitted to the House.

SECOND READING OF BILLS

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Senate Bill No. 160 on second reading.

Senate Bill No. 160, by Senators Sandison, Riley and Greive (by Legislative Council request):

Amending generally the reforestation act.

The bill was read the second time by sections.

Senator McCutcheon moved the adoption of the following amendment:

On page 2, section 2, line 12, after "tax commission." add a new subsection as follows:

"(3) The term selectively harvested lands as used in this act shall mean lands devoted to reforestation as set forth and defined in Article 7, Section 1 of the Constitution of the state of Washington, as amended."

Debate ensued.

The motion was carried and the amendment was adopted.

MOTION

Senator Woodall:

"Mr. President:

"I move that for the balance of this working day, that each member be restricted to one speech on each amendment for a time of three minutes."

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Dore:

"Mr. President:

"Does this require two-thirds? We have no limitation in the rules we adopted."

RULING BY THE PRESIDENT

The President:

"The President believes that a majority is all that would be required, Senator Dore."

The motion was carried.

Senator McCutcheon moved the adoption of the following amendment:

On page 10, section 10, line 13, after "at" and before "dol-" strike "two" and insert "four"

Debate ensued.

Senator Talley moved that the amendment be laid upon the table.

Senator McCutcheon moved that the rules be suspended and that he be permitted to close debate.

The motion was carried.

Senator McCutcheon demanded a roll call and the demand was sustained by Senators Knoblauch, Gallagher, Rasmussen, Gissberg, DeGarmo, Dore, Mardesich and Guess.

ROLL CALL

The Secretary called the roll on the motion by Senator Talley, and the amendment was laid upon the table by the following vote: Yeas, 36; nays, 12; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, England, Foley, Foster, Freise, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, McCormack, McMillan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—36.

Those voting nay were: Senators DeGarmo, Dore, Gallagher, Gissberg, Herrmann, Kupka, Lennart, McCutcheon, Mardesich, Morgan, Petrich, Rasmussen—12.

Those absent or not voting were: Senator Durkan—1.

Senator McCutcheon moved the adoption of the following amendment:

On page 10, section 10, line 17, after "cents]" and before "per" strike "One Dollar" and insert "Two Dollars"

Debate ensued.

On motion of Senator Talley, the amendment was laid upon the table.

On motion of Senator Sandison, the rules were suspended, Engrossed Senate Bill No. 160 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 160, and the bill passed the Senate by the following vote: Yeas, 43; nays, 6; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators Dore, Gallagher, Gissberg, McCutcheon, Mardesich, Morgan—6.

Engrossed Senate Bill No. 160, having received the constitutional majority, was declared passed.

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

On motion of Senator Woodall, Engrossed Senate Bill No. 160 was ordered immediately transmitted to the House.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: House Bill No. 35 on second reading.

House Bill No. 35, by Representatives Campbell, Goldsworthy and Uhlman (by Legislative Council request):

Enacting the Uniform Code of Military Justice.

The Senate resumed consideration of House Bill No. 35 on second reading.

The President stated the question before the Senate is: It has been moved by Senator Hallauer that the following amendment be adopted:

On page 3, section 3, strike all of section 3 and renumber the remaining sections consecutively.

Debate ensued.

The motion was lost and the amendment was not adopted.

On motion of Senator Riley, the rules were suspended, House Bill No. 35 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 35, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senator Hallauer—1.

Those absent or not voting were: Senators Atwood, Raugust—2.

House Bill No. 35, having received the constitutional majority, was declared passed.

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

On motion of Senator Woodall, House Bill No. 35 was ordered immediately transmitted to the House.

Engrossed House Bill No. 89, by Representatives Andersen, Witherbee and May:

Requiring registration of contractors.

REPORTS OF STANDING COMMITTEE

Engrossed House Bill No. 89:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Regulating registration of contractors (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass with the following amendments:

On page 4, line 27 of the engrossed bill, being line 27 of the printed bill, strike all of subsection 3 and insert:

"(3) Work by Public Utilities operating under the regulations of the Public Service Commission, or a Federal Regulatory Commission, or a Corporate Affiliate of such Public Utility, in construction, maintenance or development work incidental to the business of such Public Utility."

On page 6, of the engrossed bill being page 6 of the printed bill, following subsection 15 insert a new subsection to read as follows:

"(16) Contractors on highway projects who have been pre-qualified as required by chapter 13 of the Laws of 1961, RCW 47.28.070, with the Highway Department to perform highway construction, reconstruction or maintenance work."

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Ralph L. Rickdall, Albert C. Thompson, Jr.

Engrossed House Bill No. 89:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Regulating registration of contractors (reported by Committee on Commerce, Manufacturing and Licenses):

MINORITY recommends that it do not pass with the following amendments:

On page 4, line 27 of the engrossed bill, being line 27 of the printed bill, strike all of subsection 3 and insert:

"(3) Work by Public Utilities operating under the regulations of the Public Service Commission, or a Federal Regulatory Commission, or a Corporate Affiliate of such Public Utility, in construction, maintenance or development work incidental to the business of such Public Utility."

On page 6, of the engrossed bill being page 6 of the printed bill, following subsection 15 insert a new subsection to read as follows:

"(16) Contractors on highway projects who have been pre-qualified as required by chapter 13 of the Laws of 1961, RCW 47.28.070, with the Highway Department to perform highway construction, reconstruction or maintenance work."

....., *Chairman.*

We concur in this report: F. Stuart Foster, W. C. Raugust.

The bill was read the second time by sections.

On motion of Senator Riley, the committee amendment to page 4, line 27, was not adopted.

Senator Kupka moved that the committee amendment to page 6, subsection 15 be adopted.

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

PERSONAL PRIVILEGE

Senator Guess:

"I would like to speak on a point of personal privilege.

"Gentlemen, this bill came out of the committee with the subsection 16 on it, and it was an agreed amendment to the bill. I think that there has been utter confusion on the bill and I frankly don't know how we are going to get back to it. But I believe that the failure to adopt this amendment makes it a bad bill. I was going to excuse myself from voting on the bill, but I think I will vote on it now."

MOTION FOR RECONSIDERATION

On motion of Senator Cowen, the Senate voted to reconsider the vote by which the committee amendment to page 6 failed to be adopted.

Debate ensued.

POINT OF INQUIRY

Senator Freise:

"Would Senator Guess yield?"

"Senator Guess, why is this amendment necessary, in your opinion?"

Senator Guess:

"In my opinion the amendment is necessary in order that those contractors already covered and bonded by the State Highway Department would not carry a double burden of bonding again to the State."

POINT OF INQUIRY

Senator McCormack:

"Would Senator Guess yield?"

"Senator Guess, this bonding that the contractor may have with the Highway Department, does it apply to another job the contractor may have building a house?"

Senator Guess:

"It does not. It will not apply."

Senator McCormack:

"What protection would we have, then, in the case of a contractor building a house?"

Senator Guess:

"The contractor building a house will be covered under the bond. The contractor that is bonded under the State Highway Department does not build houses."

Senator McCormack:

"I wonder, Senator Guess, do you want to insist on this point that contractors do not get involved in highway construction if they are in other construction?"

Senator Guess:

"The contractor who does highway construction does not build houses. He does not get involved in that type of construction, but if he did, he would be forced to go under the law."

Senator McCormack:

"I don't believe that's what the amendment says. I may be wrong, but it seems to me that this is an exclusion for people participating in highway construction, and if you did have a contractor who did work both areas, he would not be covered in the case where he was building a house."

POINT OF INQUIRY

Senator Riley:

"Point of inquiry. May I ask Senator Guess a question?"

"Senator Guess, could it happen, on the assumption that this amendment were adopted, that a contractor in a highway project, at some subsequent time might build a house under a commercial contract?"

Senator Guess:

"Senator Riley, I answered that to Senator McCormack. If he goes into commercial building, then he would come under the clause of the act. If he stays on highways, he is not covered by the act."

Debate ensued.

Senators Gallagher, Connor, and Keefe demanded the previous question and the demand was sustained.

The President declared the question before the Senate is: The adoption of the committee amendment to page 6.

The motion was carried on a rising vote and the committee amendment was adopted.

On motion of Senator Gallagher, the rules were suspended, Engrossed House Bill No. 89 as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Senator Guess:

"Mr. President:

"As a representative of the Associated General Contractors, I would like to be excused, with the concurrence of the Senate, from voting."

The President:

"You are excused from voting, Senator Guess, on Engrossed House Bill No. 89."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 89 as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 7; excused from voting, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—39.

Those voting nay were: Senators Chytil, Cooney, Foley, Freise, Hallauer, Neill, Sandison—7.

Those excused from voting were: Senator Guess—1.

Those absent or not voting were: Senators Dore, Raugust—2.

Engrossed House Bill No. 89, as amended by the Senate, having received the constitutional majority, was declared passed.

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

On motion of Senator Woodall, Engrossed House Bill No. 89, as amended by the Senate, was ordered immediately transmitted to the House.

House Bill No. 392, by Representatives Garrett, Goldsworthy and Grant:

Authorizing procedure for transfer to state of federal airport facilities.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, House Bill No. 392 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 392, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Dore, Foster, Hallauer, McCutcheon, Raugust, Talley—6.

House Bill No. 392, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Cooney, Senator Mardesich was excused.

House Bill No. 60, by Representatives Flanagan, Moos and Jolly:

Permitting weed districts to contract obligations or money received in the current year from services and other lawful sources.

The bill was read the second time by sections.

On motion of Senator Woodall, the rules were suspended, House Bill No. 60 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 60, and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—40.

Those absent or not voting were: Senators Dore, Durkan, Foster, Hallauer, McCutcheon, Mardesich, Raugust, Stender, Talley—9.

House Bill No. 60, having received the constitutional majority, was declared passed.

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

House Bill No. 53, by Representatives Henry, Morrissey and McCormick:

Providing a means of determining "selling price" for the taxation of vending machine sales and the sales made through similar devices.

Senator Hallauer moved that House Bill No. 53 be referred to the Committee on Ways and Means with instructions.

Debate ensued.

Senators Kupka, Keefe and Connor demanded the previous question and the demand was sustained.

The motion by Senator Hallauer was lost.

Senator Hess moved that House Bill No. 53 be placed at the beginning of tomorrow's calendar for second reading.

Debate ensued.

On motion of Senator Greive, the motion by Senator Hess was laid upon the table.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, House Bill No. 53 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 53, and the bill passed the Senate by the following vote: Yeas, 30; nays, 15; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, England, Foster, Freise, Gallagher, Greive, Hanna, Henry, Keefe, Knoblauch, Kupka, Moriarty, Jr., Neill, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—30.

Those voting nay were: Senators Atwood, Donohue, Foley, Gissberg, Guess, Hallauer, Herrmann, Hess, McCormack, McCutcheon, McMillan, Morgan, Peterson, Petrich, Washington—15.

Those absent or not voting were: Senators Dore, Durkan, Lennart, Mardesich—4.

House Bill No. 53, having received the constitutional majority, was declared passed.

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

On motion of Senator Gallagher, House Bill No. 53 was ordered immediately transmitted to the House.

House Bill No. 228, by Representatives DeJarnatt, Hadley and Mahaffey:

Providing for reciprocity exchanges of school pupils between districts in this and other states.

The bill was read the second time by sections.

On motion of Senator Hess, the rules were suspended, House Bill No. 228 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 228, and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—40.

Those absent or not voting were: Senators Bailey, Dore, Durkan, England, Foley, Lennart, McCutcheon, Mardesich, Williams—9.

House Bill No. 228, having received the constitutional majority, was declared passed.

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

House Bill No. 230, by Representatives Brouillet, Andersen and Kink: Increasing authority of some school boards.

The bill was read the second time by sections.

On motion of Senator Hess, the rules were suspended, House Bill No. 230 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator Charette:

"Would Senator Hess yield to a question?"

"In the last section of this bill it states that if a school house site has been selected by two-thirds vote of the people and they don't build a school house, then they can move it. You're taking away the right of the people to vote again on that, is that right?"

Senator Hess:

"This would leave the determination of such matter to the school board without having to call a special election. This authority is granted presently to first class districts and we felt the circumstances were reasonably comparable between first and second class districts."

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 230, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senator Freise—1.

Those absent or not voting were: Senators Bailey, Lennart, McCutcheon, Mardesich—4.

House Bill No. 230, having received the constitutional majority, was declared passed.

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

House Bill No. 320, by Representatives Garrett, Grant and Mahaffey:

Increasing value of real estate that school board may sell to thirty-five thousand dollars from twenty thousand dollars.

The bill was read the second time by sections.

MOTION

On motion of Senator Greive, Senator Rasmussen was excused.

Senator Petrich moved the adoption of the following amendment:

On page 2, following section 1, add a new section as follows:

"Sec. 2. Section 1, chapter 5, Laws of 1963 and RCW 28.58.100 are each amended to read as follows:

Every board of directors, unless otherwise specially provided by law, shall:

(1) Employ for not more than one year, and for sufficient cause discharge teachers, and fix, alter, allow and order paid their salaries and compensation;

(2) Enforce the rules and regulations prescribed by the superintendent of public instruction and the state board of education for the government of schools, pupils and teachers, and enforce the course of study lawfully prescribed for the schools of their districts;

(3) Rent, repair, furnish and insure schoolhouses and employ janitors, laborers and mechanics;

(4) Cause all schoolhouses to be properly heated, lighted and ventilated, and cause all school premises to be maintained in a cleanly and sanitary condition;

(5) Purchase personal property in the name of the district and receive, lease, issue and hold for their district real and personal property;

(6) Suspend or expel pupils from school who refuse to obey the rules thereof.

This subsection shall be construed to include, but shall not be limited to, the right to suspend or expel pupils for the violation of reasonable rules relative to discipline or scholarship;

(7) Provide free textbooks and supplies to be loaned to the pupils of the school, when in its judgment the best interests of the district will be subserved thereby, prescribe rules and regulations to preserve such books and supplies from unnecessary damage and provide for the expenditure of a reasonable amount for suitable commencement exercises;

(8) Require all pupils to be furnished with such books as may have been adopted by the lawful authority of this state;

(9) Exclude from schools and school libraries all books, tracts, papers and other publications of immoral or pernicious tendency;

(10) Authorize schoolrooms to be used for summer or night schools, or for public, literary, scientific, religious, political, mechanical or agricultural meetings, under such regulations as the board of directors may adopt;

(11) Provide and pay for transportation of children to and from school whether such children live within or without the district when in its judgment the best interests of the district will be subserved thereby, but the board is not compelled to transport any pupil living within two miles of the schoolhouse.

When children are transported from one school district to another the board of directors of the respective districts may enter into a written contract providing for a division of the cost of such transportation between the districts.

When commercial charter bus service is not reasonably available to a school district, the state board of education may authorize the use of school buses and drivers hired by the district for the transportation of school children and the school employees necessary for their supervision to and from any school activities within or without the school district during or after school hours and whether or not a required school activity, so long as the school board has officially designated it as a school activity. The school board shall charge, for any extracurricular uses, an amount sufficient to reimburse the district for its complete cost incurred by reason of such use.

Whenever any school children are transported by the school district in its own motor vehicles and by its own employees, the board may provide insurance to protect the district against loss by reason of theft, fire or property damage to the motor vehicle, and to protect the district against loss by reason of liability of the district to persons from the operation of such motor vehicle.

If the transportation of children is arranged for by contract of the district with some person, the board may require such contractor to procure liability, property, collision or other insurance for the motor vehicle used in such transportation;

(12) Establish and maintain night schools whenever it is deemed advisable;

(13) Make arrangements for free instruction in lip reading to adults handicapped by defective hearing whenever in its judgment such instruction appears to be in the best interests of the school district and adults concerned: *Provided*, That in the apportionment of the current school fund each district maintaining such classes for free instruction in lip reading shall be credited with one full day's attendance for each day's attendance of two hours or more;

(14) Join with boards of directors of other school districts in buying supplies, equipment and services collectively, by establishing and maintaining a joint purchasing agency or otherwise, when deemed to be for the best interests of the district;

(15) Adopt such rules and regulations as the board deems necessary or advisable in regard to granting leaves to persons under contracts of employment with the school district(s) in positions requiring certification qualification, including leaves for attendance at official or private institutes and conferences, sabbatical leaves, and leaves for illness and injury and bereavement, and with such compensation as the board of directors prescribe: *Provided*, That the board of directors shall adopt rules and regulations granting to such persons annual leave with compensation for illness and injury as follows:

(a) for such persons under contract with the school district for a full year, at least ten days;

(b) for such persons under contract with the school district as part time employees, at least that portion of ten days as the total number of days contracted for bears to one hundred eighty days;

(c) compensation for leave for illness or injury actually taken shall be the same as the compensation such person would have received had such person not taken the leave provided in this proviso;

(d) leave provided in this proviso not taken shall accumulate from year to year up to a maximum of one hundred eighty days, and such accumulated time may be taken at any time during the school year;

(e) sick leave heretofore accumulated under section 1, chapter 195, Laws of 1959 (RCW 28.58.430) and sick leave accumulated under administrative practice of school districts prior to the effective date of section 1, chapter 195, Laws of 1959 (RCW 28.58.430) is hereby declared valid, and shall be added to leave for illness or injury accumulated under this proviso;

(f) accumulated leave under this proviso not taken at the time such person retires or ceases to be employed in the public schools shall not be compensable;

(g) accumulated leave under this proviso shall not be transferable from one district to another;

(h) leave accumulated by a person in a district prior to leaving said district may, under rules and regulations of the board, be granted to such person when he returns to the employment of the district;

(16) *Set standards for psychological testing programs to be used in the district. Such standards shall specify the type of psychological tests that shall require parental or guardian consent prior to giving such tests to students.*"

Debate ensued.

POINT OF INQUIRY

Senator Neill:

"Would Senator Petrich yield?"

"Senator, since I don't have the amendment before me, I would just ask you this question: Does your amendment put in the hands of a local school board the full control of the matter of types of tests or do you have some exceptions in this?"

Senator Petrich:

"Senator, my proposed amendment which deals with the powers of the school directors simply provides that they, the school directors, shall set standards for the tests to be used in the district. Then it further provides that such standards shall specify types of tests that shall require prior parental approval."

POINT OF ORDER

Senator Hess:

"Mr. President, point of order:

"I would like to ask the President to rule whether this does not improperly broaden the scope and object of the bill under the particular sections of RCW being amended by this House Bill No. 320.

"Speaking to the point, this section and this language deals entirely with the rights of school boards to buy and sell certain types of property, real estate. The amendment goes to the matter of psychological testing. I think very clearly these are two broad and separate spheres."

The President declared the Senate to be at ease.

The President called the Senate to order at 3:45 p. m.

RULING BY THE PRESIDENT

The President:

"The President's ruling on the point of order as raised by Senator Hess:

"House Bill 320 deals with the powers of the board of directors of school districts in purchasing and disposing of real property. The amendment as proposed by Senators Petrich and Stender deals with the powers and duties of the board of directors of school districts in many administrative actions and in particular the powers and duties with reference to the psychological testing and parental consent. The President believes that the amendment increases the scope and object of the bill and, therefore, the point of order as raised by Senator Hess is well taken, and the amendment is not in order."

On motion of Senator Hess, the rules were suspended, House Bill No. 320 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 320, and the bill passed the Senate by the following vote: Yeas, 41; nays, 3; absent or not voting, 5.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—41.

Those voting nay were: Senators Charette, Donohue, Petrich—3.

Those absent or not voting were: Senators Atwood, Foster, Mardesich, Ryder, Talley—5.

House Bill No. 320, having received the constitutional majority, was declared passed.

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

House Bill No. 100, by Representatives King, Conner and Canfield (by Legislative Budget Committee request):

Providing billing procedure as to employer's state employees' retirement system contributions.

The bill was read the second time by sections.

On motion of Senator Neill, the rules were suspended, House Bill No. 100 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 100, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Durkan, Foster, Mardesich, Riley, Talley—5.

House Bill No. 100, having received the constitutional majority, was declared passed.

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

Substitute House Bill No. 110, by Committee on Local Government:
Affecting fourth class municipal corporations.

REPORT OF STANDING COMMITTEE

Substitute House Bill No. 110:

Senate Chamber,
Olympia, Wash., March 6, 1963.

Affecting fourth class municipal corporations (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 2, line 27, after "than" strike "three" and insert "[three six]"

On page 2, line 3, following section 2 insert "Sec. 3. Section 1, chapter 153, Laws of 1951 and RCW 35.03.010 are each amended to read as follows:

Any portion of a county, which portion contains not less than twenty thousand inhabitants [, living within an area of not more than ten square miles.] and which is not incorporated as a municipal corporation, may become incorporated under the provisions of this chapter, and when so incorporated, shall have the powers conferred, or that may hereafter be conferred, by law upon cities of the first class."

In line 3, of the title, before the period, insert "; and amending Section 1, chapter 153, Laws of 1951 and RCW 35.03.010"

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Dewey C. Donohue, Jack England, Michael J. Gallagher, Al Henry, George W. Kupka, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator McCutcheon, the committee amendments to pages 1 and 2 of the bill were adopted.

Senator Herrmann moved the adoption of the following amendment:

On page 2, line 2 following section 2, add six sections as follows:

Sec. 3. Section 1, chapter 153, Laws of 1951, and RCW 35.03.010 are each amended to read as follows:

Any portion of a county, which portion contains not less than twenty thousand inhabitants [, living within an area of not more than ten square miles.] and which is not incorporated as a municipal corporation, may become incorporated under the provisions of this chapter, and when so incorporated, shall have the powers conferred, or that may hereafter be conferred, by law upon cities of the first class.

Sec. 4. Section 2, chapter 153, Laws of 1951 (heretofore divided and codified as RCW 35.03.020 and 35.03.030) is divided and amended as set forth in sections 3 and 4 of this act.

Sec. 5. (RCW 35.03.020) A petition shall first be presented *under the provisions of this chapter* to the board of county commissioners of such county, signed by at least [one] five hundred qualified electors of the county, residents within the limits of such proposed corporation, which petition shall set forth and particularly describe the proposed boundaries of such corporation, and state the number of inhabitants therein as nearly as may be, and shall pray that the same may be incorporated under the provisions of this chapter. Upon presentation of said petition, the board of county commissioners shall ascertain the number of inhabitants residing within said proposed boundaries. If, in the opinion of the board of county commissioners, the population within such proposed boundaries can be ascertained from the figures compiled from the last federal census for said county, such population figures shall be used, otherwise said board of county commissioners shall make an enumeration of all persons residing within said proposed boundaries. If the board of county commissioners shall ascertain that there are twenty thousand or more inhabitants within said proposed boundaries, they shall set a date for hearing on said petition, the same to be published for a period of at least two weeks prior to such hearing in some newspaper published in said county, together with a notice stating the time and place of the meeting at which said petition will be heard. Such hearing may be adjourned from time to time, not to exceed one month in all, and, on the final hearing, the board of county commissioners shall make such changes in the proposed boundaries as they may find to be proper, but may not enlarge the same, nor reduce the same so that the population therein would be less than twenty thousand inhabitants.

Sec. 6. (RCW 35.03.030) The board of county commissioners shall by resolution establish and define the boundaries of such corporation, establish and find the number of inhabitants residing therein [and state the name of the proposed corporation]. Within ninety days after the passage of said resolution the board of county commissioners shall cause an election to be called and held within the boundaries so established, said election to be conducted in the manner required for the calling of a special election in class A and first class counties, for the purpose of determining whether such boundaries so established shall be incorporated into a city of the first class [and the election] *and of electing fifteen freeholders, who shall have been residents within said boundaries for a period of at least two years preceding their election and qualified electors of the county, for the purpose of framing a charter*

and selecting one or more names for said city. Any qualified person may, not earlier than sixty days nor later than thirty days prior to such election, file with the county auditor of said county his declaration of candidacy in writing. The form of ballot at such election shall be "for incorporation," "against incorporation"; and shall contain the names of the [freeholders] candidates for the office of freeholder to be voted upon to frame said charter. No person shall be entitled to vote at such election unless he shall be a qualified elector of said county and shall have resided within the limits of such proposed corporation for at least thirty days next preceding such election.

Sec. 7. Section 3, chapter 153, Laws of 1951 and RCW 35.03.040 are each amended to read as follows:

[If at such election a majority of those voting thereat vote in favor of incorporation, the board of county commissioners shall, by resolution entered upon its minutes, declare such territory duly incorporated as a city of the first class under the name of (naming it). Thereafter said city shall have no authority to function as a municipal corporation until a charter has been adopted in accordance with the provisions of this section, except for all purposes necessary for the adoption of such charter.] The fifteen freeholders receiving the highest number of votes at such election shall be certified by the county auditor as elected as freeholders to form a charter for said city provided a majority of those voting at the election referred to in RCW 35.03.030 vote in favor of incorporation. It shall be the duty of the persons so elected to convene within ten days after their election and frame a charter and select one or more names for said city, and within sixty days thereafter they, or a majority of their number, shall submit such charter and name or names to the board of county commissioners which shall within ninety days thereafter cause another election to be called and held in said city and to be conducted in the manner required for the calling of a special election in class A and first class counties and in conformity with article 11, section 10 of the Constitution, for the purpose of submitting said charter and name or names of the city to the qualified electors of said city and for the election of the various elective officials to the respective offices named in said charter. The form of ballot at such election shall be "for proposed charter," "against proposed charter," "for the name (proposed name set out)", "against the name (proposed name set out)."
 If the freeholders select more than one name the ballot shall set out each name selected with instruction to vote for one of the proposed names. The name receiving a plurality shall be the name of the new city. The ballot shall also set out [and] the names of the candidates for the respective offices named in said proposed charter. At the first election of officials for said city any qualified elector of said city may become a candidate for any of the elective offices set forth in such proposed charter without nomination by filing with the proper election officials of the county a declaration in writing that he desires to be a candidate for a particular office (naming it), such declaration to be filed not earlier than sixty nor later than thirty days prior to such election. The candidates receiving the highest number of votes for the respective offices shall be declared elected to such office and the county auditor shall issue a certificate of such election. After the first election the nomination and election of officials for said city shall be as prescribed in the charter adopted by the people and the laws of the state. No person shall be entitled to vote at such election unless he shall be a qualified elector of said city and shall have resided within the limits of said city for at least thirty days preceding such election. If a majority of all the votes cast on the proposed charter are not in favor of the proposed charter, the freeholders shall reconvene within ten days after said election and frame a new charter for said city and within thirty days thereafter they or a majority of their number, shall submit such redrafted charter to the board of county commissioners which shall within sixty days thereafter cause another election to be called for the purpose of submitting the redrafted charter to the qualified electors of said city. Any failure to incorporate shall not bar any new proceedings for such purpose.

Sec. 8. Section 4, chapter 153, Laws of 1951, and RCW 35.03.050 are each amended to read as follows:

If a majority of the votes cast [at] on such [election] charter are cast in favor of ratification of such charter, the same shall become the organic law of said city, and shall supersede all special laws inconsistent therewith, when authenticated, recorded and attested as hereinafter provided:

I, _____, chairman of the board of county commissioners for _____ county, do hereby certify that, in accordance with the provisions of chapter _____ of the Laws of 19_____ of the state of Washington, the county commissioners of said county duly caused an election to be held on the

..... day of, 19....., within the boundaries hereinafter described, for the purpose of determining whether or not the same should be incorporated into a city of the first class and for the purpose of electing fifteen freeholders to form a charter for such city, said boundaries being described as follows: (describe proposed boundaries). At said election votes were cast in favor of incorporation and votes were cast against incorporation, and the following named persons were duly elected freeholders for the purpose of forming a charter and selecting a name for said city, to wit: (name freeholders elected). That thereafter on the day of, 19....., said board of freeholders duly returned a proposed charter for said city [of] signed by the following named members, to wit: (name signers). That thereafter on the day of, 19....., at an election duly called for the said purpose, the proposed charter and name (or names) were [was] submitted to the qualified electors of said city, and the returns of said election were duly canvassed, and the result of said election was found to be as follows: For said proposed charter, votes; against said proposed charter, votes and the electors selected the name of for said city. Whereupon, the said charter was declared duly ratified. And I further certify that the annexed charter is a full, true, and correct copy of the proposed charter so voted upon and ratified as aforesaid.

In testimony whereof, I have hereunto set my hand this day of, 19.....
(county seal)

.....
Chairman of the board of county commissioners for county.

Said certificate shall be made in duplicate and the board of county commissioners shall cause one copy thereof to be immediately delivered to the secretary of state and the other copy to be delivered to the mayor-elect of said city. From and after the filing of said certificate with the secretary of state, said incorporation shall be deemed complete, and the officers so elected at said election shall be entitled to enter immediately upon the duties of their respective offices upon qualifying according to the provisions of said charter, and shall hold such offices, respectively, until the next general municipal election and until their successors are elected and qualified. The mayor shall deliver the certificate so delivered to him to the clerk of such city, who shall file the same as an official record of the city. The clerk shall immediately thereafter record the charter in a book to be provided and kept for said purpose and known as the charter book of the city of and when so recorded shall be attested by the clerk and the mayor of the city, under the corporate seal thereof, and thereafter any and all amendments to said charter shall in like manner be recorded and attested and, when so recorded and attested, all courts in this state shall take judicial notice of said charter and all amendments thereto.

Debate ensued.

MOTION

At 4:00 p. m., on motion of Senator Greive, the Senate recessed until 4:15 p. m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 4:15 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Mardesich, having been previously excused.

SECOND READING OF BILLS

The Senate resumed consideration of Substitute House Bill No. 110 on second reading.

The President stated the question before the Senate is: It has been moved that the amendment by Senator Herrmann be adopted.

The motion was carried and the amendment was adopted.

MOTION FOR RECONSIDERATION

On motion of Senator Herrmann, the Senate voted to reconsider the vote by which the committee amendment to page 2, line 3 was adopted.

On motion of Senator Herrmann, the committee amendment to page 2, line 3 was not adopted.

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

In line 3 of the title after "RCW 35.01.040" insert "and amending sections 1, 2, 3 and 4, chapter 153, Laws of 1951 and RCW 35.03.010, 35.03.020, 35.03.030, 35.03.040 and 35.03.050"

On motion of Senator Herrmann, the rules were suspended, Substitute House Bill No. 110, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 110, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Cowen, Dore, Henry, Lennart, Mardesich—5.

Substitute House Bill No. 110, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 13, by Representatives Flanagan, Mundy and Ahlquist:

Changing irrigation district election filing dates.

The bill was read the second time by sections.

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

On page 2, add two new sections following section 1 as follows:

Sec. 2. Section 15, page 679, Laws of 1890, as last amended by section 9, chapter 138, Laws of 1923 and RCW 87.03.200 are each amended to read as follows:

At such election shall be submitted to the electors of said district possessing the qualifications prescribed by law the question of whether or not the bonds of said district in the amount and of the maturities determined by the board of directors shall be issued. Bonds issued under the provisions of this act shall be serial bonds payable in gold coin of the United States in such series and amounts as shall be determined and declared by the board of directors in the resolution calling the election: *Provided*, That the first series shall mature not later than ten years and the last series not later than forty years from the date thereof: *Provided further*, That bonds, authorized by a special election held in the district under the provisions of a former statute, which has subsequent to said authorization been amended, but not issued prior to the amendment of said former statute, may be issued in the form provided in said former statute, and any such bonds heretofore or hereafter so issued and sold are hereby confirmed and validated.

Notice of such bond election must be given [by posting notices in three public places in each election precinct in said district for at least twenty days, and also]

by publication of such notice in some newspaper published in the county where the office of the board of directors of such district is required to be kept, once a week for at least two weeks (three times). Such notices must specify the time of holding the election, and the amount and maturities of bonds proposed to be issued; and said election must be held and the results thereof determined and declared in all respects as nearly as practicable in conformity with the provisions of law governing the election of the district officers: *Provided*, That no informality in conducting such election shall invalidate the same, if the election shall have been otherwise fairly conducted. At such election the ballots shall contain the words "Bonds Yes" and "Bonds No," or words equivalent thereto. If a majority of the votes cast are cast "Bonds Yes," the board of directors shall thereupon have authority to cause bonds in said amount and maturities to be issued. If the majority of the votes cast at any bond election are "Bonds No," the result of such election shall be so declared and entered of record; but if contract is made or is to be made with the United States as in RCW 87.03.140 provided, and bonds are not to be deposited with the United States in connection with such contract, the question submitted at such special election shall be whether contract shall be entered into with the United States. The notice of election shall state under the terms of what act or acts of congress contract is proposed to be made, and the maximum amount of money payable to the United States for construction purposes exclusive of penalties and interest. The ballots for such election shall contain the words "Contract with the United States Yes" and "Contract with the United States No," or words equivalent thereto. And whenever thereafter said board, in its judgment, deems it for the best interest of the district that the question of issuance of bonds for said amount, or any amount, or the question of entering into a contract with the United States, shall be submitted to said electors, it shall so declare, by resolution recorded in its minutes, and may thereupon submit such question to said electors in the same manner and with like effect as at such previous election. All bonds issued under this act shall bear interest at such rate not exceeding six percent per annum as the board of directors may determine, payable semiannually on the first day of January and July of each year. The principal and interest shall be payable at the office of the county treasurer of the county in which the office of the board of directors is situated, or if the board of directors shall so determine at the fiscal agency of the state of Washington in New York City, said place of payment to be designated in the bond. Said bonds shall be each of the denomination of not less than one hundred nor more than one thousand dollars; shall be negotiable in form, signed by the president and secretary, and the seal of the district shall be affixed thereto. The county treasurer shall register said bonds before the issuance thereof in a book kept for that purpose, and shall certify on each thereof under his seal that it has been so registered, and that the signatures thereon are the genuine signatures of the president and secretary respectively and that the seal attached is the seal of the district. Whenever the electors shall vote to authorize the issuance of bonds of the district such authorization shall nullify and cancel all unsold bonds previously authorized, and if the question is submitted to and carried by the electors at the bond election, any bond issue may be exchanged in whole or in part, at par, for any or all of a valid outstanding bond issue of the district when mutually agreeable to the owner or owners thereof and the district, and the amount of said last bond issue in excess, if any, of that required for exchange purposes, may be sold as in the case of an original issue. The bonds of any issue authorized to be exchanged in whole or in part for outstanding bonds shall state on their face the amount of such issue so exchanged, and shall contain a certificate of the treasurer of the district as to the amount of the bonds exchanged, and that said outstanding bonds have been surrendered and canceled: *Provided further*, That where bonds have been authorized and unsold, the board of directors may submit to the qualified voters of the district the question of canceling said previous authorization, which question shall be submitted upon the same notice and under the same regulations as govern the submission of the original question of authorizing a bond issue. At such election the ballots shall contain the words "Cancellation Yes," and "Cancellation No," or words equivalent thereto. If at such election a majority of the votes shall be "Cancellation Yes," the said issue shall be thereby canceled and no bonds may be issued thereunder. If the majority of said ballots shall be "Cancellation No," said original authorization shall continue in force with like effect as though said cancellation election had not been held: *Provided*, That bonds deposited with the United States in payment or in pledge may call for the payment of such interest not exceeding six percent per annum,

may be of such denominations, and call for the repayment of the principal at such times as may be agreed upon between the board and the secretary of the interior.

Each issue shall be numbered consecutively as issued, and the bonds of each issue shall be numbered consecutively and bear date at the time of their issue. Coupons for the interest shall be attached to each bond, signed by the president of the board and the secretary. The signatures of the president and secretary may, however, appear by lithographic facsimile. Said bonds shall express upon their face that they were issued by authority of this act, stating its title and date of approval, and shall also state the number of issue of which such bonds are a part. The secretary shall keep a record of bonds sold, their number, the date of sale, the price received and the name of the purchaser. In case the money received by the sale of all bonds issued be insufficient for the completion of plans of the canals and works adopted, and additional bonds be not voted, or a contract calling for additional payment to the United States be not authorized and made, as the case may be, it shall be the duty of the board of directors to provide for the completion of said plans by levy of assessments therefor. It shall be lawful for any irrigation districts which have heretofore issued and sold bonds under the law then in force, to issue in place thereof an amount of bonds not in excess of such previous issue, and to sell the same, or any part thereof, as hereinafter provided, or exchange the same, or any part thereof, with the holders of such previously issued bonds which may be outstanding, upon such terms as may be agreed upon between the board of directors of the district and the holders of such outstanding bonds: *Provided*, That the question of such reissue of bonds shall have been previously voted upon favorably by the legally qualified electors of such district, in the same manner as required for the issue of original bonds, and the said board shall not exchange any such bonds for a less amount in par value of the bonds received; all of such old issue in place of which new bonds are issued shall be destroyed whenever lawfully in possession of said board. Bonds issued under the provisions of this section may, when so authorized by the electors, include a sum sufficient to pay the interest thereon for a period not exceeding the first four years. Whenever an issue of bonds shall have been authorized pursuant to law, and any of the earlier series shall have been sold, and the later series, or a portion thereof, remain unsold, the directors may sell such later series pursuant to law, or such portion thereof as shall be necessary to pay the earlier series, or said directors may exchange said later series for the earlier series at not less than the par value thereof, said sale or exchange to be made not more than six months before the maturity of said earlier series and upon said exchange being made the maturing bonds shall be disposed of as hereinbefore provided in the case of bonds authorized to be exchanged in whole or in part for outstanding bonds.

Sec. 3. Section 49, page 695, Laws of 1890, as last amended by section 33, chapter 129, Laws of 1921 and RCW 87.03.565 are each amended to read as follows:

The secretary of the board of directors shall cause a notice of the filing of such petition to be [posted and] published in the same manner and for the same time that notice of special elections for the issue of bonds are required by this chapter to be given. The notice shall state the filing of such petition and the names of the petitioners, a description of the lands mentioned in said petition, and the prayer of said petition, and it shall notify all persons interested in or that may be affected by such change of the boundaries of the district to appear at the office of said board at a time named in said notice, and show cause in writing, if any they have, why the change in the boundaries of said district, as proposed in said petition, should not be made. The time to be specified in the notice at which they shall be required to show cause shall be the regular meeting of the board next after the expiration of the time for the publication of the notice. The petitioners shall advance to the secretary sufficient money to pay the estimated costs of all proceedings under this chapter.

In line 2 of the title strike the period following "Laws of 1961" and insert "; amending section 15, page 679, Laws of 1890, as last amended by section 9, chapter 138, Laws of 1923 and RCW 87.03.200; and amending section 49, page 695, Laws of 1890, as last amended by section 33, chapter 129, Laws of 1921 and RCW 87.03.565."

In line 3 of the title of the engrossed bill, same being line 2 of the House Committee amendment, strike the period following "87.03.075" and add "; amending section 15, page 679, Laws of 1890, as last amended by section 9, chapter 138, Laws of 1923 and RCW 87.03.200; and amending section 49, page 695, Laws of 1890, as last amended by section 33, chapter 129, Laws of 1921 and RCW 87.03.565."

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 13, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 13, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Cowen, Dore, Foley, Herrmann, Lennart, Mardesich, Riley—7.

Engrossed House Bill No. 13, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 29, by Representatives Burtch, Anderson and Pritchard:

Recording of conveyances of real property by public bodies.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 29 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 29, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Cowen, Dore, Durkan, Foley, Henry, Lennart, Mardesich—7.

Engrossed House Bill No. 29, having received the constitutional majority, was declared passed.

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

House Bill No. 42, by Representatives Schaefer, Copeland and Moon (by Legislative Council request):

Permitting sheriffs to standardize their uniform.

The bill was read the second time by sections.

On motion of Senator Charette, the rules were suspended, House Bill No. 42 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 42, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Dore, Hallauer, Mardesich—3.

House Bill No. 42, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 48, by Representatives Litchman, Swayze and Grant (by Joint Committee on Governmental Cooperation request):

Raising marriage requirements.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 48:

Senate Chamber,
Olympia, Wash., March 7, 1963.

Raising marriage requirements (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment:

On page 1, section 1, line 9 of the engrossed bill, after "every" strike all of the underlined material down to and including "necessity" on line 12 and insert the following: "*male who shall not have attained the age of seventeen years and every female who shall not have attained the age of sixteen years shall be incapable of contracting marriage*"

JOHN A. PETRICH, Chairman.

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney, Fred H. Dore, Martin J. Durkan, Jack England, Frank W. Foley, F. Stuart Foster, William A. Gissberg, H. B. Hanna, Marshall A. Neill.

The bill was read the second time by sections.

Senator Petrich moved the adoption of the committee amendment.

On motion of Senator Riley, Engrossed House Bill No. 48, was ordered to retain its place at the end of today's second reading calendar.

Engrossed House Bill No. 98, by Representatives Kirk, Bergh and Ackley: Changing method of computing required tax deposit at time plat is filed.

The bill was read the second time by sections.

The President called upon Temporary President Cowen to preside.

On motion of Senator Moriarty, Jr., the rules were suspended, Engrossed House Bill No. 98 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 98, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Lennart, McMillan, Mardesich, Riley—4.

Engrossed House Bill No. 98, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Greive, House Bill No. 131 was ordered to retain its place at the end of today's calendar for second reading.

House Bill No. 135, by Representatives Kirk, Garrett and Ackley:

Changing dates and amount of interest as to real property tax delinquency sales.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, House Bill No. 135 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 135, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Lennart, McMillan, Mardesich—3.

House Bill No. 135, having received the constitutional majority, was declared passed.

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

House Bill No. 141, by Representatives Henry, Schaefer and Huntley:

Excluding residency provision from policemen covered by civil service in cities and towns.

REPORT OF STANDING COMMITTEE

House Bill No. 141:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Excluding residency provision from policemen covered by civil service in cities and towns (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass with the following amendments:

Strike lines 5 and 6 and insert "Section 1. Section 7, chapter 31, Laws of 1935 and RCW 41.08.070 are each amended to read as follows:"

In section 1, lines 8 and 9, after 'America' and before 'who' on line 9, strike "and an elector of the county in which he resides," and insert "[and an elector of the county in which he resides,]"

On line 11, after "year]." insert "*The commission may prescribe residence requirements for anyone appointed under this act*"

On line 17, strike all of the new section and insert "Sec. 2. Section 7, chapter 13, Laws of 1937 and RCW 41.12.070 are each amended to read as follows:

An applicant for a position of any kind under civil service, must be a citizen of the United States of America [and an elector of the county in which he resides,] who can read and write the English language [, and must have been a resident of said city for at least one year]. *The commission may prescribe residence requirements for anyone appointed under this act.*"

Sec. 3. Section 10, chapter 1, Laws of 1959 and RCW 41.14.100 are each amended to read as follows:

"An applicant for a position of any kind under civil service, must be a citizen of the United States [and an elector of the county in which he resides,] who can read and write the English language [, and must have been a resident of the state for at least one year]."

Strike all of the title and substitute the following:

"An Act relating to civil service in cities, towns and counties; amending section 7, chapter 31, Laws of 1935 and RCW 41.08.070; amending section 7, chapter 13, Laws of 1937 and RCW 41.12.070; and amending section 10, chapter 1, Laws of 1959 and RCW 41.14.100."

DON L. TALLEY, *Chairman.*

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, Jack England, Sam C. Guess, Al Henry, Ted G. Peterson, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Henry, the committee amendments were adopted.

On motion of Senator Henry, the rules were suspended, House Bill No. 141, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 141, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Connor, Durkan, Hallauer, Lennart, Mardesich, Rickdall—6.

House Bill No. 141, as amended by the Senate, having received the constitutional majority, was declared passed.

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

House Bill No. 146, by Representatives Gorton, Garrett and Lind:

Authorizing hearings on plats to be held before a committee of legislative authority.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, House Bill No. 146 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 146, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Donohue, Durkan, Foster, Hallauer, Mardesich, Raugust, Rickdall—7.

House Bill No. 146, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 153, by Representatives Juelling, Newschwander and Gallagher:

Removing publication of court petition requirement in lowering of lake water proceedings.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 153 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 153, and the bill passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—40.

Those absent or not voting were: Senators Foley, Foster, Lennart, McMillan, Mardsich, Raugust, Rickdall, Stender, Talley—9.

Engrossed House Bill No. 153, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Bailey, Engrossed House Bill No. 158 was ordered to retain its place on second reading at the end of today's calendar.

Engrossed House Bill No. 181, by Representatives Reese, Brouillet and McCormick:

Providing numbered positions for the election of school directors.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 181:

Senate Chamber,
Olympia, Wash., March 2, 1963.

Providing numbered positions for the election of school directors (reported by Committee on Education):

MAJORITY recommends that it do pass with the following amendments:

On page 2, strike the House amendment to House Bill No. 181 by Representative Gorton and insert:

"The names of candidates shall appear upon the ballot in order of filing for each position. There shall be no rotation of names in the printing of such ballots."

On page 2, strike the House committee amendment to House Bill No. 181 by Committee on Constitution, Elections, and Apportionment, which adds a new section 3.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, William A. Gissberg, Al Henry, Reuben A. Knoblauch, Ernest W. Lennart, John T. McCutcheon, Ted G. Peterson, John A. Petrich, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

The bill was read the second time by sections.

On motion of Senator Hess, the committee amendments were adopted.

On motion of Senator Hess, the rules were suspended, Engrossed House Bill No. 181, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 181, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Dore, Mardesich, Raugust—3.

Engrossed House Bill No. 181, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Engrossed Substitute House Bill No. 184, by Committee on Local Government:

Changing fire district merger procedure.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Engrossed Substitute House Bill No. 184 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

referred Re-Engrossed Senate Bill No. 4, have inspected same and find it correctly enrolled and certified.

FRANK W. FOLEY, *Chairman.*

We concur in this report: Marshall A. Neill, Perry B. Woodall.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 384; also
House Bill No. 392; also
House Bill No. 551, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 12; also
House Bill No. 29; also
House Bill No. 42; also
House Bill No. 51; also
House Bill No. 53; also
House Bill No. 60; also
House Bill No. 98; also
House Bill No. 100; also
House Bill No. 114; also
House Bill No. 131; also
House Bill No. 135; also
House Bill No. 146; also
House Bill No. 153; also
Substitute House Bill No. 184; also
House Bill No. 190; also
House Bill No. 195; also
House Bill No. 200; also
House Bill No. 227; also
House Bill No. 228; also
House Bill No. 230; also
House Bill No. 257; also
House Bill No. 293; also
House Bill No. 320; also
House Bill No. 343; also
House Bill No. 368, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 11, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 35; also
Substitute House Bill No. 261; also
House Bill No. 273, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

The President resumed the Chair.

SIGNED BY THE PRESIDENT

The President signed: Senate Bill No. 4; also
House Bill No. 12; also
House Bill No. 29; also
House Bill No. 35; also
House Bill No. 42; also

House Bill No. 51; also
House Bill No. 53; also
House Bill No. 60; also
House Bill No. 98; also
House Bill No. 100; also
House Bill No. 114; also
House Bill No. 131; also
House Bill No. 135; also
House Bill No. 146; also
House Bill No. 153; also
Substitute House Bill No. 184; also
House Bill No. 190; also
House Bill No. 195; also
House Bill No. 200; also
House Bill No. 227; also
House Bill No. 228; also
House Bill No. 230; also
House Bill No. 257; also
Substitute House Bill No. 261; also
House Bill No. 273; also
House Bill No. 293; also
House Bill No. 320; also
House Bill No. 343; also
House Bill No. 368; also
House Bill No. 384; also
House Bill No. 392; also
House Bill No. 551.

Engrossed Substitute House Bill No. 299, by Committee on Social Security and Public Assistance:

Authorizing the elected officials of certain labor organizations to become members of the state employees' retirement system.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed Substitute House Bill No. 299 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Substitute House Bill No. 299, and the bill passed the Senate by the following vote: Yeas, 28; nays, 10; absent or not voting, 11.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McMillan, Morgan, Peterson, Rasmussen, Sandison, Stender, Washington—28.

Those voting nay were: Senators Cowen, Freise, Guess, Lennart, Moriarty, Jr., Neill, Petrich, Raugust, Ryder, Williams—10.

Those absent or not voting were: Senators Atwood, Foster, Hallauer, McCormack, McCutcheon, Mardesich, Rickdall, Riley, Talley, Thompson, Jr., Woodall—11.

Engrossed House Bill No. 299, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 459, by Representatives Mundy and Moos:
Increasing cemetery district authority.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 459 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 459, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—41.

Those absent or not voting were: Senators Donohue, Dore, Foster, Hallauer, McCutcheon, Raugust, Riley, Ryder—8.

Engrossed House Bill No. 459, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 150, by Representatives Adams, Bozarth and McDougall (by Departmental request):

Authorizing health districts to charge fees for inspection services required by law.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 150:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Authorizing health districts to charge fees for inspection services required by law (reported by Committee on Medicine, Dentistry, Public Health, Air and Water Pollution):

MAJORITY recommends that it do pass with the following amendment:

On line 10, after "permit" strike the period and insert ": *And provided further*, That no fees shall be charged pursuant to this section within the corporate limits of any city or town which prior to the enactment of this section charged fees in connection with the issuance or renewal of a license or permit pursuant to city or town ordinance and where said city or town makes a direct contribution to said health district, unless such city or town expressly consents thereto."

DAVID E. McMILLAN, *Chairman*.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, R. R. (Bob) Greive, John T. McCutcheon, Frances Haddon Morgan, Ralph L. Rickdall, Albert C. Thompson, Jr.

On motion of Senator McMillan, the committee amendment was adopted.

On motion of Senator McMillan, the rules were suspended, Engrossed

House Bill No. 150, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 150, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yeas were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Donohue, Foley, Hallauer, McCutcheon, Raugust, Riley, Talley—7.

Engrossed House Bill No. 150, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 21, by Representatives McCormick, Henry and Huntley (by Executive request):

Requiring seat belts on new private motor vehicles.

The Senate resumed consideration of Engrossed House Bill No. 21 on second reading.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 21:

Senate Chamber,
Olympia, Wash., February 16, 1963.

Requiring seat belts on new private motor vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

Beginning on line 8, strike all of the matter down to and including "automobile" in line 9, and insert "No person shall sell any automobile manufactured or assembled after January 1, 1964"

In line 17, after "Automotive Engineers" and before the period, insert "after the effective date of this act"

NAT WASHINGTON, *Chairman*,
....., *Vice Chairman*.

We concur in this report: Robert C. Bailey, Dewey C. Donohue, Frank W. Foley, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, Reuben A. Knoblauch, Ernest W. Lennart, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Edward F. Riley, Gordon Sandison, Walter B. Williams.

The bill was read the second time by sections.

Senator Washington moved the adoption of the committee amendments.

On motion of Senator Charette, the following amendment to the committee amendments was adopted:

In line 6 of the Senate committee amendment, being line 17 of the bill, strike "after" and insert "on"

The committee amendments, as amended, were adopted.

On motion of Senator Gallagher, Engrossed House Bill No. 21, as amended by the Senate, was made a special order of business for 9:15 p. m. this evening.

Engrossed House Bill No. 72, by Representatives May, Beck and Campbell: Changing certain public employees' retirement provisions.

The bill was read the second time by sections.

On motion of Senator Keefe, the rules were suspended, Engrossed House Bill No. 72 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 72, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Hallauer, Lennart, McCutcheon, Riley—4.

Engrossed House Bill No. 72, having received the constitutional majority, was declared passed.

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

MOTION

Senator Hanna moved that Engrossed House Bill No. 211 and Engrossed House Bill No. 311 be made a special order of business for 8:00 p. m. this evening.

The motion was carried.

House Bill No. 570, by Representatives Ackley, Backstrom and O'Donnell: Providing that women not be excluded from premises or place of work or employment because of sex.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, House Bill No. 570 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 570, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Cowen, Foley, Riley—3.

House Bill No. 570, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Hess, Re-Engrossed House Bill No. 297 was ordered to retain its place on second reading immediately following Engrossed House Bill No. 211 and Engrossed House Bill No. 311 (special orders of business) on second reading.

House Bill No. 139, by Representatives Conner, Taylor and Kirk:

Changing provisions dealing with the giving of notice for certain taxes due.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, House Bill No. 139 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 139, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Foster, Hallauer, McMillan, Riley—4.

House Bill No. 139, having received the constitutional majority, was declared passed.

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

House Bill No. 530, by Representatives Kirk, Olsen and Wang:

Relating to refunds of illegally collected taxes.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, House Bill No. 530 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 530, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Dore, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Cowen, Donohue, Durkan, Foster, McMillan, Raugust, Riley—7.

House Bill No. 530, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 28, by Representatives Olsen, Haussler and Canfield:

Relating to flood control and transfer to counties of state's interest in certain lands.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 28 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 28, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—42.

Those voting nay were: Senator Guess—1.

Those absent or not voting were: Senators Cowen, Durkan, Hallauer, McMillan, Riley, Washington—6.

Engrossed House Bill No. 28, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Woodall, Re-Engrossed House Bill No. 264 was ordered to retain its place on second reading calendar immediately following House Bill No. 248.

On motion of Senator Bailey, House Bill No. 176 was ordered to retain its place on second reading calendar for tomorrow.

Engrossed House Bill No. 210, by Representatives Ackley, Witherbee and Wedekind:

Providing that port districts in class AA counties may acquire ownership of assets of commercial waterway districts.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, Engrossed House Bill No. 210 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 210, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—42.

Those voting nay were: Senator Thompson, Jr.—1.

Those absent or not voting were: Senators Cowen, Dore, McCormack, McMillan, Petrich, Riley—6.

Engrossed House Bill No. 210, having received the constitutional majority, was declared passed.

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

House Bill No. 248, by Representatives Lewis, Flanagan and Rosenberg (by Departmental request):

Authorizing department of natural resources to enter into cooperative agreements to improve grazing ranges.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, House Bill No. 248 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 248, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Dore, McCormack, McMillan, Riley—4.

House Bill No. 248, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Woodall, Re-Engrossed House Bill No. 264 was ordered to retain its place at the beginning of this evening's second reading calendar.

On motion of Senator Washington, House Bill No. 144 was ordered to retain its place as the second bill on the second reading calendar for this evening.

On motion of Senator Greive, the Senate reverted to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 558:

Senate Chamber,
Olympia, Wash., March 12, 1963.

Authorizing recreation area study (reported by Committee on Natural Resources):
MAJORITY recommends that it do pass. MIKE McCORMACK, *Chairman*.

We concur in this report: Joe Chytil, Wilbur G. Hallauer, Al Henry, Ralph L. Rickdall, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

MOTIONS

On motion of Senator Gissberg, all bills passed today were ordered immediately engrossed and transmitted to the House.

At 4:30 p. m., on motion of Senator Greive, the Senate recessed until 7:00 p. m.

EVENING SESSION

The President called the Senate to order at 7:00 p. m.

The President declared the Senate to be at ease.

The President called the Senate to order at 7:20 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Bailey and Gissberg.

On motion of Senator Kupka, Senator Bailey was excused.

On motion of Senator Keefe, Senator Gissberg was excused.

SECOND READING OF BILLS

Engrossed House Bill No. 514, by Representatives Newschwander, Hurley and Andersen:

Changes public assistance laws to conform to federal requirements.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended, Engrossed House Bill No. 514 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 514, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley,

Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Bailey, Cowen, Gissberg—3.

Engrossed House Bill No. 514, having received the constitutional majority, was declared passed.

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

Re-Engrossed House Bill No. 264, by Representatives Jolly, Flanagan and Mundy (by Departmental request):

Supplementing law relating to commission merchants, dealers, brokers, buyers and agents in agricultural products.

The bill was read the second time by sections.

Senator Woodall moved the following amendment be adopted:

On page 2, section 1, subsection (9), amend House committee amendment on line 12, after "however," insert "a personal check of the buyer"

Debate ensued.

On motion of Senator Hanna, the amendment was laid upon the table.

Senator Stender moved the adoption of the following amendment:

On page 5, section 3, line 7 of the re-engrossed bill, being line 7 of the printed bill, insert new subsection (10) as follows:

"(10) That nothing herein shall prohibit Sunday sales of agricultural products as defined herein."

Debate ensued.

Senator Raugust moved that the amendment be laid upon the table.

The motion was lost.

Further debate ensued.

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

Senator Raugust moved the adoption of the following amendment:

On page 5, section 5, line 28 of the re-engrossed bill, being line 28 of the printed bill, strike "five thousand" and insert "seven thousand five hundred"

Debate ensued.

Senators McCutcheon, Connor and Bailey demanded the previous question and the demand was sustained.

The motion was carried and the amendment was adopted.

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

On page 7, section 6, line 3 of the re-engrossed bill, being line 3 of the printed bill, after "be a" and before "misdemeanor" strike "gross"

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 7, section 7, line 13 of the re-engrossed bill, being line 14 of the printed bill, after "within" and before "days" strike "thirty" and insert "sixty"

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

On page 7, add six new sections following section 9 as follows:

"NEW SECTION. Sec. 10. The director of agriculture in order to protect the production of native and/or domestic plants or their products in this state, may declare ladybugs or any other insects to be beneficial insects and necessary to maintain a beneficial biological balance over insects which are detrimental to such native and/or domestic plants or their products. Such declaration shall be made only after a hearing as prescribed in the Administrative Procedure Act, chapter 34.04 RCW.

Upon declaring ladybugs or other insects to be beneficial insects the director of agriculture may regulate or prohibit the commercial movement of such beneficial insects from this state.

NEW SECTION. Sec. 11. The director of agriculture may cooperate and enter into agreements with governmental agencies, other states, and agencies of the federal government to carry out the purposes and provisions of sections 10 through 15 of this act or rules adopted hereunder.

NEW SECTION. Sec. 12. The director of agriculture may bring an action to enjoin the violation of any provision of sections 10 through 15 of this act or rule adopted pursuant to said sections in the county where such violation has occurred, notwithstanding the existence of any other remedies at law.

NEW SECTION. Sec. 13. The provisions of sections 10 through 15 of this act shall not apply to honey bees or to those beneficial insects used for research purposes.

NEW SECTION. Sec. 14. Any person violating the provisions of sections 10 through 15 of this act or rules adopted hereunder is guilty of a misdemeanor and guilty of a gross misdemeanor for any subsequent offense, however, any offense committed more than five years after a previous conviction shall be considered a first offense.

NEW SECTION. Sec. 15. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected."

MOTIONS

On motion of Senator Neill, Senator Thompson, Jr. was excused.

On motion of Senator Kupka, Senator Durkan was excused.

On motion of Senator Riley, the rules were suspended, Re-Engrossed House Bill No. 264, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Re-Engrossed House Bill No. 264, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Durkan, Henry, Thompson, Jr.—3.

Re-Engrossed House Bill No. 264, as amended by the Senate, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Woodall, House Bill No. 144 was ordered to retain its place on second reading immediately following House Bill No. 417.

House Bill No. 369, by Representatives Haussler, Clark, and McDougall: Providing that damages arising on bond or insurance under pesticide application act must be for actual use of pesticide.

The bill was read the second time by sections.

On motion of Senator Ryder, the rules were suspended, House Bill No. 369 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 369, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Durkan, Thompson, Jr.—2.

House Bill No. 369, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Petrich, House Bill No. 240 was ordered to retain its place on second reading immediately following House Bill No. 109.

House Bill No. 371, by Representatives Olsen, Hawley and Braun: Relating to filing of inventories by county commissioners.

The bill was read the second time by sections.

On motion of Senator Gallagher, the rules were suspended, House Bill No. 371 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 371, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Washington, Williams, Woodall—42.

Those voting nay were: Senator Gissberg—1.

Those absent or not voting were: Senators Bailey, Durkan, Foley, Mardesich, Stender, Thompson, Jr.—6.

House Bill No. 371, having received the constitutional majority, was declared passed.

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

House Bill No. 109, by Representatives McCormick, McElroy and Huntley: Redesignating primary state highway No. 6 as the Newport highway.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended, House Bill No. 109 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 109, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Woodall—46.

Those absent or not voting were: Senators Bailey, Thompson, Jr., Williams—3.

House Bill No. 109, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Engrossed House Bill No. 211 on second reading.

Engrossed House Bill No. 211, by Representatives McDougall, Haussler and Clark (by Departmental request):

Regulating standards, grades and packs for horticultural plants and products.

The bill was read the second time by sections.

Senator Moriarty, Jr. moved that the following amendments be considered together and adopted:

On page 7, section 10, line 26, strike the words "and the rules adopted hereunder"

On page 18, section 31, line 23, strike the words "or rules adopted hereunder"

Debate ensued.

Senators McCutcheon, Lennart and Talley demanded the previous question and the demand was sustained.

The motion was lost on a rising vote and the amendments were not adopted.

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

On page 18, section 27, line 1 of the engrossed and printed bill, after "violation" and before "of any" strike "or threatened violation"

In line 3 of the engrossed and printed bill, after "occurs" strike "or is about to occur"

Senator Woodall moved the adoption of the following amendments:

On page 6, section 10, line 21, after "injury." strike the balance of line 21, line 22 through 33 inclusive.

On page 7, strike lines 1 through 3 inclusive.

Debate ensued.

Senator Hanna moved the amendments be laid upon the table.

The motion was carried on a rising vote and the amendments were laid upon the table.

Senator Woodall moved the adoption of the following amendment:

On page 11, section 21, strike all of lines 19 through 25 of the engrossed bill, being lines 20 through 27 of the printed bill.

Debate ensued.

The motion was carried and the amendment was adopted.

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

On page 13, section 21, lines 9 and 10 of the engrossed bill, being lines 9 and 10 of the printed bill, strike "any court of competent jurisdiction" and insert "the superior court of the said county"

In line 23 of the engrossed bill, being line 23 of the printed bill, strike "a court of competent jurisdiction" and insert "the superior court or justice court of the said county"

On page 13, section 21, lines 31 through 33 of the engrossed and printed bill, after "therefrom." strike "Final determination by such court shall be within a period not to exceed twenty days from the date such petition was filed."

Senator Mardesich moved the adoption of the following amendments:

On page 7, section 10, line 15, after "times in" strike "the" and insert "each"

On line 16 after "newspaper" and before "in" strike "with the widest circulation"

Debate ensued.

On motion of Senator Hanna, the amendments were laid upon the table.

Senator Mardesich moved the adoption of the following amendment:

On page 11, section 20, line 9 of the engrossed bill, being line 9 of the printed bill, strike all of section 20 and renumber the remaining sections consecutively.

Debate ensued.

Senator Hanna moved that the amendment be laid upon the table.

The motion was lost on a rising vote.

The President stated the question before the Senate is: It has been moved that the amendment by Senator Mardesich be adopted.

The motion was carried on a rising vote and the amendment was adopted.

Senator Woodall moved the adoption of the following amendment:

On page 18, section 31, being line 22 of the engrossed and line 23 of the printed bill, after "misdemeanor" insert a period and strike the remainder of the sentence.

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Hanna, the rules were suspended, Engrossed House Bill No. 211, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 211, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 36; nays, 9; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Washington—36.

Those voting nay were: Senators Atwood, Foster, Henry, Moriarty, Jr., Peterson, Ryder, Thompson, Jr., Williams, Woodall—9.

Those absent or not voting were: Senators Dore, McCormack, Neill, Rasmussen—4.

Engrossed House Bill No. 211, as amended by the Senate, having received the constitutional majority, was declared passed.

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

The President called upon Temporary President Cowen to preside.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Engrossed House Bill No. 311 on second reading.

Engrossed House Bill No. 311, by Representatives Goldsworthy, Jolly and Moos:

Establishing standards for and regulating warehousemen and shippers of agricultural commodities.

Senator Gallagher moved that Engrossed House Bill No. 311 retain its place on second reading immediately following Engrossed House Bill No. 487 on second reading.

Debate ensued.

The motion was lost on a rising vote.

The bill was read the second time by sections.

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

On page 29, section 50, line 4, after "fund" and before "which" insert "in the state treasury"

On motion of Senator Moriarty, Jr., the following amendment was adopted:

On page 4, line 2, after "amended" strike the period and insert "The director when adopting rules in respect to the provisions of this act shall hold a public hearing and shall to the best of his ability consult with persons and organizations or interests who will be affected thereby, and any final rule adopted as a result of the hearing shall be designed to promote the provisions of this act and shall be reasonable and necessary and based upon needs and conditions of the industry, and shall be for the purpose of promoting the well being of the industry to be regulated and the general welfare of the people of the state."

Senator Freise moved that the following amendments be considered together and adopted:

On page 9, section 12, line 19 of the engrossed and printed bill, after "mail" and before "of" insert "or certified mail return receipt requested"

On page 17, section 31, line 30 of the engrossed and printed bill, after "of a" strike "gross"

On page 19, section 35, lines 31, 32 and 33 of the engrossed and printed bill, strike all the material in lines 31 through 33, inclusive, and insert "and the books, papers, records and property which pertain specifically, exclusively and directly to that business;"

On page 21, section 35, line 11 of the engrossed bill, being line 12 of the printed bill, after "in the" and before "superior" insert "said"

On page 22, section 37, line 12, strike "a reasonable time" and insert "thirty days"

On page 24, section 42, line 30, after "entered a" strike "faithful and true"

On page 25, section 42, line 6, after "keep a" and before "record" strike "true"

On page 25, section 44, line 17, strike section 44 and add a new section as follows:

"NEW SECTION. Sec. 44. Any department employee who shall, directly or indirectly, accept any money or other consideration for any neglect of duty or any improper performance of duty as such department employee; or any person who shall knowingly cause or attempt to cause the issuance of a false or incorrect grade or weight certificate under this act by deceptive loading, handling, or sampling of commodities or by submitting commodities for inspection knowing that it has been so loaded, handled, or sampled, or by any other means; shall be deemed guilty of a misdemeanor."

On page 26, section 45, line 7, after "department," insert "not exceeding twenty dollars,"

On page 30, section 54, line 24, after "violation" and before "of any" strike "or threatened violation"

In line 26, after "occurs" and before "notwithstanding" strike "or is about to occur"

On page 31, section 58, line 12, after "constitute a" strike "gross"

Debate ensued.

The motion was carried and the amendments were adopted.

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

On page 6, section 9, line 24 of the engrossed bill, being line 26 of the printed bill, after "shall" and before "determine" strike "without the necessity of hearing" and insert ", after holding a public hearing,"

In line 30 of the engrossed bill, being line 32 of the printed bill, after "consideration" strike the comma and "but not limited by,"

On page 7, section 9, line 29 of the engrossed and printed bill, beginning with "(c)" strike the remainder of line 29.

On page 8, section 9, line 6 of the engrossed and printed bill, after "shall" and before "remove" strike "not". On line 7, after "be," and before "the" strike "until" and insert "when"

On page 9, section 11, lines 14 and 15 of the engrossed and printed bill, after "shall" strike "not". On line 15 after "license" and before "such" strike "until" and insert "when"

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 311, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

The President resumed the Chair.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 311, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 40; nays, 4; absent or not voting, 5.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Neill, Peterson, Petrich, Rickdall, Riley, Ryder, Sandison, Talley, Washington—40.

Those voting nay were: Senators Morgan, Moriarty, Jr., Rasmussen, Raugust—4.

Those absent or not voting were: Senators Atwood, Stender, Thompson, Jr., Williams, Woodall—5.

Engrossed House Bill No. 311, as amended by the Senate, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Re-Engrossed House Bill No. 297 on second reading.

Re-Engrossed House Bill No. 297, by Representatives Campbell, Hood and Moos:

Insuring fire district personnel.

The bill was read the second time by sections.

On motion of Senator Foster, the rules were suspended, Re-Engrossed House Bill No. 297 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Re-Engrossed House Bill No. 297, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—46.

Those voting nay were: Senator Moriarty, Jr.—1.

Those absent or not voting were: Senators Rickdall, Thompson, Jr.—2.

Re-Engrossed House Bill No. 297, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: House Bill No. 389 on second reading.

House Bill No. 389, by Representatives Schaefer, Clark and Gallagher:

Creating state publication distribution center in state library.

The bill was read the second time by sections.

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

On page 1, section 3, line 27, after "agency" and before "upon" strike "shall" and insert "may"

On motion of Senator Sandison, the rules were suspended, House Bill No. 389, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 389, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 7; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Sandison, Stender, Washington, Williams—39.

Those voting nay were: Senators Gallagher, Gissberg, Mardesich, Moriarty, Jr., Riley, Talley, Woodall—7.

Those absent or not voting were: Senators Neill, Raugust, Thompson, Jr.—3.

House Bill No. 389, as amended by the Senate, having received the constitutional majority, was declared passed.

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

SPECIAL ORDER OF BUSINESS

The time having arrived, the President stated the special order of business is: Engrossed House Bill No. 21 on second reading.

Engrossed House Bill No. 21, by Representatives McCormick, Henry and Huntley (by Executive request):

Requiring seat belts on new private motor vehicles.

The Senate resumed consideration of Engrossed House Bill No. 21.

The bill was read the second time by sections.

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

In section 1, line 13 of the engrossed and printed bill, after "equipment." insert "Where registration is for transfer from an out of state license, applicant shall be informed of this section by issuing agent and have thirty (30) days to comply."

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 21, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 21, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 39; nays, 5; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Talley, Washington, Williams—39.

Those voting nay were: Senators Foster, Freise, Moriarty, Jr., Neill, Woodall—5.

Those absent or not voting were: Senators Donohue, Hallauer, Raugust, Stender, Thompson, Jr.—5.

Engrossed House Bill No. 21, as amended by the Senate, having received the constitutional majority, was declared passed.

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

MOTION FOR RECONSIDERATION

On motion of Senator Sandison, the Senate voted to reconsider the vote by which House Bill No. 109 passed the Senate.

On motion of Senator Sandison, the rules were suspended and House Bill No. 109 was returned to second reading.

The bill was read the second time by sections.

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

On page 1, line 15, insert a new section as follows:

"NEW SECTION. Sec. 2. There is added to chapter 13, Laws of 1961 and to chapter 47.56 RCW a new section to read as follows:

The Washington toll bridge authority and the Washington state highway commission may permit public sport fishing from the Hood Canal bridge. The commission may establish and promulgate rules and regulations governing public use of the bridge for sport fishing to the end that such activity shall not interfere with the primary use and operation of the bridge as a highway facility. Notwithstanding the provisions of RCW 4.92.090 or any other statute imposing liability upon the state of Washington, the state hereby disclaims any liability arising out of loss or injury in connection with the public use of the aforesaid bridge for sport fishing purposes."

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

In line 2 of the title after "47.16.060" strike the period and insert "; and adding a new section to chapter 13, Laws of 1961 and chapter 47.56 RCW."

The President called upon President Pro Tempore Riley to preside.

On motion of Senator Sandison, the rules were suspended, House Bill No.

109, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 109, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—43.

Those voting nay were: Senators Peterson, Raugust—2.

Those absent or not voting were: Senators Atwood, Greive, Hallauer, Thompson, Jr.—4.

House Bill No. 109, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Freise, all bills passed this evening were ordered immediately transmitted to the House.

On motion of Senator Ryder, the Senate voted to immediately consider House Bill No. 75.

House Bill No. 75, by Representatives Gleason, Bigley and Wintler (by Legislative Council request):

Extending vocational rehabilitation for the nondisabled to persons not on public assistance.

REPORT OF STANDING COMMITTEE

House Bill No. 75:

Senate Chamber,
Olympia, Wash., March 1, 1963.

Extending vocational rehabilitation for the nondisabled to persons not on public assistance (reported by Committee on Labor and Social Security):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 2, line 20, after "public assistance" strike all of the matter down to and including the semicolon following "courts" in line 23 and insert "[and may be expected to remain a public charge of the state] or who is receiving aid or services from a public or private agency or from the courts;"

On page 3, section 4, line 1, after "chapter" and before the semicolon, insert "*Provided, That eligible persons accepted from public or private agencies or from the courts for vocational rehabilitation and placement shall not exceed ten percent of the total of all eligible persons accepted for vocational rehabilitation and placement pursuant to the provisions of this chapter*"

A. L. RASMUSSEN, Chairman.

We concur in this report: Frank Connor, Fred H. Dore, Sam C. Guess, George W. Kupka, August P. Mardesich, Charles P. Moriarty, Jr., Edward F. Riley, John N. Ryder, John H. Stender, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the committee amendments were adopted.

Senator Petrich moved the adoption of the following amendment:

On page 2, section 3, line 17, strike all the matter in lines 17 through 23 and insert: "(5) Be referred by [a] the department of public assistance [agency] or a public or private agency: Provided, That any such person referred by the department of public assistance or a public or private agency for vocational rehabilitation may be denied public assistance if, and for as long as, such person without good cause (a) fails or refuses to accept such services, or (b) after referral fails or refuses to cooperate with the board in undergoing such training as is deemed necessary by the board to accomplish his vocational rehabilitation.

The department of public assistance [agency], or a public or private agency referring a nondisabled vocationally handicapped person for vocational rehabilitation, shall forward with such referral any medical, psychiatric, social, financial, or other information that the board may request under the customary rules and confidentiality."

On motion of Senator Ryder, the following amendments to the amendment were adopted:

On line 2 of the amendment by Senator Petrich, after "private agency" insert "or court"

On line 3, after "private agency" insert "or court"

On line 9, after "private agency" insert "or court"

The President stated the question before the Senate is: It has been moved that the amendment, as amended, be adopted.

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

On motion of Senator Hess, the rules were suspended, House Bill No. 75, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 75, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 46; nays, 2; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—46.

Those voting nay were: Senators Foley, Gissberg—2.

Those absent or not voting were: Senator Thompson, Jr.—1.

House Bill No. 75, as amended by the Senate, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Riley, House Bill No. 240 was referred to Committee on Ways and Means.

House Bill No. 128, by Representatives Garrett, Morphis and Ackley (by Joint Committee on Urban Area Government request):

Authorizing cities over ten thousand to adopt charter.

The bill was read the second time by sections.

Senator Durkan moved the adoption of the following amendment by Senators Durkan and Dore:

After section 1 add a new section to read as follows:

"NEW SECTION. Sec. 2. If a municipality desires to sell, lease, or otherwise transfer any real property or any interest therein that it has acquired for an urban renewal project in an urban renewal area to a public body, to any institution of higher learning or to any public or charitable hospital, it may do so for such sum as may be agreed upon by negotiation without competitive bidding notwithstanding any other provisions of chapter 35.81. The sum agreed upon shall be no less than the fair value as established by competent appraisers for uses in accordance with the urban renewal plan, but the sum may be not less than the actual cost of acquiring and preparing such property for redevelopment. Such a sale, lease, or transfer of property may be made only after a public hearing has been held in the county in which the land is situated by the local governing body, and only after the local governing body has authorized such disposal, following the procedure of RCW 42.32.010, and under the provisions of chapter 42.32 RCW."

POINT OF ORDER

Senator Freise:

"Mr. President:

"I raise the question of whether this is not enlarging the scope and object of House Bill No. 128.

"Speaking on the point of order, new section one of House Bill No. 128 states: 'Any city of 10,000 or more population shall have all power to conduct its affairs consistent with and subject to state law, including the power to frame a charter for its own government in the same manner as cities of the first class. "Population" means the number of residents as shown by the figures released for the most recent official state, federal, or county census, or population determination made under the direction of the state census board. Once any city has ten thousand or more population, any subsequent decrease in population below ten thousand shall not affect any powers theretofore acquired under this act.'

"Now this new section goes on to state: 'If a municipality desires to sell, lease, or otherwise transfer any real property or any interest therein that it has acquired for an urban renewal project in an urban renewal area to a public body. . . .' This is an amendment to the urban renewal section of the statute which was adopted, I believe, in 1957, and does not refer to the same title of the statute at all."

Senator Durkan:

"Mr. President:

"Speaking to the point of order, there couldn't be a more broad title than 'An act relating to powers of certain cities and towns.' The title is so broad, Mr. President, that we could almost put on microscopes and be within the object of the bill."

Senator Hallauer:

"Mr. President:

"On reviewing the bill as originally before this body, Senate Bill No. 92, it seems to me that it is related to urban renewal proceedings and the disposal of urban renewal property. That is a long reach from the subject of incorporation of cities of 10,000 or more population. I believe that it does expand the scope and object of the bill."

Senator Durkan:

"Mr. President:

"Speaking to Senator Hallauer's point, we are not dealing with any other matter than the amendment in the form which is presently before the Senate. This is a matter which relates to the title of the bill. This is what we are dealing with, as to whether or not certain towns and cities have powers which are inherent to do these things. The title states very broadly that they shall have such powers to do it."

The President:

"The President suggests that House Bill No. 128 be placed immediately after Engrossed House Bill No. 487 and the President will prepare a ruling on the point of order as presented by Senator Freise."

MOTION

On motion of Senator Freise, House Bill No. 128 and the amendment pending were ordered to retain their place on second reading immediately following consideration of Engrossed House Bill No. 487.

House Bill No. 417, by Representatives Jueling, Garrett and O'Brien: Granting additional powers to water districts.

The bill was read the second time by sections.

On motion of Senator Talley, the rules were suspended, House Bill No. 417 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 417, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Willams, Woodall—46.

Those absent or not voting were: Senators Foster, Guess, Thompson, Jr.—3.

House Bill No. 417, having received the constitutional majority, was declared passed.

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

House Bill No. 144, by Representatives Beierlein, Leland and Rosenberg (by Highway Interim Committee request):

Enacting interstate driver license compact.

The bill was read the second time by sections.

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

On page 2, section 1, line 19, after "ordinance" strike all the matter down through and including "such offense" on line 21.

In line 22, after "conviction", strike "or forfeiture"

On page 3, section 1, line 21, strike all of subsection (b) and renumber the remaining subsection.

On motion of Senator Washington, the rules were suspended, House Bill No. 144, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 144, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 37; nays, 10; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, McCormack, McCutcheon, McMillan, Morgan, Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams—37.

Those voting nay were: Senators Charette, Cooney, Cowen, Foley, Herrmann, Kupka, Mardesich, Moriarty, Jr., Petrich, Woodall—10.

Those absent or not voting were: Senators Lennart, Thompson, Jr.—2.

House Bill No. 144, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 18, by Representatives Conner, O'Connell and Clark:

Protecting homing pigeons.

The bill was read the second time by sections.

Senator Hallauer moved the adoption of the following amendment:

On page 1, section 1, line 14, at the end of section 1, strike the period (.) and add: "Provided, That it shall be a proper defense if the pigeon assault is committed by a person unable to see the markings on said pigeon at the time of said assault."

Debate ensued.

With the approval of the Senate, Senator Hallauer was permitted to withdraw the amendment.

On motion of Senator Gallagher, the rules were suspended, Engrossed House Bill No. 18 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 18, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—45.

Those absent or not voting were: Senators England, Foster, Lennart, Thompson, Jr.—4.

Engrossed House Bill No. 18, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Freise, Substitute House Bill No. 76 was ordered to retain its place on second reading immediately following House Bill No. 349.

Engrossed House Bill No. 560, by Representative Evans:

Relating to city streets.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 560 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 560, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Lennart, Thompson, Jr.—2.

Engrossed House Bill No. 560, having received the constitutional majority, was declared passed.

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

House Bill No. 349, by Representatives Brouillet, Mahaffey and Henry: Providing certain sick leave benefits for noncertified personnel in schools. The bill was read the second time by sections.

Senator Petrich moved the adoption of the following amendment by Senators Stender, Petrich, Dore and Morgan:

On page 5, line 6, add the following subsection:

“(16) Set standards for psychological testing programs to be used in the district. Such standards shall specify the type of psychological tests that shall require parental or guardian consent prior to giving such tests to students.”

Senator Gallagher raised the question of consideration and the Senate voted not to consider the amendment by a standing vote.

On motion of Senator Hess, the rules were suspended, House Bill No. 349 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 349, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—46.

Those voting nay were: Senator Guess—1.

Those absent or not voting were: Senators Lennart, Thompson, Jr.—2.

House Bill No. 349, having received the constitutional majority, was declared passed.

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

The President resumed the Chair.

The Senate resumed consideration of Substitute House Bill No. 76.

MOTION

On motion of Senator Bailey, Substitute House Bill No. 76 was ordered to retain its place on second reading immediately following Re-Engrossed House Bill No. 6.

Engrossed House Bill No. 558, by Representatives Gorton, Garrett and Lewis:

Authorizing recreation area study.

MOTION

On motion of Senator Foley, Engrossed House Bill No. 558 was referred to Committee on Ways and Means.

House Bill No. 404, by Representatives Kink, King and Hood:

Providing for net fishing by Washington fishermen under certain circumstances.

REPORT OF STANDING COMMITTEE**House Bill No. 404:**

Senate Chamber,
Olympia, Wash., March 6, 1963.

Providing for net fishing by Washington fishermen under certain circumstances (reported by Committee on Fisheries, Game and Game Fish):

Recommends that it do pass with the following amendments:

On page 1, section 1, line 24, after "lations" and before "be" strike "may" and insert "shall"

On page 3, section 2, line 8, after "regulations" and before "be" strike "may" and insert "shall"

On page 3, section 3, line 23, after "fishing" and before the period, insert "*Provided, That the director shall not issue any such permits if the vessels of foreign nations are fishing for salmon in international waters of the Pacific Ocean in conformity with treaty agreements with the United States*"

ROBERT L. CHARETTE, Chairman.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, John H. Stender, Don L. Talley, Albert C. Thompson, Jr.

The bill was read the second time by sections.

On motion of Senator Charette, the committee amendments were adopted.

On motion of Senator Charette, the rules were suspended, House Bill No. 404, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 404, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Foster, Gallagher, Lennart, Thompson, Jr.—4.

House Bill No. 404, as amended by the Senate, having received the constitutional majority, was declared passed.

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

On motion of Senator Woodall, House Bill No. 404, as amended by the Senate, was ordered immediately transmitted to the House.

Engrossed House Bill No. 487, by Representative Copeland:

Relating to distribution of motor vehicle and use fuel tax revenues.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 487 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 487, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Bailey, Foster, Mardesich, Petrich, Thompson, Jr.—5.

Engrossed House Bill No. 487, having received the constitutional majority, was declared passed.

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

The Senate resumed consideration of House Bill No. 128.

House Bill No. 128, by Representatives Garrett, Morphis and Ackley (by Joint Committee on Urban Area Government request):

Authorizing cities over ten thousand to adopt charter.

RULING BY THE PRESIDENT

"The President's ruling on the point of order as raised by Senator Freise:

"House Bill No. 128 is a bill which merely prescribes that a city of 10,000 or more population shall have the right to conduct its affairs subject to state law and frame a charter for its own government in the same manner as cities of the first class.

"The amendment as proposed by Senators Durkan and Dore is a granting of the power of any municipality to sell or otherwise dispose of property which it has acquired for an urban renewal project.

"This amendment has nothing to do with the requirements of the formation of a local government and, therefore, the President believes that the amendment increases the scope and object of the bill. Therefore, the point of order as raised by Senator Freise is well taken and the amendment is not in order.

"In addition, the President believes that even though the title of a bill may be broad, this is of no assistance in answering a point of order concerning scope and object as the point must be decided on the contents of the body of the bill and does not raise the issue of whether or not the subject matter of the amendment would not be embraced within the title."

On motion of Senator Williams, the rules were suspended, House Bill No. 128 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 128, and the bill passed the Senate by the following vote: Yeas, 44; nays, 1; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—44.

Those voting nay were: Senator Petrich—1.

Those absent or not voting were: Senators Lennart, McCutcheon, Morgan, Thompson, Jr.—4.

House Bill No. 128, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Woodall, Engrossed House Bill No. 584 was ordered to retain its place on second reading immediately following House Bill No. 119.

Re-Engrossed House Bill No. 6, by Representatives Olsen, Hawley and McCormick:

Relating to group hospitalization and medical aid for public employees and their dependents.

REPORT OF STANDING COMMITTEE

Re-Engrossed House Bill No. 6:

Senate Chamber,
Olympia, Wash., March 5, 1963.

Relating to group hospitalization and medical aid to public employees and their dependents (reported by Committee on Banks, Financial Institutions and Insurance): MAJORITY recommends that it do pass with the following amendment:

In section 1, line 15 of the re-engrossed bill, after "less" strike the period and insert "except that such limitation shall not apply to employees employed under chapter 47.64 RCW."

KARL V. HERRMANN, *Chairman*,
AUGUST P. MARDESICH, *Vice Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, John L. Cooney, Fred H. Dore, Herbert H. Freise, George W. Kupka.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendment was adopted.

On motion of Senator Durkan, the rules were suspended, Re-Engrossed House Bill No. 6, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Gallagher, Kupka and Connor demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Re-Engrossed House Bill No. 6, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 34; nays, 12; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka,

McCormack, McCutcheon, Morgan, Peterson, Rasmussen, Riley, Ryder, Stender, Talley, Washington, Williams—34.

Those voting nay were: Senators Donohue, Gissberg, Guess, Hallauer, McMillan, Mardesich, Moriarty, Jr., Neill, Petrich, Raugust, Rickdall, Sandison—12.

Those absent or not voting were: Senators Lennart, Thompson, Jr., Woodall—3.

Re-Engrossed House Bill No. 6, as amended by the Senate, having received the constitutional majority, was declared passed.

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

On motion of Senator Greive, Re-Engrossed House Bill No. 6 was ordered immediately transmitted to the House.

Substitute House Bill No. 76, by Committee on Social Security and Public Assistance:

Authorizing public assistance community work and training program.

MOTION

On motion of Senator Bailey, Substitute House Bill No. 76 was referred to Committee on Ways and Means.

House Bill No. 119, by Representatives O'Connell, May and Sawyer:

Providing certain apprentice workmen certain wage standards.

The bill was read the second time by sections.

On motion of Senator Rasmussen, the rules were suspended, House Bill No. 119 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 119, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Durkan, Lennart, McCutcheon, Raugust, Talley, Thompson, Jr.—6.

House Bill No. 119, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 584, by Representative Morrissey:

Allowing schools and others to buy periodical subscriptions in a normal business way.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended, Engrossed House Bill No. 584 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 584, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Connor, Lennart, McCutcheon, Raugust, Rickdall, Thompson, Jr.—6.

Engrossed House Bill No. 584, having received the constitutional majority, was declared passed.

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

House Bill No. 255, by Representatives Litchman, Comfort and Chatalas: Increasing monetary amount for jurisdiction of small claims in justice courts.

The bill was read the second time by sections.

Senator Petrich moved the adoption of the following amendment:

On page 1, section 1, line 12, before "dollars" strike "*one hundred*" and insert "*fifty*"

The motion was carried on a rising vote and the amendment was adopted.

On motion of Senator Atwood, the rules were suspended, House Bill No. 255, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 255, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 2; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Raugust, Rickdall, Ryder, Sandison, Stender, Washington, Williams, Woodall—42.

Those voting nay were: Senators Charette, Rasmussen—2.

Those absent or not voting were: Senators Connor, Lennart, Riley, Talley, Thompson, Jr.—5.

House Bill No. 255, as amended by the Senate, having received the constitutional majority, was declared passed.

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

House Bill No. 247, by Representatives Lewis, Bigley and Siler (by Departmental request):

Repealing obsolete section relating to fees for marks and brands for forest products.

The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, House Bill No. 247 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 247, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Washington, Williams—45.

Those absent or not voting were: Senators Lennart, Riley, Thompson, Jr., Woodall—4.

House Bill No. 247, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 249, by Representatives Bigley, Brachtenbach and Taylor (by Departmental request):

Authorizing entry upon lands or waters in the state for forestry purposes. The bill was read the second time by sections.

On motion of Senator McCormack, the rules were suspended, Engrossed House Bill No. 249 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 249, and the bill passed the Senate by the following vote: Yeas, 40; nays, 6; absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Washington, Williams, Woodall—40.

Those voting nay were: Senators Atwood, Durkan, Guess, McCutcheon, McMillan, Talley—6.

Those absent or not voting were: Senators Lennart, Riley, Thompson, Jr.—3.

Engrossed House Bill No. 249, having received the constitutional majority, was declared passed.

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

House Bill No. 590, by Representatives Burtch, Anderson and Savage:

Placing hotel inspection fees in industrial insurance accident fund.

The bill was read the second time by sections.

On motion of Senator Gallagher, the rules were suspended, House Bill

No. 590 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 590, and the bill passed the Senate by the following vote: Yeas, 44; nays, 3; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—44.

Those voting nay were: Senators Hanna, Hess, Keefe—3.

Those absent or not voting were: Senators Riley, Thompson, Jr.—2.

House Bill No. 590, having received the constitutional majority, was declared passed.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has failed to pass Engrossed Senate Bill No. 93, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has indefinitely postponed Senate Bill No. 110, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

MOTION

At 11:35 p. m., on motion of Senator Greive, the Senate adjourned until noon, Wednesday, March 13, 1963.

JOHN A. CHERBERG, *President of the Senate*.

WARD BOWDEN, *Secretary of the Senate*.

FIFTY-NINTH DAY

NOON SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, March 13, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Greive and Dore.

On motion of Senator Bailey, Senator Greive was excused.

The Color Guard, consisting of Pages Alec McDougall, Color Bearer, and JoAnn Poulson, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Almighty God and Everlasting Father, give us a right judgment in all things. In the multiplicity of items that daily clamor for our attention, help us to discern what is truly important.

"We pray not that Thou wouldst give us what we want, but that Thou wouldst help us to want, that which is right. We pray not that Thou wouldst further our plans, but that Thou wouldst help us to plan according to Thy purposes. We pray not that Thou wouldst march to our orders, but that we may hear Thy clear command and follow Thee.

"For this we pray in our Master's name. Amen."

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

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Substitute Senate Bill No. 21; also

Senate Bill No. 52; also

Substitute Senate Bill No. 59; also

Engrossed Senate Bill No. 61; also

Engrossed Senate Bill No. 65; also

Senate Bill No. 143; also

Engrossed Senate Bill No. 146; also

Senate Bill No. 147; also

Senate Bill No. 159; also

Senate Bill No. 169; also

Senate Bill No. 170; also

Engrossed Senate Bill No. 182; also

Senate Bill No. 196; also

Engrossed Senate Bill No. 202; also

Engrossed Senate Bill No. 205; also

Engrossed Senate Bill No. 213; also

Senate Bill No. 219; also

Engrossed Senate Bill No. 220; also

Engrossed Substitute Senate Bill No. 228; also

Senate Bill No. 241; also
 Engrossed Senate Bill No. 243; also
 Engrossed Senate Bill No. 262; also
 Engrossed Senate Bill No. 265; also
 Engrossed Senate Bill No. 287; also
 Engrossed Senate Bill No. 313; also
 Engrossed Senate Bill No. 343; also
 Senate Bill No. 351; also
 Engrossed Substitute Senate Bill No. 356; also
 Engrossed Senate Bill No. 389; also
 Engrossed Senate Bill No. 390; also
 Engrossed Senate Bill No. 416; also
 Engrossed Senate Bill No. 464; also
 Senate Bill No. 500; also
 Engrossed Substitute Senate Bill No. 564; also
 Senate Bill No. 610, have inspected same, and find them correctly enrolled and certified. _____, *Chairman.*

We concur in this report: Michael J. Gallagher, Marshall A. Neill, John A. Petrich, Perry B. Woodall.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 13 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Bill No. 33 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Bill No. 34 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Bill No. 89 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House Bill No. 141 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 181 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to House Bill No. 394 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to House Bill No. 403 and has passed the bill as amended by the Senate.

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 4; also

Senate Bill No. 11; also

Senate Bill No. 30; also

Senate Bill No. 39; also

Senate Bill No. 44; also

Senate Bill No. 62; also

Senate Bill No. 64; also

Senate Bill No. 103; also

Senate Bill No. 154; also

Senate Bill No. 155; also

Senate Bill No. 156; also

Senate Bill No. 168; also

Senate Bill No. 171; also

Senate Bill No. 180; also

Senate Bill No. 208; also

Senate Bill No. 225; also

Senate Bill No. 235; also

Senate Bill No. 239; also

Senate Bill No. 251; also

Senate Bill No. 260; also

Senate Bill No. 284; also

Senate Bill No. 290; also

Senate Bill No. 296; also

Senate Bill No. 298; also

Senate Bill No. 301; also

Senate Bill No. 309; also

Senate Bill No. 323; also

Senate Bill No. 339; also

Senate Bill No. 374; also

Senate Bill No. 411; also

Senate Bill No. 413; also

Senate Bill No. 424; also

Senate Bill No. 448; also

Senate Bill No. 482; also

Senate Bill No. 483, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed: Substitute Senate Bill No. 21; also

Senate Bill No. 52; also

Substitute Senate Bill No. 59; also

Engrossed Senate Bill No. 61; also

Engrossed Senate Bill No. 65; also

Senate Bill No. 143; also

Engrossed Senate Bill No. 146; also

Senate Bill No. 147; also

Senate Bill No. 159; also

Senate Bill No. 169; also

Senate Bill No. 170; also

Engrossed Senate Bill No. 182; also

Senate Bill No. 196; also

Engrossed Senate Bill No. 202; also

Engrossed Senate Bill No. 205; also

Engrossed Senate Bill No. 213; also
 Senate Bill No. 219; also
 Engrossed Senate Bill No. 220; also
 Engrossed Substitute Senate Bill No. 228; also
 Senate Bill No. 241; also
 Engrossed Senate Bill No. 243; also
 Engrossed Senate Bill No. 262; also
 Engrossed Senate Bill No. 265; also
 Engrossed Senate Bill No. 287; also
 Engrossed Senate Bill No. 313; also
 Engrossed Senate Bill No. 343; also
 Senate Bill No. 351; also
 Engrossed Substitute Senate Bill No. 356; also
 Engrossed Senate Bill No. 389; also
 Engrossed Senate Bill No. 390; also
 Engrossed Senate Bill No. 416; also
 Senate Bill No. 419; also
 Engrossed Senate Bill No. 464; also
 Engrossed Senate Bill No. 496; also
 Engrossed Senate Bill No. 497; also
 Senate Bill No. 500; also
 Engrossed Senate Bill No. 525; also
 Engrossed Substitute Senate Bill No. 564; also
 Engrossed Senate Bill No. 582; also
 Senate Bill No. 604; also
 Senate Bill No. 610, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
 Olympia, Wash., March 11, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 63 with the following amendment:

On page 1, section 1, line 18 of the engrossed bill, being line 2 of the Senate amendment, after "exceed" and before "dollars" strike "twenty-five" and insert "twenty", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Hallauer, the Senate concurred in the House amendment to Engrossed Senate Bill No. 63.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 63, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams—44.

Those absent or not voting were: Senators Dore, Greive, Riley, Talley, Woodall—5.

Engrossed Senate Bill No. 63, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 11, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 141 with the following amendment: Strike the Senate amendment by Senator Moriarty, Jr. to page 9, Article IX, line 30 of the printed bill, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Moriarty, Jr., the Senate concurred in the House amendment to Engrossed Senate Bill No. 141.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 141, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Dore, Foley, Lennart, Mardesich, Neill, Riley—6.

Engrossed Senate Bill No. 141, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 11, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 173 with the following amendments:

On page 1, strike all of section 1 and renumber the remaining sections consecutively.

Beginning on line 2 of the title, after "RCW;" and before "amending" on line 3, strike "amending section 2, chapter 6, Laws of 1939 and RCW 69.40.070;" and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Gissberg, the Senate concurred in the House amendments to Senate Bill No. 173.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 173, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Dore, Foley, Lennart, Neill, Rickdall, Riley—6.

Senate Bill No. 173, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 11, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 295 with the following amendment:

On page 1, section 1, line 20, after "subdivisions" and before the period, insert "*Provided further*, That any city or town hereunder shall have the power to lease to the state or any of its political subdivisions, the government of the United States, or any private party any portion of any waterfront", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

Senator Kupka moved that the Senate concur in the House amendment to Senate Bill No. 295.

Debate ensued.

On motion of Senator Gissberg, Senate Bill No. 295, and the House amendment thereto, was made a special order of business at the end of today's second reading calendar.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 11, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 370 with the following amendments:

On page 1, section 1, line 17 of the printed and engrossed bill, after "telegraph" and before "wires" insert "*radio and television*"

Amend the Senate Committee amendment by the Committee on Commerce, Manufacturing and Licenses to page 1, section 1, line 20. In line 2 of the amendment, strike "*except further for*", being page 1, section 1, line 20 of the engrossed bill, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Gissberg, Senator Mardesich was excused.

On motion of Senator Talley, the Senate concurred in the House amendments to Engrossed Senate Bill No. 370.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 370, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 1; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senator Chytil—1.

Those absent or not voting were: Senators Dore, Foley, Foster, Lennart, Mardesich—5.

Engrossed Senate Bill No. 370, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 519 with the following amendments:

On page 1, section 1, line 4, after "Any class" strike "A" and insert "AA, A or first class"

On page 1, section 2, line 24, after "a class" strike "A" and insert "AA, A or first class"

In the amendment by Representative Ackley to page 1, section 1, line 4, after "A" strike "or first class" and insert ", first or second class"

On page 6, section 10, line 2, strike "forty" and insert "sixty"

On page 8, section 16, line 7, after "facilities" and before the period, insert "*Provided further*, That moneys may be raised by any means available to any charitable, fraternal or other nonprofit organization in the state", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

Senator Cowen moved that the Senate concur in the House amendments to Senate Bill No. 519.

Debate ensued.

On motion of Senator Freise, Senate Bill No. 519, and the House amendments thereto, was made a special order of business immediately following Senate Bill No. 295 and the House amendments thereto.

SIGNED BY THE PRESIDENT

**The President signed: Substitute Senate Bill No. 21; also
Senate Bill No. 52; also
Substitute Senate Bill No. 59; also
Senate Bill No. 61; also
Senate Bill No. 65; also
Senate Bill No. 143; also
Senate Bill No. 146; also
Senate Bill No. 147; also
Senate Bill No. 159; also
Senate Bill No. 169; also
Senate Bill No. 170; also
Senate Bill No. 182; also
Senate Bill No. 196; also
Senate Bill No. 202; also
Senate Bill No. 205; also
Senate Bill No. 213; also
Senate Bill No. 219; also
Senate Bill No. 220; also
Substitute Senate Bill No. 228; also
Senate Bill No. 241; also
Senate Bill No. 243; also
Senate Bill No. 262; also
Senate Bill No. 265; also
Senate Bill No. 287; also
Senate Bill No. 313; also
Senate Bill No. 343; also
Senate Bill No. 351; also
Substitute Senate Bill No. 356; also
Senate Bill No. 389; also**

Senate Bill No. 390; also
 Senate Bill No. 416 also
 Senate Bill No. 464; also
 Senate Bill No. 500; also
 Substitute Senate Bill No. 564; also
 Senate Bill No. 610.

MOTION

At 12:30 p. m., on motion of Senator Greive, the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and Raugust.

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

The Secretary read:

MESSAGES FROM THE HOUSE

SENATE AMENDMENTS TO HOUSE BILL

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendments to Substitute House Bill No. 110 and asks the Senate to recede therefrom, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

Senator Herrmann moved that the Senate adhere to its position regarding Substitute House Bill No. 110 and that the Senate ask the House to concur in the Senate amendments thereto.

Debate ensued.

The motion was carried.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
 Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Substitute Senate Bill No. 128 with the following amendments:

On page 1, section 2, line 11, after "duties of the office" and before the period, insert "following an attack and a declaration of existing emergency by the governor or his successor"

On page 2, section 4, line 4, after "present." add "In the event of an attack, (1) quorum requirements for the legislature shall be suspended, and (2) where the affirmative vote of a specified proportion of members for approval of a bill, resolution or other action would otherwise be required, the same proportion of those voting thereon shall be sufficient. In the event of an attack, the governor shall call the legislature into session as soon as practicable, and in any case within thirty days following the inception of the attack. If the governor fails to issue such call, the legislature shall, on the thirtieth day from the date of inception of the attack, automatically convene at the place where the governor then has his office. Each legislator

shall proceed to the place of session as expeditiously as practicable. At such session or at any session in operation at the inception of the attack, and at any subsequent sessions, limitations on the length of session and on the subjects which may be acted upon shall be suspended."

On page 2, section 7, line 24, after "permit each" strike "elected or", and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Henry, the Senate concurred in the House amendments to Substitute Senate Bill No. 128.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 128, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Dore, Keefe, Lennart, Marde-sich, Raugust—5.

Substitute Senate Bill No. 128, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 338 with the following amendments:

Add a new section following section 1 as follows:

"Sec. 2. Section 75.40.040, chapter 12, Laws of 1955 and RCW 75.40.040 are each amended to read as follows:

In the event the compact set forth in RCW 75.40.030 becomes effective, the director of fisheries, ex officio, the chairman of the legislative interim committee on fisheries, and an appointee of the governor representing the fishing industry or an industry allied therewith, shall act as the representatives of this state on The Pacific Marine Fisheries Commission, in accordance with the provisions of, and with the powers and duties provided in the compact."

Beginning on line 1 of the title, after "shellfish;" strike the remainder of the title and insert "amending section 75.28.020, chapter 12, Laws of 1955 and RCW 75.28.020; and amending section 75.40.040, chapter 12, Laws of 1955 and RCW 75.40.040.", and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

Senator Charette moved that the Senate concur in the House amendments to Senate Bill No. 338.

Debate ensued.

On motion of Senator Woodall, Senate Bill No. 338, and the House amendments thereto, was ordered to retain its place immediately following consideration of Senate Bill No. 519 on today's second reading calendar.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 544 with the following amendment:

In section 2, line 18, after "of lands" and before "reserved" insert "herein", and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Bailey, the Senate concurred in the House amendment to Senate Bill No. 544.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 544, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 46; nays, 1; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those voting nay were: Senator Donohue—1.

Those absent or not voting were: Senators Dore, Mardesich—2.

Senate Bill No. 544, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 576 with the following amendments:

On page 4 of the printed and engrossed bill, add a new section following section 8 as follows:

"Sec. 9. Section 47.52.130, chapter 13, Laws of 1961 and RCW 47.52.130 are each amended to read as follows:

When the state highway commission is planning a limited access facility through an incorporated city or town, the commission, or its staff, shall give careful consideration to available data as to [the city's] *any existing* comprehensive plan, land use pattern, present and potential traffic volume of city streets or *transportation facilities* crossing the proposed facility, origin and destination traffic surveys, existing utilities and other pertinent surveys, *attractiveness of design and overall impact of the planned facilities on the urban area involved*, and shall submit to the [city officials] *governing body of the concerned municipal corporation* for study a report showing how these factors have been taken into account, and how the proposed plan for a limited access facility will serve public convenience and necessity, together with locations and access and egress plans, [and] over and under crossings under consideration [.] , *and the proposed approximate right of way limits and profile of the facility with relation to existing grade. Said report shall also discuss in a general manner plans for landscaping treatment, fencing, illumination and shall include sketches of typical roadway sections for the roadway itself and any necessary structures such as viaducts or bridges, subways or tunnels.*

Conferences shall be held on the merits of this state report and plans, recommended locations and the economic effects of the plan and any proposed modification or alternate proposal of the [cities or towns] *concerned municipal corporation*, in order to attempt to reach an agreement between the state highway commission and the [city officials] *governing body of the concerned municipal corporations*. As a result of the conference, the proposed plan, together with any modifications thereof, shall be prepared by the state highway commission and presented to the [city] *municipal corporation concerned* for inspection and study at least thirty days before the public hearing thereon. The highway commission shall hold a public hearing within the city or town to determine the desirability of the plan proposed by the commission, at which hearing any [city official] *official of a concerned municipal corporation* or person may appear and be heard even though such official or person is not an abutting property

owner. Notice of such hearing shall be given by publication once each week for two weeks, the date of first publication to be not less than fifteen days nor more than twenty days prior to such hearing in one or more newspapers of general circulation within the [city or town] *concerned municipal corporation*. Such hearing shall be conducted in such a manner as to comply with the requirements of section 116 (c) of the federal aid highway act of 1956 or any act supplemental thereto or amendatory thereof."

Renumber section 9 to read "Sec. 10."

On line 1 of the title of the printed and engrossed bill, after "highways;" insert "amending section 47.52.130, chapter 13, Laws of 1961;," and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

Senator Washington moved that the Senate do not concur in the House amendments to Engrossed Senate Bill No. 576 and ask the House to recede therefrom.

Debate ensued.

The motion was carried.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 589 with the following amendments:

On page 1, section 1, line 10 of the printed and engrossed bill, after "than" and before "outside" strike "one mile" and insert "two miles"

On page 1 of the engrossed bill, being page 2 of the printed bill, add a new section following section 2 as follows:

"Sec. 3. Section 104, chapter 299, Laws of 1961 and RCW 3.58.050 are each amended to read as follows:

The county commissioners shall furnish all necessary facilities for the justice courts including suitable courtrooms, furniture, books, stationery, postage, office equipment, heat, light and telephone and may lease or construct courtrooms and offices for such purpose: *Provided*, That the county commissioners shall not be required to furnish courtroom space in any place other than as provided in the districting plan."

On line 3 of the title, after "RCW 3.62.050" and before the period, insert "; and amending section 104, chapter 299, Laws of 1961 and RCW 3.58.050", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Petrich, the Senate concurred in the House amendments to Engrossed Senate Bill No. 589.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 589, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Bailey, Dore, Durkan, Foley, Mardesich—5.

Engrossed Senate Bill No. 589, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 271 with the following amendment: Strike the Senate amendment by Senator Durkan on page 2, section 1, line 18 of the printed bill, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Hess, the Senate concurred in the House amendment to Engrossed Senate Bill No. 271.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 271, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Dore, Lennart, Mardesich, Petrich—4.

Engrossed Senate Bill No. 271, as amended by the House, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Durkan, Senator Dore was excused.

On motion of Senator Gissberg, Senator Mardesich was excused.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 6 with the following amendments: Strike the Senate amendments on page 1, section 1, line 16 and line 18.

Strike the Senate amendments on page 1, section 1, lines 21 and 22, 23 and 24.

Strike the Senate amendments on page 2, section 1, lines 1 and 3.

Strike the Senate amendments by Committee on Cities, Towns and Counties to page 3, section 1, lines 21, 22 and 23 of the printed bill.

On page 3 of the engrossed and printed bill add a new section following section 2 as follows:

"NEW SECTION. Sec. 3. Employees of the counties shall have the right to voluntarily authorize the monthly deduction of their pledges to the United Good Neighbor or its successor, monthly payment to a credit unit, and monthly dues to a labor union, from their salaries or wages. When such written authorization is received by the county auditor he shall make such monthly deduction." and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

Senator Gallagher moved that the Senate do concur in the House amendments to Engrossed Senate Bill No. 6.

Debate ensued.

The motion was carried on a rising vote.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 6, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 28; nays, 18; absent or not voting, 3.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Durkan, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Morgan, Moriarty, Jr., Petrich, Raugust, Sandison, Stender, Talley, Washington—28.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Foster, Freise, Guess, Hallauer, McCormack, McMillan, Neill, Peterson, Rickdall, Riley, Ryder, Thompson, Jr., Williams, Woodall—18.

Those absent or not voting were: Senators Dore, Mardesich, Rasmussen—3.

Engrossed Senate Bill No. 6, as amended by the House, having received the constitutional majority, was declared passed.

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

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Engrossed Substitute Senate Bill No. 244 with the following amendments:

On page 2, section 5, add a new subsection following subsection (2) as follows:

"(3) Any information or documents provided the department by any person shall on the request of such person, his agent or attorney be returned to such person, his agent or attorney."

On page 25, section 65, line 12 of the Senate amendment by Senator Charette, being page 26, line 4 of the engrossed bill, strike "*involved*" and insert "*found guilty by a court of competent jurisdiction*", and the same is herewith transmitted.

S. R. HOLCOMB, Chief Clerk.

Senator Washington moved that the Senate do not concur in the House amendments to Engrossed Substitute Senate Bill No. 244.

Senator Woodall moved that the Senate do concur in the House amendments to Engrossed Substitute Senate Bill No. 244.

PARLIAMENTARY INQUIRY

Senator Washington:

"Point of parliamentary inquiry, Mr. President:

"Which motion is going to be put first?"

RULING BY THE PRESIDENT

The President:

"The President will put the positive motion first."

On motion of Senator Woodall, Engrossed Substitute Senate Bill No. 244, and the House amendments thereto, was made a special order of business for 4:00 p. m. today.

HOUSE AMENDMENT TO SENATE BILL

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has passed Substitute Senate Bill No. 275 with the following amendment:

On page 3, section 4, line 13, after "taken by" strike "[either]" and insert "either"

and in line 14, after "attorney general" strike "[or prosecuting attorney]" and insert "or prosecuting attorney", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Gissberg, the Senate concurred in the House amendment to Substitute Senate Bill No. 275.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 275, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Dore, Mardesich—2.

Substitute Senate Bill No. 275, as amended by the House, having received the constitutional majority, was declared passed.

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

SPECIAL ORDERS OF BUSINESS

The time having arrived, the President stated the question before the Senate is: Further consideration of Senate Bill No. 295, and the House amendments thereto.

With the permission of the Senate, Senator Kupka's motion to concur was withdrawn.

Senator Gissberg moved that the Senate do not concur in the House amendments to Senate Bill No. 295 and request the House to recede therefrom.

Debate ensued.

The motion was carried.

The time having arrived, the President stated the special order of business is: Further consideration of Senate Bill No. 519, and the House amendments thereto.

On motion of Senator Gissberg, the Senate concurred in the first four House amendments to Senate Bill No. 519.

On motion of Senator Gissberg, the Senate refused to concur in the fifth House amendment to Senate Bill No. 519 and asked the House to recede therefrom.

The Senate resumed consideration of Senate Bill No. 338, and the House amendments thereto.

With the permission of the Senate, Senator Charette was permitted to withdraw his motion that the Senate concur in the House amendments to Senate Bill No. 338.

On motion of Senator Charette, the Senate refused to concur in the House amendments on Senate Bill No. 338 and asked the House to recede therefrom.

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The House has adopted House Concurrent Resolution No. 17, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 12, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 13; also
House Bill No. 18; also
House Bill No. 28; also
House Bill No. 33; also
House Bill No. 34; also
House Bill No. 72; also
House Bill No. 89; also
House Bill No. 105; also
House Bill No. 119; also
House Bill No. 128; also
House Bill No. 139; also
House Bill No. 141; also
House Bill No. 158; also
House Bill No. 181; also
House Bill No. 210; also
House Bill No. 223; also
House Bill No. 247; also
House Bill No. 248; also
House Bill No. 249; also
House Bill No. 281; also
House Bill No. 297; also
Substitute House Bill No. 299; also
House Bill No. 319; also
Substitute House Bill No. 347; also
House Bill No. 349; also
House Bill No. 351; also
House Bill No. 359; also
Substitute House Bill No. 360; also
House Bill No. 369; also
House Bill No. 371; also
House Bill No. 394; also
House Bill No. 403; also
House Bill No. 417; also
House Bill No. 459; also
House Bill No. 487; also
House Bill No. 493; also
House Bill No. 514; also
House Bill No. 530; also
House Bill No. 560; also
House Bill No. 570; also
House Bill No. 584; also
House Bill No. 590, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,

Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Senate Bill No. 419; also
Engrossed Senate Bill No. 496; also
Engrossed Senate Bill No. 497; also
Engrossed Senate Bill No. 525; also
Engrossed Senate Bill No. 582; also
Senate Bill No. 604, have inspected same, and find them correctly enrolled and certified.

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive, Perry B. Woodall.

INTRODUCTION AND FIRST READING OF RESOLUTIONS

The following were introduced, read first time by title, and acted upon as indicated:

Senate Concurrent Resolution No. 14, by Senators DeGarmo and McCutcheon:

Requesting a study of electricity expenditures for state buildings.

Senators DeGarmo, Greive and Connor demanded a Call of the Senate, and the demand was not sustained.

Senator DeGarmo moved that the rules be suspended and that Senate Concurrent Resolution No. 14 be advanced to second reading and read in full.

The motion was lost on a rising vote.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Concurrent Resolution No. 15, by Senators Thompson, Jr., Connor, Durkan and Hallauer:

Providing for the purchase of certain parental school facilities.

Senator Durkan moved that the rules be suspended and that Senate Concurrent Resolution No. 15 be advanced to second reading and read in full.

The motion was lost.

Referred to Committee on Public Institutions.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 17, by Representatives Savage, Burtch and Anderson:

Authorizing the use of the legislative chambers for the Youth Legislature.

Referred to Committee on Rules and Joint Rules.

SECOND READING OF BILLS

House Bill No. 176, by Representatives O'Brien, King and Canfield (by Legislative Budget Committee request):

Enlarging the legislative budget committee.

On motion of Senator Bailey, House Bill No. 176 was ordered to retain its place at the end of today's second reading calendar.

Engrossed House Bill No. 155, by Representatives Andersen, Ackley and Comfort (by Executive request):

Implementing constitutional amendment providing for judges pro tempore of the supreme court.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 155:

Senate Chamber,
Olympia, Wash., February 28, 1963.

Implementing constitutional amendment providing for judges pro tempore of the supreme court (reported by Judiciary Committee):

MAJORITY recommends that it do pass with the following amendment and with the recommendation that it be referred to Committee on Ways and Means:

On page 2, section 2, subsection (b), line 7 of the engrossed bill, being page 2, section 2, subsection (b), line 7 of the printed bill, before "him" strike "received by" and insert "accrued to"

JOHN A. PETRICH, *Chairman.*

We concur in this report: R. Frank Atwood, Robert L. Charette, John L. Cooney,

Fred H. Dore, Martin J. Durkan, Jack. England, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, H. B. Hanna, Karl V. Herrmann, Charles P. Moriarty, Jr., Marshall A. Neill, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Petrich, the committee amendment was adopted.

On motion of Senator Petrich, the rules were suspended, Engrossed House Bill No. 155, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 155, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—45.

Those absent or not voting were: Senators Dore, Lennart, Mardesich, Woodall—4.

Engrossed House Bill No. 155, as amended by the Senate, having received the constitutional majority, was declared passed.

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

MOTION

Senator Neill moved that the Senate revert to the second order of business for the purpose of receiving reports of standing committees.

Senators Henry, Hess and Washington demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Dore and Mardesich, having been previously excused.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President stated the question before the Senate is: It has been moved that the Senate revert to the second order of business.

Debate ensued.

Senator Washington demanded a roll call and the demand was sustained by Senators Gissberg, Hallauer, Henry, Hess, Talley, DeGarmo, Thompson, Jr., Foley and Connor.

POINT OF ORDER

Senator Herrmann:

"Point of order, Mr. President:

"Senators Dore and Mardesich have been excused and I think there is a question, when they have been excused, whether they can be brought back. If they are excused under the terms of Rule 11, the rule states: 'The doors shall then be closed and the Sergeant at Arms directed to take into custody all who may be absent without leave.' Senator Dore and Senator Mardesich have been excused and they are absent from the chamber with leave."

Senators Keefe, Cooney and Cowen demanded the previous question, and the demand was sustained.

The President stated the question before the Senate is: It has been moved that the Senate revert to the second order of business for the purpose of receiving a standing committee report.

ROLL CALL

The Secretary called the roll and the motion to revert to the second order of business was carried by the following vote: Yeas, 25; nays, 22; absent and excused—2.

Those voting yea were: Senators Atwood, Cooney, Cowen, Durkan, England, Foster, Freise, Greive, Guess, Herrmann, Keefe, Lennart, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—25.

Those voting nay were: Senators Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Foley, Gallagher, Gissberg, Hallauer, Hanna, Henry, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Petrich, Rasmussen, Sandison, Talley, Washington—22.

Those absent and excused were: Senators Dore, Mardesich—2.

MOTION

Senator Hess:

"Mr. President:

"I move that the Senate be at ease until 6:00 p.m. and that the Sergeant at Arms be instructed to bring the absent members to the bar of the Senate."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"In the first place, you can't make a compound motion; and in the second place, the rule was just read that once a member has been excused for the day, we are powerless to bring him back."

Senator Hess:

"Speaking to the point of order, the rule read said under a normal call, if the members are not excused, they shall be brought here before we can proceed under the Call of the Senate. There is nothing that prevents a motion that we be at ease and that the absent members be brought here. This should always be within the province of any body and insofar as having a separate motion, Senator Woodall might make the motion to divide the question if he feels that it is in order, but the motion is in order as made."

Senator Woodall:

"Mr. President:

"I insist that once a party has been excused, he is excused for the day. Bear in mind the rule says 'absent without leave.' These gentlemen are not absent without leave. They are absent with leave of the President and the Senate has concurred. Now, under those conditions, it is my opinion that a motion to bring them back within the current day is out of order. Otherwise, an excuse would mean nothing. An excuse would be meaningless if you could be brought back at any time. Such is not the rule nor the purpose for it."

Senator Hess:

"Senator Woodall has introduced nothing new to this matter. He has suggested the purpose of excusing a member is so that they will not be called back. The purpose of excusing them is so that under the normal circumstances, they need not be called and will not be called. However, it should always be within the control

of the body to call their members before them to participate in the action of the body. The rule also shows that under the circumstances of a normal call, they must be here before we can proceed, but the motion, I submit, Mr. President, is in order."

Senator Washington:

"Mr. President:

"Speaking in support of the motion of Senator Hess, we might as well actually realize what we are voting on if we are going to go ahead on one of the most important issues to hit the floor of the Senate during this session with two absent members. I feel that we definitely should wait until they return. It is a question of whether we are going to go into a compact which will be forever, with no way of the state of Washington getting out of the compact once it is entered into, and being allowed to have its destiny tied to the votes of Nevada, Utah and Wyoming, who have three-tenths of one percent of the population of this state—(Interruption)."

POINT OF ORDER

Senator Woodall:

"Mr. President:

"There is a point of order under discussion; namely, if we can bring two members back to hear something read. Senator Washington is talking about his viewpoints on the body of the bill."

RULING BY THE PRESIDENT

The President:

"Senator Washington, would you please confine your remarks to the point of order?"

Senator Washington:

"Mr. President:

"I am attempting to point out to the members of the Senate that this is not just an ordinary matter. This is an important matter. We are going to have to take some unusual steps to get a full membership of the members of the Senate to vote on this particular issue. I think the Senate members must realize the seriousness of their vote on this matter which might otherwise be merely routine. You must realize that under this compact that you are voting for, and we may well lose it today, might lose it with those two members absent if the steps are not taken, and so let's remember that under this compact that three-tenths of one percent of the population of the state of Washington—(Interruption)."

POINT OF ORDER

Senator Durkan:

"Point of order, Mr. President:

"I think that Senator Woodall's point of order was well taken and that Senator Washington is not adhering to the admonition of the President."

RULING BY THE PRESIDENT

The President:

"Senator Washington, would you please confine your remarks to the point of order?"

Senator Washington (addressing the Chair):

"Your Honor, might I request as a matter of information I feel that this is an important point Senator Hess has raised and in order to point out why we should sustain Senator Hess, I think we must know what is before us."

POINT OF INQUIRY

Senator Riley:

"I wonder if Senator Hess would yield to a question?"

"Senator Hess, do you have any knowledge that you could have these two Senators back by six o'clock?"

Senator Hess:

"Mr. President and Senator Riley:

"It is my assumption that they are both within easy reach and from past experience I assume they will be here by then."

Senator Riley:

"You do not have any definite knowledge?"

Senator Hess:

"No, neither of them talked to me. I do not know where they are, however, I imagine they are within easy reach."

POINT OF INQUIRY

Senator Woodall:

"Would Senator Washington yield to a question?"

"Senator, as you well know, every absent vote is the same as a nay vote and you are against this bill, so if two members are absent, how does that hurt your side of this position?"

Senator Washington:

"First I'll answer that, there will be a motion as to whether or not this goes to the proper committee. That will be sustained on a majority vote of those present, and whether or not it may be advanced to another position on the calendar, or the rules suspended, will always be done by a majority vote. I feel that much of the importance of this bill can be established, particularly as far as amendments are concerned and we may not be able to put amendments which are of extreme importance if we do not have these members here. You have the control. You know you have it now by not having these two members here. There are many things you can do in a parliamentary way to make it difficult for us to carry the battle the way it should be carried."

Senator Thompson, Jr.:

"Mr. President:

"Speaking on this point of order, I respectfully direct the body's attention to Reed's Rule 9 and Senate Rule 10, which specifically provides that if we have a legal quorum, we should proceed in order and do our business."

Senator Hess:

"On the point of order, it is our business to consider a motion which is in order and that is precisely what is before us at this time."

Senator Herrmann:

"Speaking on the point of order, it would certainly lead to a ridiculous conclusion if Senator Washington's motion should prevail. The way to kill a bill would be for just one Senator to walk off the floor and not be found, on any important bill, and he could be excused. He could be excused not knowing that the bill was coming up, and that would kill important legislation. If the Senate could not operate without all members present, it would certainly lead to a disastrous rule."

Senator Durkan:

"Speaking against the motion by Senator Hess, I want to make my position simply clear. I do not intend to vote on final passage of this matter today. It was my understanding this was not to be brought before us for final passage and the Senators absent will have plenty of opportunity to return to the chambers.

"Now, my position is clear. I voted on this matter simply on the prevailing side to hear this read. I do not intend at this time to consider this matter for final passage, as far as I am concerned. There should be ample time for the Senators who are absent to be returned to the chamber. I, therefore, feel you should vote Senator Hess' motion down."

Senator Bailey:

"Speaking on the point of order, I think we had a precedent set last Saturday by the Republican members when Senator Peterson was not here and the majority floor

leader at that time told us we could not proceed and that one member could disrupt the proceedings of the entire body. We found it necessary at that time to withdraw the Call of the Senate."

Senator Woodall:

"Mr. President, speaking to the point of order:

"That was a different situation, Senator Bailey. In that case, Senator Peterson had not been excused and he was somewhere around the House of Representatives. We waited until we got him back. This is entirely different. These two members have been excused prior to the time the Call was asked for, so I think it is an entirely different situation."

Senator Hess:

"Speaking to the point of order, although I do not wish to prolong the debate unnecessarily, I think Senator Durkan's point deserves to be answered. This is not a question for this motion as to what this body intends to do after this thing occurs. What is important is that a substantial number of the members feel that the entire body should be here to vote on the particular motion before the body. This is the motion to revert to hear the committee report before the body. Therefore, if a substantial number of the members feel that it is important, I think our parliamentary procedure is clear and that we have a right to ask that the Senate be at ease until these members can be brought before us, provided it is a reasonably short period of time."

RULING BY THE PRESIDENT

The President:

"The President, in replying to the point of order, wishes to direct the members of the Senate to Article II, Section 8, on page 54 of the State Constitution. The President believes that Senator Hess' motion is in order; however, the President further believes that a suspension of the rules would be required to direct the Sergeant at Arms to escort the absent and excused members to the bar of the Senate."

PARLIAMENTARY INQUIRY

Senator Hess:

"Parliamentary inquiry, could the President please explain the basis for the need to suspend the rules?"

The President:

"Because of Rule 11, Senator Hess, that portion which states: 'The doors shall then be closed and the sergeant at arms directed to take into custody all who may be absent without leave and all senators so taken into custody shall be presented at the bar of the Senate for such action as the Senate may deem proper.'

"Under the Constitution, Senator Hess, Article II, Section 8: ' . . . but a smaller number may adjourn from day to day and may compel the attendance of absent members, in such manner and under such penalties as each house may provide.'

"The President finds it impossible to determine a rule that directs otherwise, Senator Hess."

Senator Hess:

"Respectfully speaking on the point of order, would not the question of whether the majority or two-thirds would be required be considered under the normal motion to be at ease, or in effect, to be at recess? It is my presumption such a motion requires only a majority and, therefore, there is no reason that this would be different. The only thing that is different with this is we have added to the motion the instruction that during this period of being at ease the Sergeant at Arms shall be instructed by the Senate to bring in the absent members."

The President:

"The President is in accord with your statement except the last part of your motion, inasmuch as your motion is of a compound nature. Would you be willing to divide it?"

Senator Hess:

"I would prefer not to. However, Mr. President, if you feel one part of it requires a majority and another has a two-thirds requirement, then I think it is in order to divide the motion."

RULING BY THE PRESIDENT

The President:

"The President will rule that in order for your motion to carry, a two-thirds vote will be required."

Senator Hess:

"May I then, with leave of the Senate divide my motion and move now that the Senate be at ease until 6:00 p.m."

Senator Woodall:

"Speaking against the motion—(Interruption)."

Senator Hess:

"Point of parliamentary inquiry: Is there acceptance on the division, so the debate can be on the motion, Senator Woodall?"

Senator Woodall:

"No. Speaking against this motion—(Interruption)."

The President:

"Would you state which motion you are speaking against?"

Senator Woodall:

"Against any motion made by Senator Hess this day."

The President:

"The motion to divide is before the Senate, Senator Woodall."

Senator Woodall:

"Speaking against the motion to divide, this would put you in a very ridiculous position because if the motion to be at ease carries, then we are at ease and you would not then have before you the question of whether or not you wanted to bring the absent members in. So if you vote to be at ease then, of course, there is nothing before the body and we walk out of here until 6:00 o'clock this evening, and in the meantime, we haven't completed the calendar of the day. It seems to me the two propositions are inseparably wrapped together. We don't want to go at ease to do nothing. The only point of going at ease would be so you could bring the absent members back. For those reasons, I submit it would be rather foolish to divide the question and then, if the first portion of it carried, we would just merely do nothing in the last few hours of this legislature."

Senator Hess:

"Speaking on the motion, I think that there is very little likelihood if the Senate is at ease until 6:00 o'clock, that I will personally, if Senator Henry has not already done so, get in touch with the Sergeant at Arms and suggest he inform the absent members their presence here is important. I think that while this might not carry the force of an order of the Senate, it will certainly carry the spirit of it and therefore, I think that no great damage is done by waiting one hour or two hours until these members can return. Therefore, I hope the Senate will adopt this motion to be at ease until 6:00 o'clock this evening."

The President:

"The question before the Senate is: It has been moved that the motion as presented by Senator Hess be divided."

Senator Gissberg:

"Mr. President:

"It has always been my impression that upon the request of any Senator, the

question can be divided and it does not need a motion to divide the question by any means if, for the logical proceeding of the chamber, the motion is a compound motion and should be divided so that you can logically vote upon it. That is the subject of Rule 23 of our Senate Rules, so Senator Hess, having made a call for a division, the question shall be divided if it embraces subjects so distinct that one being taken away, a substantive proposition shall remain for the decision of the Senate. He is asking for a recess until 6:00 o'clock and his next motion would then be that the absent members be brought before the Senate, so those are two separate questions which shall be divided without vote."

Senator Riley:

"Mr. President and members of the Senate:

"I would like to concur in the remarks of Senator Woodall. I will try not to duplicate his comments, but I want to set the scenery for this motion, if it prevails. Now, assuming that Senator Hess' motion prevails, the Senate will recess until 6:00 o'clock. All right, then we recess. Everybody is gone. Nobody is here, so how are you going to get a motion to bring back the absent members when we are at recess? When we're at recess, we're gone. We're not in session. The minute that this motion to recess prevails, everybody's gone."

The President:

"Senator Riley, I believe in the discussion, the word, 'recess' has been used inadvertently. The President believes the motion of Senator Hess was that the Senate should be at ease under Call of the Senate until 6:00 p.m."

Senator McCutcheon:

"Mr. President, may I suggest that we keep on talking and it will be 6:00 o'clock"

RULING BY THE PRESIDENT

The President:

"The President believes that Senator Gissberg's point is well taken in that if a Senator calls for a division of the question, that it shall be divided. The question is, shall the Senate be at ease under Call of the Senate until 6:00 p.m."

Senator Hess demanded a roll call and the demand was sustained by Senators Talley, Washington, Connor, McCutcheon, Morgan, Knoblauch, Gallagher, Henry and Kupka.

ROLL CALL

The Secretary called the roll and the motion by Senator Hess was lost by the following vote: Yeas, 23; nays, 24; absent and excused, 2.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Foley, Gallagher, Gissberg, Hallauer, Hanna, Henry, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Petrich, Rasmussen, Sandison, Talley, Washington—23.

Those voting nay were: Senators Atwood, Cooney, Cowen, Durkan, England, Foster, Freise, Greive, Guess, Herrmann, Keefe, Lennart, McMillan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—24.

Those absent and excused were: Senators Dore, Mardesich—2.

The President:

"The motion is lost. The Senate is on the second order of business, reports of standing committees."

PARLIAMENTARY INQUIRY

Senator Hess:

"Mr. President:

"Would it be in order to inquire of the Sergeant at Arms if we have made contact with either Senator Dore or Senator Mardesich to know their whereabouts?"

POINT OF ORDER

Senator Woodall:

"Mr. President!"

The President:

"For what purpose does Senator Woodall rise?"

Senator Woodall:

"I rise to a point of order. We don't have inquiries directed between Senators and the Sergeant at Arms during proceedings of the body. If he wants to go off the floor and talk to him, that is well and good."

Senator Hess:

"With all due deference, I never addressed anyone other than the President and my inquiry was whether it would be in order for the President to make such inquiry himself."

The President:

"The President is of the opinion it is quite in order for a request to be made to the Sergeant at Arms to contact the excused Senators."

Senator Hess:

"Might I ask if the President has any word of their whereabouts from the Sergeant at Arms?"

Senator Keefe:

"Mr. President:

"I have discussed this matter with the Sergeant at Arms and he says he has made phone calls to Seattle."

The President:

"The Sergeant at Arms has advised the President that Senator Mardesich will be at a certain phone number between 4:30 and 5:00 o'clock, and contact has not yet been made with Senator Dore."

The Secretary read:

REPORT OF STANDING COMMITTEE

House Bill No. 43:

Senate Chamber,
Olympia, Wash., March 12, 1963.

Accepting the provisions of the Columbia Basin Compact and providing for participation therein (reported by Committee on State Government):

MAJORITY recommends that it do pass and be referred to Committee on Ways and Means., *Chairman.*

We concur in this report: R. Frank Atwood, Jack England, Karl V. Herrmann, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Perry B. Woodall.

House Bill No. 43:

Senate Chamber,
Olympia, Wash., March 12, 1963.

Accepting the provisions of the Columbia Basin Compact and providing for participation therein (reported by Committee on State Government):

MINORITY recommends that it do not pass. AL HENRY, *Chairman.*

We concur in this report: Victor F. DeGarmo, Dewey C. Donohue, George W. Kupka, Mike McCormack.

Senator Henry moved that the committee report be adopted and that the bill be referred to Committee on Ways and Means.

Debate ensued.

POINT OF ORDER

Senator McCormack:

"Mr. President, point of order:

"I should like to have a ruling from the Chair whether this is an appropriations bill or not. According to the joint rules under which we are operating, only appropriation bills will be heard after the fifty-eighth day."

RULING BY THE PRESIDENT

The President:

"The President rules that the bill is properly before the Senate."

POINT OF INQUIRY

Senator Kupka:

"Would Senator Henry or Foley yield to a question?"

"Senator Foley, do you have any idea as to how much money this is going to amount to if we do enter this compact?"

Senator Foley:

"The bill itself provides for an initial appropriation of \$30,000 and then it goes on to state there shall be certain other proportionate appropriations. I wouldn't know what those proportions are."

Debate ensued.

The President:

"The President wishes to remind the members of the Senate there is a special order of business at 4:00 p. m. pending before the Senate."

POINT OF ORDER

Senator Gissberg:

"Mr. President, point of order:

"Would it take a suspension of the rules to do anything other than proceed with the special order of business?"

MOTIONS

Senator Cooney:

"I move Senator Henry's motion be laid upon the table."

Senator Herrmann:

"I move the rules be suspended and that we continue with the matter before the Senate."

The President:

"It has been moved that the rules be suspended and the Senate continue to consider the matter before the Senate."

Senator Washington:

"What is the special order of business?"

The President:

"Consideration of House amendments to Engrossed Substitute Senate Bill No. 244."

Senator Washington:

"Could the President please tell me what the bill is about?"

The President:

"Engrossed Substitute Senate Bill No. 244 has to do with financial responsibility for motor vehicle operators and owners, Senator."

"The question before the Senate is: It has been moved that the rules be suspended and that the Senate continue consideration of the motion before the Senate. A vote

'aye' will be to consider the motion as presented by Senator Henry that the report of the Committee be adopted and House Bill No. 43 be referred to the Committee on Ways and Means. A vote 'no' in essence will be to consider the special order of business."

Senator Hess demanded a roll call and the demand was sustained by Senators Henry, Talley, Bailey, Connor, Washington, McCutcheon, Rasmussen, Charette and Gallagher.

The President:

"The roll call has been demanded for consideration of the motion as presented by Senator Herrmann. Senator Herrmann has moved that the rules be suspended and that the Senate continue to consider the motion as presented by Senator Henry. A vote 'aye' will be to consider the motion presented by Senator Henry. A vote 'no,' in essence, means to proceed to the special order of business, consideration of Engrossed Substitute Senate Bill No. 244, and the House amendments thereto."

PARLIAMENTARY INQUIRY

Senator McCormack:

"Does this require a suspension of the rules, or a simple majority vote?"

The President:

"The President is not convinced that a suspension of the rules is necessary. The President believes a simple majority will carry the position."

ROLL CALL

The Secretary called the roll and the motion by Senator Herrmann to continue consideration of the motion by Senator Henry was carried by the following vote: Yeas, 24; nays, 23; absent and excused, 2.

Those voting yea were: Senators Atwood, Cooney, Cowen, Durkan, England, Foster, Freise, Greive, Guess, Herrmann, Keefe, Lennart, McMillan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—24.

Those voting nay were: Senators Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Foley, Gallagher, Gissberg, Hallauer, Hanna, Henry, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Petrich, Rasmussen, Sandison, Talley, Washington—23.

Those absent and excused were: Senators Dore, Mardesich—2.

The President stated the question before the Senate is: It has been moved that the report of the committee be adopted and House Bill No. 43 be referred to the Committee on Ways and Means.

Debate ensued.

Senator Cooney moved that the motion by Senator Henry be laid upon the table.

POINT OF ORDER

Senator Henry:

"Point of order, Mr. President:

"Does that motion take the main object with it?"

RULING BY THE PRESIDENT

The President:

"No, Senator, it does not."

POINT OF ORDER

Senator Hess:

"Mr. President, earlier this session the President ruled we could not amend a committee report. I presume that a motion to table a committee report would face the same problem."

RULING BY THE PRESIDENT

The President:

"The President does not believe that the report of the Committee can be amended. However, the President believes that the Senate may, in its wisdom, reject or accept the report of the Committee. The President believes that if the motion to table carries, that that in essence amounts to a rejection of the committee report."

Senator Henry:

"If then the body elects to reject the committee report, the bill returns to the committee, is that correct?"

RULING BY THE PRESIDENT

The President:

"The President would believe that the bill would still be before the Senate for action by the Senate, and if no action is taken, that it would pass to second reading. But it would take a suspension of the rules not to send it to the Committee on Rules and Joint Rules because the Senate rules provide that the President shall direct the bill to the Committee on Rules and Joint Rules."

POINT OF ORDER

Senator McCormack:

"Point of order, Mr. President:

"If the Senate lays the committee report upon the table, it would seem to me the bill would still be in the possession of the committee, not the body, because the body rejected the committee report."

Senator Washington:

"I wish to speak to the point of order, Mr. President:

"Would the report of the committee please be read again?"

The Secretary read the committee report.

POINT OF ORDER

Senator Henry:

"Point of order, Mr. President:

"In your statement that this would take a suspension of the rules, the committee report directed the President to refer the bill to Ways and Means. Is it your interpretation then that it takes two-thirds majority suspension of the rules to change the committee recommendation?"

RULING BY THE PRESIDENT

The President:

"The President ruled it would take two-thirds majority, Senator, to suspend the rule that the Senate could not change the committee report."

Senator Henry:

"You made a ruling referring to a suspension of the rules when the President directed a certain referral. Does that also take a two-thirds majority?"

Senator Woodall:

"That is not a direction. A committee report is not a direction or a mandate to the presiding officer. It is purely a recommendation. The body can go along with the recommendation or otherwise direct, and it can all be done on the same order of business. This does not require any suspension of the rules. A committee report is not mandatory or directory or binding upon the presiding officer or the Senate. It is purely advisory."

Senator Durkan:

"Mr. President:

"Rule 46 says any standing committee of the Senate may be relieved of further consideration of any bill by a majority vote of the members of the Senate. The bill is before us now. We can move it any way we want by a majority vote."

RULING BY THE PRESIDENT

The President:

"The President wishes to read from that portion of Senate Rule 47 at the bottom of page 256: 'Bills Referred to Rules Committee: All bills reported by a committee to the senate shall then be referred to the committee on rules and joint rules for second reading without action on the report unless otherwise ordered by the senate.'"

PARLIAMENTARY INQUIRY

Senator Washington:

"Point of parliamentary inquiry, Mr. President:

"May the report of the committee be amended? If it cannot be amended, we have a report from the committee that it do pass and be referred to Ways and Means. Now then, if you don't refer it to the Ways and Means Committee, there is no complete report of the committee. The committee then has recommended one course of action and we cannot amend it. If we don't take that course of action, I submit we have no report from that committee and it must act again."

Senator McCutcheon:

"May I suggest the President put us at ease for a while? Perhaps we could find out by 5:00 o'clock the answer to the rather important question Senator Washington has raised."

Senator Kupka:

"Mr. President:

"Maybe it would do well to read that report again. If I recall there was a majority report, and that report included that it be referred to the Committee on Ways and Means and there is a minority report. However, a majority of the committee wanted to put it in the Ways and Means Committee."

POINT OF ORDER

Senator McCormack:

"Mr. President:

"You have read from the bottom of page 256, under Rule 47, this rule says, and let me read it again, ' . . . shall then be referred to the committee on rules and joint rules . . . without further action on the report.'

"Now, if this body refuses to accept the committee report, it hasn't taken action and I submit then this rule does not apply and the bill is still in the possession of the committee."

The President:

"The President has just announced the vote on the motion to table the report of the committee. The Senate, in its wisdom, tabled the motion to adopt the committee report. The President believes at this particular time that the bill is before the members of the Senate for their decision. If they do not decide the question, the President will refer the bill to the Senate Committee on Rules and Joint Rules under the provisions of Rule 47."

MOTION

Senator Ryder:

"I move that House Bill No. 43 be referred to the Committee on Rules and Joint Rules."

The President:

"It has been moved that (Interruption)"

POINT OF ORDER

Senator Gissberg:

"I rise to a point of order. The motions are of equal rank and the prior motion should be put first and that motion is that the bill be referred to the Committee on Ways and Means."

PARLIAMENTARY INQUIRY

Senator Riley:

"Mr. President:

"If I understood the President correctly, and I am certain that I did, I believe, Mr. President you made the statement that the motion to refer to the Ways and Means Committee had been laid upon the table. Then that means that the bill is before the Senate. Then Senator Ryder's motion was to refer to Rules and Joint Rules, which motion is now before us."

The President:

"That is the chronological order that the President has in mind at this point."

POINT OF ORDER

Senator Gissberg:

"Mr. President:

"I do not believe we have ever voted upon the question of laying on the table, the motion as put by Senator Henry. I have no recollection of voting to table Senator Henry's motion."

The President declared the Senate to be at ease.

The President called the Senate to order.

RULING BY THE PRESIDENT

The President:

"Senator Gissberg is correct in this point of order. It has been moved by Senator Cooney to lay the motion as presented by Senator Henry upon the table."

Senator Hess demanded a roll call and the demand was sustained by Senators Henry, Talley, Bailey, Connor, Cooney, Herrmann, McCutcheon, Washington and McCormack.

POINT OF ORDER

Senator Washington:

"Mr. President:

"Under Rule 47 we have the proper types of committee reports set forth and I submit that under Rule 47 we do not have a proper committee report before us. We may have a report: 'Do pass; Do pass as amended; Without recommendation; Do not pass; That the bill be referred to another committee; That a substitute bill be substituted therefor, and the substitute bill do pass; That the bill be indefinitely postponed.'

"Here you have a combination which is apparently not proper under Rule 47."

Senator Henry:

"I should like to submit to this body that the report should be a 'do pass' report, according to the majority who signed it. It was my understanding, and I asked my secretary to so prepare, a 'do pass' report with the recommendation that it be referred to the Committee on Ways and Means because there was an appropriation attached to it. The members who signed the report, and I did not check this, said it was only a 'do pass' report when they signed it and the language to refer it was put in afterwards. I want to clear that up so there is no misunderstanding about that. It is a 'do pass' report, however, and it should go to Ways and Means because it carries an appropriation, and I thought that's the way the report read. I did not read the report after I asked to have it prepared."

Senator Neill:

"I would like to concur in what Senator Henry has said. I did not raise the question during this debate because I realized there was some misunderstanding, and not for one moment would I suggest that Senator Henry did this purposely. I know he did not. It is just one of those unfortunate things."

Senator Washington:

"The rule clearly states that it shall carry one of the following recommendations, and it does not carry any one of the following recommendations under Rule 47, so we do not have a proper committee report."

POINT OF ORDER

Senator Herrmann:

"Point of order. Senator Washington is arguing a motion to table and I understand that is not debatable."

RULING BY THE PRESIDENT

The President:

"Senator Herrmann, Senator Washington rose on a point of order to the effect that a proper committee report was not before the Senate."

Senator Washington:

"Mr. President, speaking to the point of order:

"The rule clearly says the committee report shall carry one of the following recommendations, and this report does not; it carries two of the recommendations. It carries the recommendation, 'do pass,' which is number one, and it carries number five, 'the bill be referred to another committee.' This is clearly in violation of Rule 47."

Senator Riley:

"Mr. President, on the point of order raised by Senator Washington:

"In effect, Senator Washington is wrong because it says that it 'shall carry one of the following recommendations, and shall be signed by those members of the committee subscribing thereto.'

"Senator Henry has just made it clear to everyone, he has not only made it abundantly clear, he has made it crystal clear, that there is a committee report saying 'do pass,' so it is clearly in order."

Senator Washington requested that the Secretary read the committee report, and it was again read.

Senator Henry:

"Mr. President:

"With the consent of the Senate, I would like to have those words stricken, 'and be referred to the Committee on Ways and Means,' because as I stated earlier there seems to be some misunderstanding among the seven members. They said the language was not on the report when they signed it. They thought they were signing a straight 'do pass' report. In our conversations, we knew all the time the bill would be referred to the Committee on Ways and Means, but I don't know what happened. Something did. I was not responsible for it."

Senator Washington:

"Mr. President:

"I believe it makes little difference who is responsible or how it came about, but we do have before us clearly a report which is improper under the rules, and it would appear to me that there would definitely have to be a further meeting of the committee and they would have to come out with a proper report."

Senator Woodall:

"If there is merely a clerical error in the report and that is the position we are now in, and the seven signing members are unanimous in that belief, the bill is here and I would feel that a motion to correct the clerical error would be in order without referring the bill."

RULING BY THE PRESIDENT

The President:

"The President believes that the statement as presented by Senator Woodall is correct and if it meets with the approval of the Senate, the President will poll the seven members as to the content of the report when they signed it. Senator Atwood?"

Senator Atwood:

"Mr. President, when we signed that report it was in the Ways and Means Committee room. It had no referral to Ways and Means on it. It was a 'do pass' recommendation. It was 'do pass' by me."

The President:

"Senator England?"

Senator England:

"Strictly a 'do pass' report."

The President:

"Senator Herrmann?"

Senator Herrmann:

" 'Do pass' as I recall it."

The President:

"Senator McMillan?"

Senator McMillan:

"Mr. President, I have no clear recollection of whether or not the referral was on the report. I can't honestly state positively which way it was."

The President:

"Thank you, Senator McMillan."

"Senator Morgan?"

Senator Morgan:

"Mr. President, members of the Senate:

"I do recall that it was a 'do pass' and I signed, but in my own thinking and as a matter of principle, I knew that I would vote to send it to Ways and Means, which I did."

The President:

"Senator Neill?"

Senator Neill:

"Just a 'do pass,' Mr. President."

The President:

"Senator Woodall?"

Senator Woodall:

"When I signed this report, it had the words, 'do pass,' and no further words."

RULING BY THE PRESIDENT

The President:

"The President believes with the permission of the members of the Senate, that the Secretary of the Senate should correct the report."

PARLIAMENTARY INQUIRY

Senator Hess:

"Point of parliamentary inquiry:

"Would it be in order to ask the President if he might inquire of the Sergeant at Arms if Senator Dore and Senator Mardesich have been contacted?"

The President:

"The Sergeant at Arms has stated that Senator Dore is on his way."

MOTION

Senator Hess:

"Mr. President, I move that the Senate be at ease until 5:30 p. m."

Debate ensued.

Senator Herrmann:

"Mr. President, I move that the motion as made by Senator Hess be tabled."

RULING BY THE PRESIDENT

The President:

"Senator Herrmann, the President believes that Senator Hess' motion properly should have been to recess until 5:30 p. m. and such a motion cannot be tabled. That portion of the motion pertaining to time may be debated, but otherwise the President must put the motion."

The President stated the question before the Senate is: It has been moved that the Senate recess until 5:30 p. m.

Senator Hess demanded a roll call and the demand was sustained by Senators Gissberg, Hallauer, Hanna, Cooney, Chytil, Henry, Hess, Talley, Washington and Cowen.

PARLIAMENTARY INQUIRY

Senator Bailey:

"I would like to inquire, does this mean at ease or recess? Will it be under the Call of the Senate or not under Call?"

The President:

"It will be under Call of the Senate, Senator."

ROLL CALL

The Secretary called the roll on the motion by Senator Hess that the Senate recess until 5:30 p. m. and the motion was lost by the following vote: Yeas, 23; nays, 24; absent and excused, 2.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Foley, Gallagher, Gissberg, Hallauer, Hanna, Henry, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Petrich, Rasmussen, Sandison, Talley, Washington—23.

Those voting nay were: Senators Atwood, Cooney, Cowen, Durkan, England, Foster, Freise, Greive, Guess, Herrmann, Keefe, Lennart, McMillan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—24.

Those absent and excused were: Senators Dore, Mardesich—2.

PARLIAMENTARY INQUIRY

Senator Woodall:

"Point of parliamentary inquiry, Mr. President:

"What is the pending motion at the moment?"

The President:

"The President believes from memory, Senator Woodall, that the motion before the group is the motion by Senator Cooney to the effect that the motion presented by Senator Henry to refer to the Committee on Ways and Means be laid upon the table."

Senators Woodall, Moriarty, Jr. and Gissberg demanded the previous question and the demand was sustained.

PERSONAL PRIVILEGE

Senator Henry:

"Point of personal privilege, Mr. President:

"I stated a moment ago on the floor what happened to this report to the best of my recollection. I am in an awkward position, as are some of the members, and also my committee clerk. She informs me that the thing was correctly typed and I am only saying this as far as I am concerned. The 'do pass' report is okay, but to clear the record for everybody concerned, she informed me to the best of her recollection the report

did read 'do pass' and directed that it be referred to the Committee on Ways and Means. I say this in her defense. The members said to the best of their recollection, it was only a 'do pass' report, so the committee report before us is a 'do pass' report, but in defense of my committee clerk, I may have made a mistake in what I said a moment ago. I just wanted to tell this."

The President stated the question before the Senate is: It has been moved by Senator Cooney that the motion presented by Senator Henry to refer the bill to the Committee on Ways and Means be laid upon the table.

Senator Gissberg demanded a roll call and the demand was sustained by Senators Gallagher, Kupka, Henry, Cooney, Connor, Sandison, Hess, Talley and McCormack.

ROLL CALL

The Secretary called the roll on the motion by Senator Cooney to lay the motion by Senator Henry upon the table and the motion was carried by the following vote: Yeas, 25; nays, 22; absent and excused, 2.

Those voting yea were: Senators Atwood, Cooney, Cowen, Durkan, England, Foster, Freise, Gallagher, Greive, Guess, Herrmann, Keefe, Lennart, McMillan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—25.

Those voting nay were: Senators Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Foley, Gissberg, Hallauer, Hanna, Henry, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Petrich, Rasmussen, Sandison, Talley, Washington—22.

Those absent and excused were: Senators Dore, Mardesich—2.

Senator Keefe moved that House Bill No. 43 be referred to the Committee on Rules and Joint Rules.

Senator Gissberg moved that the motion be amended and that the bill be referred to the Committee on Ways and Means.

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"That is a motion of equal rank and we have just tabled a motion to refer to Ways and Means Committee. I submit that this in effect would be reconsidering the motion we have just this moment voted on, and that the motion to refer to Rules and Joint Rules, being a motion of equal rank, should be put."

Senator Gallagher:

"Mr. President:

"Having voted on the prevailing side of the motion which just carried, I should now like to move that it be reconsidered."

Senator Woodall:

"There has been an intervening motion by Senator Keefe and he cannot move to reconsider while this motion is pending."

RULING BY THE PRESIDENT

The President:

"Senator, the President wishes to refer you to Reed's Rule No. 204. The motion to lay on the table cannot be reconsidered when decided in the affirmative."

MOTION

Senator Hallauer:

"Mr. President:

"I move that we now recess until the hour of 7:00 p. m."

Senator Gissberg:

"I move that the motion be amended to recess until the hour of 7:30 p. m."

The President:

"It has been moved that the motion be amended and that the Senate do recess until 7:30 p. m.

"For what purpose does Senator Keefe rise?"

Senator Keefe:

"Have you acted upon my motion yet?"

The President:

"No action has been taken on your motion, Senator Keefe; however, a motion was presented by Senator Hallauer which is properly before the body because it is of higher rank. It has been moved that the motion as presented by Senator Hallauer be amended to state that the Senate recess until 7:30 p. m."

Senator Gissberg demanded a roll call and the demand was sustained by Senators Hallauer, Hanna, Gallagher, Kupka, Henry, Talley, DeGarmo, Chytil and Atwood.

ROLL CALL

The Secretary called the roll on the motion by Senator Gissberg to amend the motion by Senator Hallauer. During the roll call the following proceedings were had:

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"I think the rules provide that when a member is within the bar of the Senate, he must vote. I think Senator Rasmussen's messing around in this manner is a disgrace."

The President:

"How does Senator Rasmussen vote?"

Senator Rasmussen:

"Mr. President:

"Does not a member have a right to make up his mind on how to vote without Senator Woodall telling him?"

The President:

"The Senator has a right to make up his mind."

Senator Riley:

"First you've got to have one."

The President:

"For what purpose does Senator Woodall rise?"

Senator Woodall:

"To find out if there is any time limit involved in a matter of this kind?"

The President:

"For what purposes does Senator McCutcheon rise?"

Senator McCutcheon:

"To inform Senator Woodall that there is no time limit, either when he is speaking or when he is seeking."

The President:

"How does Senator Rasmussen vote?"

Senator Rasmussen:

"'Aye.'"

The Secretary completed the calling of the roll.

Senator Rasmussen:

"Mr. President:

"Rasmussen changes from 'aye' to 'no.'"

The President:

"Rasmussen changes from 'aye' to 'no.'"

Senator Rasmussen:

"Mr. President:

"Rasmussen votes 'aye.'"

The President:

"Rasmussen votes 'aye.'"

Senator Woodall:

"Mr. President:

"A Senator is entitled to be a little stupid, but Senator Rasmussen is abusing the privilege."

The motion to amend the motion by Senator Hallauer was lost by the following votes: Yeas, 22; nays, 25; absent and excused, 2.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Foley, Gallagher, Gissberg, Hallauer, Hanna, Henry, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Petrich, Rasmussen, Sandison, Talley, Washington—22.

Those voting nay were: Senators Atwood, Cooney, Cowen, Durkan, England, Foster, Freise, Greive, Guess, Herrmann, Keefe, Lennart, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—25.

Those absent and excused were: Senators Dore, Mardesich—2.

PERSONAL PRIVILEGE

Senator Rasmussen:

"Mr. President and members of the Senate:

"Never in my many years of serving with Senator Woodall, and this goes back a long, long time, back to 1947 when Senator Woodall was then known as a leader, he has since not become a leader, have I heard any Senator say on this floor that because a person, and I might say that this is supposed to be a deliberative body, wanted to take a reasonable time to make up his mind on a very serious and important matter, he would be called stupid. I think Senators, that we are stooping pretty low when one Senator attacks another one because the Senator wanted to be sure of the issues and to be sure how his people wanted him to vote and to act with the decorum and the appropriateness that the people of the state of Washington expect.

"Now I have in times past indicated that I thought that some people were a little bit indecorous in their acceptance of certain things but I have never said that they were stupid because they accepted them, and now to find Senator Woodall besmirching the whole population of the state of Washington with his antics on the floor and calling one Senator stupid because he wants to delay a proper time and make sure he is voting the way his people would desire him to vote, that, Mr. President, I think is probably, it should be, reason for the expulsion of the member from this floor for making a statement of that type, when the only thing that he has to base that on is the fact that on a very important vote I took time to consult with my colleagues and then deliberated and then I cast my vote. I don't know what Senator Woodall thinks the people of the state of Washington expect of their Senators. Certainly we can be accused sometimes of acting in haste such as when the gambling bill went through, but

it was greased according to the reports I read in the paper, and if we had deliberated longer on that one, probably it wouldn't have slipped through."

The President:

"Senator Rasmussen:

"The President must request that you confine your remarks to the personal privilege and rebuttal strictly to the statements as made by Senator Woodall."

Senator Rasmussen:

"Parliamentary inquiry. How would I appropriately handle the request to expel a member from the floor for his remarks? I don't have the rule right at my fingertips."

The President:

"The President does not either, Senator, and the President is unaware of the procedure to be followed at this time."

Senator Rasmussen:

"Could the President have the Secretary research it while I am explaining here? The Secretary of the Senate is a very valuable man.

"Well, Mr. President, I just want to read for the President and the Senator's edification, could I be permitted to clean my glasses, Mr. President?"

Senator Neill:

"Mr. President:

"I object to him reading. Let him talk all he wants to."

The President:

"Senator Neill, you have objected to the reading of a paper?"

Senator Neill:

"Yes."

The President:

"Senator Rasmussen, the President has received an objection to your reading."

Senator Rasmussen:

"Mr. President, this wasn't a paper. This was a dictionary. Do they object to that?"

MOTION

Senator Hallauer:

"Mr. President:

"I move Senator Rasmussen be allowed to read his paper."

PARLIAMENTARY INQUIRY

Senator Riley:

"Parliamentary inquiry, Mr. President:

"I think we have established a rule in the Senate that no Senator may speak more than three minutes on any one subject. According to my time, he has used up his three minutes on personal privilege."

POINT OF ORDER

Senator Hess:

"Point of order, Mr. President:

"The motion Senator Riley referred to was on an amendment. There has been no rule adopted except where an amendment is concerned. That motion was to be limited to speak once for three minutes on any one amendment."

RULING BY THE PRESIDENT

The President:

"The President believes that is a proper and correct statement."

The motion by Senator Hallauer was lost.

The President:

"For what purpose does Senator Herrmann rise?"

Senator Herrmann:

"To make a motion."

The President:

"Senator Rasmussen is speaking on personal privilege."

PERSONAL PRIVILEGE

Senator Rasmussen:

"All clear, Mr. President? Do I have the floor?"

The President:

"It has been called to the attention of the President that once a roll call has begun, it may not be interrupted for any purpose other than (Interruption)"

Senator Rasmussen:

"Are we on a roll call, Mr. President?"

The President:

"Senator Rasmussen, you have the floor; however, in the interest of expediting the business of the Senate, please confine your remarks to a rebuttal of the statement made by Senator Woodall. The President is going to enforce the ruling strictly."

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Would I be in order to say that a stupid person would call another person stupid? I want to know if I would be in order if I called some other Senator stupid because he called me stupid."

RULING BY THE PRESIDENT

The President:

"The rules clearly provide that each Senator shall conduct himself in a gentlemanly manner."

Senator Rasmussen:

"Thank you, Mr. President.

"Mr. President, I certainly wouldn't want to call anybody stupid. I might think it, although I wouldn't want anybody to think I was thinking unduly bad things about a Senator, but it is a little exasperating when you have worked down here, and I have been down here since 1945, constantly. I recall that Senator Woodall has been left home by his people several times in that period and I rather think that quite possibly I have been following the dictates of my people in not acting in too stupid a manner if they keep sending me back. I think just because a person wants to take a long look at some of the things that are going on here, that it is highly improper and I would think that Senator Woodall, even though personally he can recall times in the past where he has acted in a stupid manner, that he would forgive me if I appeared to be stupid to him.

"Now I am rather shocked because I was just about on the point of having the President appoint Mr. Woodall, Chief Beagle Eagle to keep track of absent members. I might make that motion yet. Thank you, Mr. President, for your courtesy."

The President stated the question before the Senate is: It has been moved that House Bill No. 43 be referred to the Committee on Rules and Joint Rules.

Senators Moriarty, Jr., Hess and Ryder demanded the previous question and the demand was sustained.

PARLIAMENTARY INQUIRY

Senator Hess:

"Parliamentary inquiry, Mr. President:

"What is the motion before the body?"

The President:

"The President will state the motion, Senator Hess, as usual. The motion before the Senate is: It has been moved by Senators Keefe and Ryder that House Bill No. 43 be referred to the Committee on Rules and Joint Rules."

POINT OF ORDER

Senator Hess:

"Point of order, Mr. President:

"This is what I thought the President said before. I thought the motion was made to be at ease and then I thought there was an amendment pending to be at ease to a different time."

Senator Hallauer:

"I withdraw my motion, Senator Hess."

The President stated the question before the Senate is: It has been moved that House Bill No. 43 be referred to the Committee on Rules and Joint Rules.

The motion was carried.

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President:

"For the record and clarity only, the people of my district have never left me home any time I sought their franchise."

The President:

"The President wishes to inquire: Are you talking on personal privilege?"

Senator Woodall:

"Yes. The people have never left me home. Any time I have sought their franchise, I always received it. I am very sorry that this matter came to this great length. I will make no further comment. I do not feel the remarks made, merit a further reply."

MOTION

On motion of Senator Gallagher, the Senate dispensed with further proceedings under the Call of the Senate.

SPECIAL ORDER OF BUSINESS

On motion of Senator Washington, the Senate resumed consideration of Engrossed Senate Bill No. 244 and the House amendments thereto.

With the consent of the Senate, Senator Woodall withdrew his motion to concur in the House amendments.

On motion of Senator Washington, the Senate refused to concur in the House amendments to Engrossed Senate Bill No. 244 and asked the House to recede therefrom.

SIGNED BY THE PRESIDENT

**The President has signed: Senate Bill No. 419; also
Senate Bill No. 496; also
Senate Bill No. 497; also
Senate Bill No. 525; also
Senate Bill No. 582; also
Senate Bill No. 604; also
House Bill No. 13; also
House Bill No. 18; also
House Bill No. 28; also**

House Bill No. 33; also
House Bill No. 34; also
House Bill No. 72; also
House Bill No. 89; also
House Bill No. 105; also
House Bill No. 119; also
House Bill No. 128; also
House Bill No. 139; also
House Bill No. 141; also
House Bill No. 158; also
House Bill No. 181; also
House Bill No. 210; also
House Bill No. 223; also
House Bill No. 247; also
House Bill No. 248; also
House Bill No. 249; also
House Bill No. 281; also
House Bill No. 297; also
Substitute House Bill No. 299; also
House Bill No. 319; also
Substitute House Bill No. 347; also
House Bill No. 349; also
House Bill No. 351; also
House Bill No. 359; also
Substitute House Bill No. 360; also
House Bill No. 369; also
House Bill No. 371; also
House Bill No. 394; also
House Bill No. 403; also
House Bill No. 417; also
House Bill No. 459; also
House Bill No. 487; also
House Bill No. 493; also
House Bill No. 514; also
House Bill No. 530; also
House Bill No. 560; also
House Bill No. 570; also
House Bill No. 584; also
House Bill No. 590.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Re-Engrossed House Bill No. 264, except the following amendment:

On page 5, section 3, line 7 of the engrossed bill, being line 7 of the printed bill, insert new subsection (10) as follows:

"(10) That nothing herein shall prohibit Sunday sales of agricultural products as defined herein.", and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted. S. R. HOLCOMB, Chief Clerk.

Senator Stender moved that the Senate refuse to recede from its amendment and ask the House for a conference thereon.

Senator Raugust moved that the Senate do recede from its amendment and pass the bill without the Senate amendment.

The President stated the question before the Senate is: It has been moved that the Senate do recede from its amendment.

The motion was lost on a rising vote.

The President stated the question before the Senate is: It has been moved that the Senate refuse to recede from its amendment and asks the House for a conference thereon.

The motion was carried.

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendments to House Bill No. 144 and asks the Senate to recede therefrom, and the same is herewith transmitted.

S. R. HOLCOMB, Chief Clerk.

Senator Woodall moved that the Senate do not recede from its amendments to House Bill No. 144 and ask the House for a conference thereon.

The motion was carried.

PARLIAMENTARY INQUIRY

Senator Thompson, Jr.:

"Mr. President, parliamentary inquiry:

"I don't recall this body having adopted joint rules to cover the conference procedure."

The President:

"The Senate and House have not adopted joint rules. You are correct, Senator Thompson."

Senator Thompson, Jr.:

"How can we have a conference?"

Senator Greive:

"The joint rules are here and we will make a decision and undoubtedly adopt joint rules. There is no problem."

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 48 and asks the Senate to recede therefrom, and the same is herewith transmitted.

S. R. HOLCOMB, Chief Clerk.

Senator Riley moved that the Senate do not recede from the Senate amendments to Engrossed House Bill No. 48 and that the House be asked for a conference thereon.

The motion was carried.

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendment to Engrossed House Bill No. 538 and asks the Senate to recede therefrom, and the same is herewith transmitted.

S. R. HOLCOMB, Chief Clerk.

Senator Washington moved that the Senate refuse to recede from its amendment to Engrossed House Bill No. 538 and ask the House for a conference thereon.

The motion was carried.

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendment to House Bill No. 255 and asks the Senate to recede therefrom, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

Senator Petrich moved that the Senate refuse to recede from its amendment to House Bill No. 255 and that the House be asked for a conference thereon.

The motion was carried.

MOTIONS

Senator Greive moved that Senate Bill No. 176 and Senate Concurrent Resolution No. 2 be referred to the Committee on Rules and Joint Rules.

The motion was carried.

On motion of Senator Greive, House Concurrent Resolution No. 10, House Joint Resolution No. 15, Senate Concurrent Resolution No. 10, and Senate Concurrent Resolution No. 13 were ordered to retain their place on the second reading calendar for tomorrow.

At 6:00 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Thursday, March 14, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

SIXTIETH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, March 14, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Durkan.

The Color Guard, consisting of Pages Alex McDougall, Color Bearer, and JoAnn Poulson, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Most Merciful and Gracious God, Thou knowest that daily we are challenged by great issues and perplexing problems; help us to meet them with courage and conviction, with clarity of vision and the splendor of a faith that nothing can dim or eclipse.

"Purge us from everything that dwarfs and dulls our capacity for noble service, and make our minds and hearts impervious to all selfish desires.

"Impress upon us again that the secret of success lies in serving, that the key to greatness lies in giving, and that the heart of happiness lies in helping.

"Bless the Governor, the President, the Senators, their families, and all who labor here. Through Christ our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION

1963 -25-

By Senators McCormack, Woodall, Washington and Foster:

WHEREAS, A serious need exists for increasing water flows on the lower Yakima River; and

WHEREAS, Additional water storage for the Yakima River can be obtained by construction of a storage dam at the Bumping Lake Reservoir; and

WHEREAS, Such a project would provide great benefit to the Yakima River Valley, particularly in the areas of fisheries, flood control, reclamation and recreation; and

WHEREAS, The United States Department of Interior has completed a study of this project; and

WHEREAS, Senators Warren G. Magnuson and Henry M. Jackson have introduced legislation authorizing this project;

Now, *Therefore, Be it Resolved*, That we, the Senate of the state of Washington respectfully petition that the President and the Congress of the United States enact legislation authorizing the Bumping Lake Reservoir Project; and

Be It Further Resolved, That copies of this resolution immediately be transmitted to the President of the United States, the President of the Senate of the United States and the Speaker of the United States House of Representatives, and to each member in the Congress of the United States from the state of Washington.

On motion of Senator McCormack, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Engrossed Senate Bill No. 6; also

Engrossed Senate Bill No. 63; also

Engrossed Senate Bill No. 141; also

Engrossed Senate Bill No. 271; also

Engrossed Senate Bill No. 370; also

Engrossed Senate Bill No. 589 have compared same with the original bills and find them correctly Re-Engrossed., *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Substitute Senate Bill No. 128; also

Senate Bill No. 173; also

Substitute Senate Bill No. 275; also

Senate Bill No. 544 have compared same with the original bills and find them correctly Engrossed., *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Re-Engrossed Senate Bill No. 6; also

Re-Engrossed Senate Bill No. 63; also

Engrossed Substitute Senate Bill No. 128; also

Re-Engrossed Senate Bill No. 141; also

Engrossed Senate Bill No. 173; also

Re-Engrossed Senate Bill No. 271; also

Engrossed Substitute Senate Bill No. 275; also

Re-Engrossed Senate Bill No. 370; also

Engrossed Senate Bill No. 544; also

Re-Engrossed Senate Bill No. 589 have inspected same, and find them correctly enrolled and certified., *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill.

The Secretary read:

MESSAGES FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 13, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 57:

Authorizing special foreclosure and procedure on abandoned residences.

Senate Bill No. 157:

Granting an additional superior court judge to Snohomish County.

Very truly yours,

(signed) BURTON R. JOHNSON,

Legal Administrative Assistant.

State of Washington, Executive Department,
Olympia, March 13, 1963.

**MESSAGE TO THE SENATE IN CONNECTION WITH SIGNING OF
SENATE BILL NO. 56.**

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN OF THE SENATE:

Today I have signed into law, with some reluctance, Senate Bill No. 56, which was prepared at the recommendation of the Legislative Council after two years of hearings. This bill permits the state of Washington to assume full and complete jurisdiction of Indians and on all Indian lands for certain specified purposes, to wit: Compulsory school attendance, public assistance, domestic relations, mental illness, juvenile delinquency, adoption proceedings, dependent children and traffic offenses.

In matters other than those enumerated in the preceding paragraph, the state does not assume civil or criminal jurisdiction over Indians while they are on their tribal lands or their allotted lands within an established reservation and on lands held in trust by the United States.

I am aware and proud of the fact that some of the Indian tribes during the past several years have vastly improved their own law enforcement agencies on their reservations. I am not unmindful of the fact that under this bill certain criminal activities which might be committed on deeded lands, as distinguished from private lands, will create local law enforcement problems because it may be difficult to determine on the spur of the moment whether a given act is subject to federal, state or tribal jurisdiction.

I sincerely and deeply regret that all of the Indian tribes, since the enactment of Public Law 280 in 1953 by Congress, have not voluntarily consented to complete civil and criminal state jurisdiction. Unfortunately, in a few areas of the state the absence of state jurisdiction over certain civil and criminal matters has caused great difficulties in law enforcement and has resulted in unnecessary hardships, particularly concerning Indian children. I have been strongly urged by many local civil and law enforcement authorities in those areas to sign this bill. Several members of the Supreme Court in their biennial reports to me likewise have urged that the state assume complete criminal and civil jurisdiction. This is necessarily a compromise bill insofar as it does not assume complete civil and criminal jurisdiction.

It is my fervent hope and I have every reason to expect that local law enforcement officers will exercise proper restraints in enforcing this statute, and that the Indian population on its part will cooperate in making this law workable.

I want to stress particularly that Section 4 of this bill firmly secures and strengthens the policy of the state to protect Indian lands from alienation, encumbrances and taxation. Likewise, this bill does not in any manner whatsoever interfere with those ancient hunting, trapping and fishing rights which belong to the Indians.

To the extent that this bill may conceivably be in violation of the equal protection and due process clauses of the State and Federal Constitution, I trust that those matters will be taken to court for early determination.

Sincerely yours,

ALBERT D. ROSELLINI, Governor.

SIGNED BY THE PRESIDENT

**The President has signed: Senate Bill No. 6; also
Senate Bill No. 63; also
Substitute Senate Bill No. 128; also
Senate Bill No. 141; also
Senate Bill No. 173; also
Senate Bill No. 271; also
Substitute Senate Bill No. 275; also
Senate Bill No. 370; also
Senate Bill No. 544; also
Senate Bill No. 589.**

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 6; also
Substitute Senate Bill No. 21; also
Senate Bill No. 52; also
Substitute Senate Bill No. 59; also
Senate Bill No. 61; also
Senate Bill No. 63; also
Senate Bill No. 65; also
Senate Bill No. 128; also
Senate Bill No. 141; also
Senate Bill No. 143; also
Senate Bill No. 146; also
Senate Bill No. 147; also
Senate Bill No. 159; also
Senate Bill No. 169; also
Senate Bill No. 170; also
Senate Bill No. 173; also
Senate Bill No. 182; also
Senate Bill No. 196; also
Senate Bill No. 202; also
Senate Bill No. 205; also
Senate Bill No. 213; also
Senate Bill No. 219; also
Senate Bill No. 220; also
Substitute Senate Bill No. 228; also
Senate Bill No. 241; also
Senate Bill No. 243; also
Senate Bill No. 262; also
Senate Bill No. 265; also
Senate Bill No. 271; also
Substitute Senate Bill No. 275; also
Senate Bill No. 287; also
Senate Bill No. 313; also
Senate Bill No. 343; also
Senate Bill No. 351; also
Substitute Senate Bill No. 356; also
Senate Bill No. 370; also
Senate Bill No. 389; also
Senate Bill No. 390; also
Senate Bill No. 416; also
Senate Bill No. 419; also
Senate Bill No. 464; also
Senate Bill No. 496; also
Senate Bill No. 497; also
Senate Bill No. 500; also
Senate Bill No. 525; also
Senate Bill No. 544; also
Substitute Senate Bill No. 564; also
Senate Bill No. 582; also
Senate Bill No. 589; also
Senate Bill No. 604; also
Senate Bill No. 610, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate Amendment to Re-Engrossed House Bill No. 6 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 21 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House Bill No. 75 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House Bill No. 109 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Bill No. 150 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 211 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Bill No. 246 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 311 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to House Bill No. 389 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House Bill No. 404 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

SECOND READING OF RESOLUTIONS

House Concurrent Resolution No. 10, by Representatives Eldridge, Berentson and Taylor:

Directing a feasibility study of Skagit river bypass.

The resolution was read the second time in full.

On motion of Senator Rickdall, the rules were suspended, House Concurrent Resolution No. 10, was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage and adopted.

House Joint Resolution No. 15, by Representatives Earley, Evans, McCaffree, Brouillet, DeJarnatt, Pritchard, O'Donnell, Smith and Andersen:

Ratifying proposed United States Constitutional amendment to abolish the poll tax requirement for voting in federal elections.

The resolution was read the second time in full.

On motion of Senator Donohue, the rules were suspended, House Joint Resolution No. 15 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Resolution No. 15, and the resolution passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—44.

Those absent or not voting were: Senators Hallauer, Hanna, Henry, McMillan, Williams—5.

House Joint Resolution No. 15, having received the constitutional two-thirds majority, was declared passed.

Senate Concurrent Resolution No. 10, by Senators Gallagher, and Riley:

Creating a joint committee to determine the origin of the state flag.

The resolution was read the second time in full.

On motion of Senator Greive, Senate Concurrent Resolution No. 10 was ordered to retain its place on second reading immediately following Senate Concurrent Resolution No. 13.

Senate Concurrent Resolution No. 13, by Senators Durkan, Gissberg and Charette:

Authorizing feasibility study of watershed area recreation facilities.

The resolution was read the second time in full.

On motion of Senator Gissberg, the rules were suspended, Senate Concurrent Resolution No. 13 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

MOTIONS

On motion of Senator DeGarmo, Senate Concurrent Resolution No. 13 was made a special order of business immediately after lunch.

The Senate resumed consideration of Senate Concurrent Resolution No. 10.

On motion of Senator Greive, Senate Concurrent Resolution No. 10 was ordered to retain its place on second reading immediately following Senate Concurrent Resolution No. 13 after lunch.

On motion of Senator Herrmann, the Senate reverted to the first order of business.

The Secretary read:

SENATE RESOLUTION
1963 -26-

By Senators Dore, Greive and Woodall:

WHEREAS, George Pierre is a native son of the state of Washington, and a member of the Colville Indian Tribe; and

WHEREAS, George Pierre distinguished himself as a United States Marine during World War II, receiving in combat a grievous wound which left him permanently handicapped; and

WHEREAS, George Pierre, with indomitable courage and disregard for obstacles, has overcome his handicap and secured for himself an education, including four college degrees; and

WHEREAS, George Pierre has achieved distinction as a motion picture writer, novelist, and authority on Indian Affairs; and

WHEREAS, George Pierre, as an Indian, the son of a tribal chief, and himself the product of an Indian reservation, has the ability, background and training, as well as the inherent knowledge of how his people act, think and pray, to ably assist his people in meeting the many problems that confront them; and

WHEREAS, George Pierre has indicated his desire to serve as United States Commissioner of Indian Affairs, and has the support of the Indians in the Northwest and Alaska;

Now, Therefore, Be It Resolved, That the Senate of the state of Washington recommend to the federal authorities concerned that George Pierre be appointed the next United States Commissioner of Indian Affairs; and

Be It Further Resolved, That copies of this Resolution be sent to the President of the United States, the Secretary of Interior, and to each Senator and Representative in the United States Congress from the state of Washington.

On motion of Senator Dore, the resolution was adopted.

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

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 13, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendment to Engrossed House Bill No. 46 and asks the Senate to recede therefrom and the same is herewith transmitted.

S. R. HOLCOMB, Chief Clerk.

Senator Freise moved that the Senate do recede from its amendment to Engrossed House Bill No. 46.

The motion was carried.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 46, without the Senate amendment, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent, or not voting, 4.

Those voting yea were: Senators Atwood, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Bailey, Charette, Foley, Peterson—4.

Engrossed House Bill No. 46, without the Senate amendment, having received the constitutional majority, was declared passed.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House insists on its position regarding Substitute House Bill No. 110 and again asks the Senate to recede therefrom and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Gissberg, the Senate receded from its amendments to Substitute House Bill No. 110.

ROLL CALL

The Secretary called the roll on the final passage of Substitute House Bill No. 110, without the Senate amendments, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Foley, Peterson—2.

Substitute House Bill No. 110, without the Senate amendments, having received the constitutional majority, was declared passed.

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

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Bill No. 155 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Herrmann, the Senate reverted to the first order of business.

The Secretary read:

SENATE RESOLUTION

1963 -27-

By Senators Herrmann, Keefe and Cooney:

WHEREAS, There has been considerable comment among the citizens of this state that the present official state song should not alone retain significance among the fine music pertaining to this state; and

WHEREAS, The city of Spokane has among its inhabitants a composer of musical repute in the person of Waldo A. Jackson; and

WHEREAS, Mr. Jackson has composed words and music to a splendid song entitled "This is Washington";

Now, Therefore, Be It Resolved, That Mr. Jackson's fine composition and words receive state recognition through this resolution and that the members of the Senate send forth its heartiest congratulations for Mr. Jackson's efforts;

Be It Further Resolved, That the Secretary of the Senate send Mr. Waldo A. Jackson a copy of this Senate Resolution.

On motion of Senator Herrmann, the resolution was adopted.

MESSAGES FROM THE GOVERNOR

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

State of Washington, Executive Department,
Olympia, March 7, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointments to the Board of Regents of the Washington State University, subject to your confirmation:

Harry H. Pitluck, appointed May 2, 1961, for the term ending March 9, 1967, succeeding Alan Rogers.

Jack C. Cole, appointed August 9, 1961, for the term ending March 9, 1967, succeeding Verne Barbre.

Sincerely yours,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 8, 1963.

HARRY H. PITLUCK, to the position of member of the Board of Regents of the Washington State University, appointed May 2, 1961, for the term ending March 9, 1967, succeeding Alan Rogers (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman.*

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder.

It was moved by Senator Greive, that the rules be suspended and the appointment of Harry H. Pitluck to the Board of Regents of the Washington State University be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President:

"Dr. Pitluck is an associate of Dr. Cowen and he is a friend of many of us. He has been to the legislature many times and I personally know him well. He takes his job very seriously and is doing a fine job. I think this is a good appointment and the Governor should be congratulated."

Senator Neill:

"I have had the privilege of working with Dr. Pitluck since his appointment to Washington State University Board of Regents almost two years ago, and I certainly recommend him to this body. He is very conscientious and he has a real interest in the problems of higher education. He has been a real asset to the Board of Regents of the University."

Senator Cowen:

"Mr. President, members of the Senate:

"I would like to give you a little bit of background on Dr. Pitluck. Dr. Pitluck was a dentist for Dr. Carl Compton, one of the founders of the atom bomb. He was his dentist in 1943 and Dr. Compton visited his office and asked him if he thought he had to go to war. Dr. Pitluck said, 'Well, it looks like I will have to go.' Dr. Compton intervened with the board who was sending Dr. Pitluck to war and authorized his board to hold up on him. He then authorized Dr. Pitluck to build the Medical-Dental Clinic

at Oak Ridge, Tennessee, and later he was authorized to build the Medical-Dental Clinic at Richland, Washington.

"He is a very fine man, a thorough man, and I think we are doing the right thing by confirming Dr. Harry Pitluck as a member of the Board of Regents of the Washington State University."

The motion was carried.

APPOINTMENT OF HARRY H. PITLUCK

The Secretary called the roll and the appointment of Harry H. Pitluck to the Board of Regents of the Washington State University was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Foley, Hallauer, McMillan, Peterson, Talley—5.

Having received the approval of the Senate, the appointment of Harry H. Pitluck to the Board of Regents of the Washington State University was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 8, 1963.

JACK C. COLE, to the position of member of the Board of Regents of the Washington State University, appointed August 9, 1961, for the term ending March 9, 1967, succeeding Verne Barbre (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder.

It was moved by Senator Greive that the rules be suspended and the appointment of Jack C. Cole to the Board of Regents of the Washington State University be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Neill:

"I rise to support the confirmation of Jack Cole. Jack is a farmer in the Edwall country in the Big Bend area, and this being an agricultural school over there the presence of a good dirt farmer on the Board is also meritorious. Jack has been a good member of the Board and I urge you to support his confirmation."

Senator Cowen:

"Mr. President, members of the Senate:

"I wish to confirm the name of Jack Cole who is a very close friend of mine. He is a very fine gentleman, and comes from a very fine family in Eastern Washington. I sincerely hope the members will confirm his appointment."

Senator Raugust:

"I, too, wish to say a word for Jack Cole. He is from my district. He is a very fine young man, a graduate of Washington State, and I believe an excellent man for the job."

The motion was carried.

APPOINTMENT OF JACK C. COLE

The Secretary called the roll and the appointment of Jack C. Cole to the Board of Regents of the Washington State University was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Woodall—41.

Those absent or not voting were: Senators Dore, Hallauer, McCormack, McMillan, Peterson, Ryder, Talley, Williams—8.

Having received the approval of the Senate, the appointment of Jack C. Cole to the Board of Regents of the Washington State University was confirmed.

State of Washington, Executive Department,
Olympia, March 7, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointment to the Washington State Tax Commission for your confirmation:

Charles W. Hodde, appointed February 1, 1962, for the term ending at the Governor's pleasure, succeeding William Schumacher.

Sincerely yours,

ALBERT D. ROSELLINI, *Governor*.

REPORT OF STANDING COMMITTEE

Senate Chamber,

Olympia, Wash., March 8, 1963.

CHARLES W. HODDE, to the Washington State Tax Commission, appointed February 1, 1962, for the term ending at the Governor's pleasure, succeeding William Schumacher (reported by Committee on Ways and Means):

MAJORITY recommends that said appointment be confirmed.

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, Francis Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams.

It was moved by Senator Greive that the rules be suspended and the appointment of Charles W. Hodde to the Washington State Tax Commission be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President:

"I hardly think it's necessary for me to extol the virtues of Charlie Hodde to anybody who has served in the legislature. I think of all of the public officials in state government today, Mr. Hodde probably qualifies as the greatest expert on tax problems. Certainly he is recognized nationally as an expert in the field of taxation. This is a wonderful appointment and should be approved."

The motion was carried.

APPOINTMENT OF CHARLES W. HODDE

The Secretary called the roll and the appointment of Charles W. Hodde to the Washington State Tax Commission was confirmed by the Senate by the following vote: Yeas, 41; nays, 1; absent or not voting, 7.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Rasmussen, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—41.

Those voting nay were: Senator Woodall—1.

Those absent or not voting were: Senators Atwood, England, McMillan, Peterson, Petrich, Raugust, Ryder—7.

Having received the approval of the Senate, the appointment of Charles W. Hodde to the Washington State Tax Commission was confirmed.

State of Washington, Executive Department,
Olympia, February 11, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointments to the State Parks and Recreation Commission, subject to your confirmation:

Clair V. Greeley, appointed January 3, 1963, for the term ending December 31, 1968, succeeding himself.

Eleanor Gordon, appointed July 17, 1961, for the term ending December 31, 1966, succeeding Constance T. Staatz.

Howard Martin, appointed August 3, 1961, for the term ending December 31, 1966, succeeding John M. McClelland, Jr.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 14, 1963.

CLAIR V. GREELEY, appointed to State Parks and Recreation Commission January 3, 1963, for the term ending December 31, 1968, succeeding himself (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that said appointment be confirmed.

VICTOR F. DeGarmo, *Chairman.*

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

It was moved by Senator Greive that the rules be suspended and the appointment of Clair V. Greeley to the State Parks and Recreation Commission be now confirmed.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President:

"It has been my pleasure to be acquainted with Clair Greeley, the appointee now before you, for some ten years. Mr. Greeley has been serving as director of the State Parks and Recreation Commission for the past four years, and he has been chairman of the Commission for two of those four years. He has a wide range of interest in the parks and recreation facilities throughout the state and during his term has become acquainted with people who are most interested in the development of our recreational facilities. He has attended various national conferences in this field on behalf of the state of Washington and with his reappointment to the commission, I am sure it would be most helpful to a continued effort in this field for this state."

Senator Herrmann:

"Mr. President and members of the Senate:

"I, too, would like to recommend the confirmation of this appointment. I have known Mr. Greeley for many years. I know he is a very outstanding man in his community, a man of character and integrity, and a man that is sincerely dedicated to this work."

The motion was carried.

APPOINTMENT OF CLAIR V. GREELEY

The Secretary called the roll and the appointment of Clair V. Greeley to the State Parks and Recreation Commission was confirmed by the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Washington, Woodall—43.

Those absent or not voting were: Senators Atwood, McCormack, Neill, Ryder, Thompson, Jr., Williams—6.

Having received the approval of the Senate, the appointment of Clair V. Greeley to the State Parks and Recreation Commission was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 14, 1963.

ELEANOR GORDON, appointed to State Parks and Recreation Commission July 17, 1961, for the term ending December 31, 1966, succeeding Constance T. Staatz (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that said appointment be confirmed.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

It was moved by Senator Greive that the rules be suspended and that the appointment of Eleanor Gordon to the State Parks and Recreation Commission be now confirmed.

PERSONAL PRIVILEGE

Senator McCutcheon:

"Mr. President:

"I rise to speak in favor of the confirmation of Mrs. Gordon. Mrs. Gordon is a resident of my district. She lives in University Place in Tacoma. She is an outstanding person. She belongs to many civic organizations and takes a great deal of interest in P-TA and youth work and, particularly parks and recreation. She has a very keen appreciation of the needs of the future for parks for our youngsters and our growing population. Mrs. Gordon is worthy in every way. Her brother-in-law is a very prominent lawyer. Her husband runs a service station. She is a housewife and mother. You couldn't pick a better appointment. I urge your confirmation."

The motion was carried.

APPOINTMENT OF ELEANOR GORDON

The Secretary called the roll and the appointment of Eleanor Gordon to the State Parks and Recreation Commission was confirmed by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Woodall—42.

Those absent or not voting were: Senators Atwood, Foley, Guess, Kupka, Neill, Thompson, Jr., Williams—7.

Having received the approval of the Senate, the appointment of Eleanor Gordon to the State Parks and Recreation Commission was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 14, 1963.

HOWARD MARTIN, appointed to State Parks and Recreation Commission August 3, 1961, for the term ending December 31, 1966, succeeding John M. McClelland, Jr. (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that said appointment be confirmed.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Frank W. Foley, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan.

It was moved by Senator Greive that the rules be suspended and that the appointment of Howard Martin to the State Parks and Recreation Commission be confirmed.

PERSONAL PRIVILEGE

Senator Henry:

"I would like to speak on behalf of the confirmation of Howard Martin to the State Parks and Recreation Commission. Mr. Martin has been a personal friend of mine for many years and for years was in the hotel business and, at one time, held an office in the National Association of Hotel Greeters. As such, he was in constant touch with tourists coming into our state and has a great deal of knowledge as to things they would like to see when they are in our state. At present, he is an insurance man in the Columbia River area in business for himself. He is a member of the Clark County Planning Board and was named 'Man of the Year' a few short years ago in that particular area. I think he is an excellent choice for this particular position."

The motion was carried.

APPOINTMENT OF HOWARD MARTIN

The Secretary called the roll and the appointment of Howard Martin to the State Parks and Recreation Commission was confirmed by the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foley, Freise, Gallagher, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Washington, Williams, Woodall—40.

Those absent or not voting were: Senators Atwood, Bailey, Dore, England, Foster, Gissberg, Guess, Neill, Thompson, Jr.—9.

Having received the approval of the Senate, the appointment of Howard Martin to the State Parks and Recreation Commission was confirmed.

State of Washington, Executive Department,
Olympia, January 28, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointment to the position of director, Department of Commerce and Economic Development, subject to your confirmation.

Robert Rose, appointed November 29, 1961, effective December 1, 1961 for the term ending at the pleasure of the Governor, succeeding H. Dewayne Kreager.

Sincerely,

ALBERT D. ROSELLINI, Governor.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., February 26, 1963.

ROBERT ROSE, to the position of director, Department of Commerce and Economic Development, appointed November 29, 1961, effective December 1, 1961, for the term ending at the pleasure of the Governor, succeeding H. Dewayne Kreager (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that said appointment be confirmed. GEORGE W. KUPKA, Chairman.

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

It was moved by Senator Greive that the rules be suspended and the appointment of Robert Rose to the position of director of the Department of Commerce and Economic Development be now confirmed.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President:

"I have had the pleasure of dealing with Robert Rose on a number of occasions as chairman of the Legislative Council Subcommittee on Businesses and Professions. I have been very much impressed with his knowledge and background and sincere desire to do a good job. He has a fine background, formerly being a public relations man for General Electric in Hanford. I think he is a good appointee and will do a fine job."

Senator Kupka:

"Mr. President and members of the Senate:

"I want to concur in the remarks of Senator Greive. I, too, am well acquainted with Robert Rose and have worked with him on many occasions in the Committee on Commerce, Manufacturing and Licenses. I find that he is an extremely capable and able person. I sincerely hope that you will support his confirmation."

The motion was carried.

APPOINTMENT OF ROBERT ROSE

The Secretary called the roll, and the appointment of Robert Rose to the position of director of the Department of Commerce and Economic Development was confirmed by the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams—42.

Those absent or not voting were: Senators Dore, England, Herrmann, McCormack, Mardesich, Petrich, Woodall—7.

Having received the approval of the Senate, the appointment of Robert Rose to the position of director of the Department of Commerce and Economic Development was confirmed.

State of Washington, Executive Department,
Olympia, February 20, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointment to the Washington State Aeronautics Commission for your confirmation:

Mr. W. O. Wikstrom, appointed February 20, 1963, for the term ending December 31, 1967, succeeding himself.

Sincerely yours,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

W. O. WIKSTROM, to the position, member, Washington State Aeronautics Commission, appointed February 20, 1963, for the term ending December 31, 1967, succeeding himself (reported by Committee on State Government):

MAJORITY recommends that said appointment be confirmed.

AL HENRY, *Chairman.*

We concur in this report: R. Frank Atwood, Dewey C. Donohue, Jack England, Karl V. Herrmann, George W. Kupka, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Perry B. Woodall.

It was moved by Senator Greive that the rules be suspended and that the appointment of W. O. Wikstrom to the Washington State Aeronautics Commission be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Foster:

"Mr. President:

"I want to join in the motion to confirm the appointment of W. O. Wikstrom. I have known Mr. Wikstrom for a long time. He is a Yakima business man. I believe he has been a member of the Commission since its creation back in 1945. He has been the chairman of the Commission and also is an aviator. He has done sterling service on this commission, and I think he is a good man for the job."

The motion was carried.

APPOINTMENT OF W. O. WIKSTROM

The Secretary called the roll and the appointment of W. O. Wikstrom to the Washington State Aeronautics Commission was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McMillan, Mardesich, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—41.

Those absent or not voting were: Senators Cowen, England, Guess, McCormack, McCutcheon, Neil, Riley, Talley—8.

Having received the approval of the Senate, the appointment of W. O. Wikstrom to the Washington State Aeronautics Commission was confirmed by the Senate.

State of Washington, Executive Department,
Olympia, January 29, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointments to the position of trustees of Washington State Colleges, subject to your confirmation:

Mary Ellen Davis, Board of Trustees, Central Washington State College, appointed September 26, 1962, for the term ending June 26, 1968, succeeding herself.

Zelma Reeves Morrison, Board of Trustees, Eastern Washington State College, appointed August 17, 1962, for the term ending July 29, 1968, succeeding herself.

Marshall Forrest, Board of Trustees, Western Washington State College, appointed June 15, 1961, for the term ending June 12, 1967, succeeding himself.

Sincerely,

ALBERT D. ROSELLINI, *Governor*.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

MARY ELLEN DAVIS, to the position of trustee, Central Washington State College, appointed September 26, 1962, for the term ending June 26, 1968, succeeding herself (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Nat Washington.

It was moved by Senator Greive that the rules be suspended and that the appointment of Mary Ellen Davis to the Board of Trustees of Central Washington State College be now confirmed.

PERSONAL PRIVILEGE

Senator Hallauer:

"Mr. President:

"I consider it a great pleasure to speak on behalf of the appointment of Mrs. Davis for the position of member of the Board of Trustees of Central Washington State College. A number of the Senators will recall Emmy, as she is better known, in her activity as Public Information Officer for the 1959-1961 Interim Committee on Education when she donated six months of her time in that activity gratis to assist their activities.

"Mrs. Davis is a graduate of the University of California at Los Angeles. She has a Bachelor of Arts Degree in political science and history, and she subsequently completed a graduate year in the law school at that institution. She was Editor in Chief of U. S. News, a UCLA daily. Later she went into journalism and became Editor of the Tacoma Star.

"I have a very high regard for Mrs. Davis and her interest in education and my acquaintance with her has been over the past six years. I am sure that she is a great and beneficial addition as a member of the Board of Trustees of that institution."

Senator Washington:

"Mr. President and members of the Senate:

"I also want to speak on behalf of Mrs. Davis as a trustee of Central Washington College. I have had the opportunity of working very closely with the members of the Board of Trustees, the college being in my district, and I can say without reservation, Mrs. Davis has been a real contribution to the Board of Trustees of Central Washington State College and along with Senator Hallauer, I certainly hope you will vote for her confirmation."

Senator Hess:

"I couldn't let this confirmation pass without paying this particular compliment to the tremendous work that Mrs. Davis has done in behalf of education in this state. Senator Hallauer mentioned this donation of six months almost full time of her own time to the work of the Interim Committee on Education. It was work of a very highly

specialized nature and her contribution made possible much of the participation directly in the grass roots, community level participation throughout this state with the citizens' work of that study. I think from everything I have learned since her appointment to the Board of Trustees of Central Washington State College, she has continued to make an outstanding contribution in the field of education in this state."

The motion was carried.

APPOINTMENT OF MARY ELLEN DAVIS

The Secretary called the roll and the appointment of Mary Ellen Davis to the Board of Trustees of Central Washington State College was confirmed by the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—43.

Those absent or not voting were: Senators Atwood, Guess, Henry, Marde-sich, Ryder, Williams—6.

Having received the approval of the Senate, the appointment of Mary Ellen Davis to the Board of Trustees of Central Washington State College was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,

Olympia, Wash., March 7, 1963.

ZELMA REEVES MORRISON, to the position of trustee, Eastern Washington State College, appointed August 17, 1962, for the term ending July 29, 1968, succeeding herself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

It was moved by Senator Greive that the rules be suspended, and that the appointment of Zelma Reeves Morrison to the Board of Trustees of Eastern Washington State College be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Hanna:

"Mr. President:

"I simply want to say a few words on behalf of the confirmation of Zelma Reeves Morrison to the Board of Trustees of Eastern Washington State College. Many of you know that Zelma Reeves Morrison is the daughter of the late Belle Reeves with whom so many of you may have served in the House of Representatives for so many years. Mrs. Reeves also, if you recall, was former Secretary of State. Zelma Reeves Morrison is well known in Eastern Washington, as well as throughout the state of Washington. She has done a fine job as a trustee of the Board of Regents of Eastern Washington State College, and I hope you will confirm her in that position."

Senator Keefe:

"Mr. President, I wish to concur in the remarks of Senator Hanna. I have known Mrs. Morrison personally for twenty years. She is interested in the youth of our state and is doing an outstanding job."

The motion was carried.

APPOINTMENT OF ZELMA REEVES MORRISON

The Secretary called the roll and the appointment of Zelma Reeves Morrison to the Board of Trustees of Eastern Washington State College was confirmed by the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams—40.

Those absent or not voting were: Senators Atwood, England, Henry, McCutcheon, Mardesich, Neill, Ryder, Talley, Woodall—9.

Having received the approval of the Senate, the appointment of Zelma Reeves Morrison to the Board of Trustees of Eastern Washington State College was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

MARSHALL FORREST, to the position of trustee, Western Washington State College, appointed June 15, 1961, for the term ending June 12, 1967, succeeding himself (reported by Committee on Higher Education and Libraries:

Recommends that said appointment be confirmed. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

It was moved by Senator Greive that the rules be suspended and that the appointment of Marshall Forrest to the Board of Trustees of Western Washington State College be now confirmed.

PERSONAL PRIVILEGE

Senator Atwood:

"Mr. President:

"I am happy to concur in that recommendation. Marshall Forrest has been a colleague of mine for some thirteen years and I was a neighbor of his some nine years. Although we have our differences in the political arena, he has done an excellent job as a trustee of Western Washington State College. I am more than happy to recommend his confirmation to you."

The motion was carried.

APPOINTMENT OF MARSHALL FORREST

The Secretary called the roll and the appointment of Marshall Forrest to the Board of Trustees of Western Washington State College was confirmed by the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Foley, McCutcheon, Mardesich

Having received the approval of the Senate, the appointment of Marshall Forrest to the Board of Trustees of Western Washington State College was confirmed.

MOTION

At 12:35 p. m., on motion of Senator Greive, the Senate recessed until 1:35 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:35 p. m.

The President declared the Senate to be at ease.

The President called the Senate to order at 1:55 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Petrich.

SPECIAL ORDERS OF BUSINESS

The time having arrived, the President stated the special orders of business to be Senate Concurrent Resolution No. 13 and Senate Concurrent Resolution No. 10 on second reading.

SECOND READING OF BILLS

Senate Concurrent Resolution No. 13, by Senators Durkan, Gissberg and Charette:

Authorizing feasibility study of watershed area recreation facilities.

Senator Greive moved that Senate Concurrent Resolution No. 13 be referred to the Committee on Rules and Joint Rules.

The motion was carried.

Senate Concurrent Resolution No. 10, by Senators Gallagher and Riley:

Creating a joint committee to determine the origin of the state flag.

On motion of Senator Greive, Senate Concurrent Resolution No. 10 was referred to the Committee on Rules and Joint Rules.

MESSAGE FROM THE GOVERNOR

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

State of Washington, Executive Department,
Olympia, February 7, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointments to the position of member, Board of Regents, University of Washington, subject to your confirmation:

Dr. E. A. Addington, appointed December 27, 1962, for the term ending March 9, 1964, succeeding Dr. Albert B. Murphy.

John L. King, appointed April 10, 1962, for the term ending March 11, 1968, succeeding himself.

Joseph Drumheller, appointed April 10, 1962, for the term ending March 11, 1968, succeeding himself.

Harold S. Shefelman, appointed February 7, 1963, for the term ending the second Monday in March, 1969, succeeding himself.

Sincerely,

ALBERT D. ROSELLINI, Governor.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

DR. E. A. ADDINGTON, to the position of member, Board of Regents, University of Washington, appointed December 27, 1962, for the term ending March 9, 1964, succeeding Dr. Albert D. Murphy (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

It was moved by Senator Greive that the rules be suspended and that the appointment of Dr. E. A. Addington to the position of member of the Board of Regents of the University of Washington be now confirmed.

PERSONAL PRIVILEGE

Senator Sandison:

"I would like to speak on behalf of the confirmation of Dr. Addington. He also appeared before the Committee on Higher Education and Libraries. He was a former pro-baseball player, attended college at the University of Ohio and graduated from the University Medical School. He was with the Mayo Foundation for three years. He was in the Army during World War II and has been a part-time member of the faculty at the University of Washington, a position he resigned because he felt it would be in conflict. He is very active in the King County community and very well regarded."

Senator Hess:

"Speaking in favor of the confirmation of Dr. Addington, I was one of the members of Senator Sandison's committee who interviewed all four of the appointees: Dr. Addington, Dr. King, Joseph Drumheller and Harold Shefelman. The committee was impressed with the sincerity and ability of all four of these gentlemen, with their knowledge of the work at the University, and with the inquiring nature of their approach to their responsibilities, I think all of us were impressed. I know I was particularly impressed with Dr. Addington, his interest in the Medical School and in re-examining their policies with an emphasis on research as related to teaching. I think the confirmation of Dr. Addington, as well as the other three regents are well in order for the Senate."

The motion was carried.

APPOINTMENT OF DR. E. A. ADDINGTON

The Secretary called the roll and the appointment of Dr. E. A. Addington to the Board of Regents of the University of Washington was confirmed by the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Morgan, Moriarty, Jr., Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Cooney, McMillan, Mardesich, Neill, Petrich—5.

Having received the approval of the Senate, the appointment of Dr. E. A. Addington to the Board of Regents of the University of Washington was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

JOHN L. KING, to the position of member, Board of Regents, University of Washington, appointed April 10, 1962, for the term ending March 11, 1968, succeeding himself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

It was moved by Senator Greive that the rules be suspended and that the appointment of John L. King to the Board of Regents of the University of Washington be now confirmed.

PERSONAL PRIVILEGE

Senator Greive:

"Mr. President:

"This is one appointment on which I would like to speak. I have known John King approximately twenty years. When I first knew him, I was drawing cartoons for the Daily News, and he was on the Editor's Desk. He also lives in my district, about a half mile from my home. Naturally, I have had close contact with him for many years.

"John King is a former Assistant Superintendent of Public Instruction. He served in that capacity, and from that position he went on to be Education Director at Washington State College, and from there he was employed in an educational capacity with the radio and television stations in Seattle. He is a man deeply interested in education. Indeed, I think of all of the people I know that have been appointed to the Board of Regents, he comes the closest to being a real educator. In a sense, education is his first love. He has a number of degrees, including his Master's and has done considerable work on his Doctorate and is truly a man of deep interest in education.

"I particularly want to confirm him at this time because some sixteen years ago, he was up for confirmation to the Board of Regents and at that time, I think Senator Cowen will recall, we had twenty-four votes and it took twenty-five to take his appointment out of committee, and I had to vote the other way. I kept him at that time from being confirmed and it took him another sixteen years to get the appointment back. I always thought if I would do that to my close friend, it would be a real pleasure to second his nomination at this time."

The motion was carried.

APPOINTMENT OF JOHN L. KING

The Secretary called the roll and the appointment of John L. King to the Board of Regents of the University of Washington was confirmed by the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, MuCutcheon, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Lennart, McMillan, Mardesich, Neill—4.

Having received the approval of the Senate, the appointment of John L. King to the Board of Regents of the University of Washington was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

JOSEPH DRUMHELLER, to the position of member, Board of Regents, University of Washington, appointed April 10, 1962, for the term ending March 11, 1968, succeeding himself (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, John N. Ryder, Nat Washington.

It was moved by Senator Greive that the rules be suspended and that the appointment of Joseph Drumheller to the Board of Regents of the University of Washington be now confirmed.

PERSONAL PRIVILEGE

Senator Guess:

"Mr. President:

"I would like to speak in behalf of the confirmation of Joseph Drumheller. Senator Drumheller served in this body for eight years. He is an outstanding civic leader in Spokane. He is a member of the City Council and has been on the Colosseum Board, the Stadium Board and has been interested in the United Fund Campaign. He is a tower of strength in the community, and I urge your approval."

The motion was carried.

APPOINTMENT OF JOSEPH DRUMHELLER

The Secretary called the roll and the appointment of Joseph Drumheller to the Board of Regents of the University of Washington was confirmed by the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Charette, Chytil, Connor, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Bailey, Cooney, Lennart, McMullan, Mardesich, Neill—6.

Having received the approval of the Senate, the appointment of Joseph Drumheller to the Board of Regents of the University of Washington was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 7, 1963.

HAROLD S. SHEFELMAN, to the position of member, Board of Regents, University of Washington, appointed February 7, 1963, for the term ending the second Monday in March, 1969, succeeding himself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

It was moved by Senator Greive that the rules be suspended and that the appointment of Harold S. Shefelman to the Board of Regents of the University of Washington be now confirmed.

PERSONAL PRIVILEGE

Senator Dore:

"Mr. President:

"I would like to say a few words on behalf of Harold S. Shefelman. I think he is probably Seattle's first citizen, if not the first citizen of the state. He has served in all levels of our government, city, county and state level. He has been, of course, a former president of the Board of Regents and president of practically every civic organization you can think of. He has given generously of his time, and in private life he is known to be an outstanding legalist and articulate advocate of the cause he believes in. I think the Governor should be commended for his choice in re-appointing Harold S. Shefelman in this capacity."

The motion was carried.

APPOINTMENT OF HAROLD S. SHEFELMAN

The Secretary called the roll, and the appointment of Harold S. Shefelman to the Board of Regents of the University of Washington was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—41.

Those absent or not voting were: Senators Connor, Foley, Guess, Lennart, McMillan, Mardesich, Morgan, Petrich—8.

Having received the approval of the Senate, the appointment of Harold S. Shefelman to the Board of Regents of the University of Washington was confirmed.

The Senate reverted to the fifth order of business.

The President called upon President Pro Tempore Riley to preside.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has receded from its amendments to Engrossed Substitute Senate Bill No. 244, and has passed the bill without the House amendments, and said bill is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House receded from its amendment to Senate Bill No. 295 and has passed the bill without the House amendment, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House refuses to recede from its amendments to Senate Bill No. 338 and asks the Senate for a conference thereon, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Charette, the request of the House for a conference on Senate Bill No. 338 and the House amendments thereto was granted.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Senate Bill No. 338, Senators Charette, Talley and Peterson.

On motion of Senator Washington, the Conference Committee appointments were confirmed.

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has receded from its amendment to section 16, line 7 to Senate Bill No. 519 and has passed the bill without the amendment, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Talley, the Senate concurred in the House amendments to Senate Bill No. 519, except for the amendment to section 16, line 7.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 519, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Moriarty, Jr., Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Durkan, McMillan, Mardesich, Morgan, Neill, Petrich—6.

Senate Bill No. 519, as amended by the House, having received the constitutional majority, was declared passed.

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

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has receded from its amendments to Engrossed Senate Bill No. 576 and has passed the bill without the House amendments, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 48, and the Senate amendments thereto, and the Speaker has appointed as members of the conference committee thereon: Representatives Swayze, Brachtenbach and Conner, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed House Bill No. 48, and the Senate amendments thereto: Senators Petrich, McCormack and Riley.

On motion of Senator Greive, the appointments were confirmed.

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has granted the request of the Senate for a conference on House Bill No. 144, and the Senate amendments thereto, and the Speaker has appointed as members

of the conference committee thereon: Representatives May, Rosenberg and Huntley, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on House Bill No. 144, and the Senate amendment thereto: Senators Washington, Woodall and Charette.

On motion of Senator Greive, the appointments were confirmed.

House of Representatives,
Olympia, Wash., March 14, 1963.
MR. PRESIDENT: The House has granted the request of the Senate for a conference on House Bill No. 255, and the Senate amendment thereto, and the Speaker has appointed as members of the conference committee thereon: Representatives Andersen, Litchman and Comfort, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on House Bill No. 255, and the Senate amendment thereto: Senators Petrich, Freise and Rasmussen.

On motion of Senator Greive, the appointments were confirmed.

House of Representatives,
Olympia, Wash., March 14, 1963.
MR. PRESIDENT: The House has granted the request of the Senate for a conference on Re-Engrossed House Bill No. 264, and the Senate amendment to section 3, line 7 thereto, and the Speaker has appointed as members of the conference committee thereon: Representatives Jolly, Moos and Berentson, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Re-Engrossed House Bill No. 264, and the Senate amendment thereto: Senators Neill, Donohue, and Raugust.

On motion of Senator Greive, the appointments were confirmed.

House of Representatives,
Olympia, Wash., March 14, 1963.
MR. PRESIDENT: The House has granted the request of the Senate for a conference on Engrossed House Bill No. 538, and the Senate amendments thereto, and the Speaker has appointed as members of the conference committee thereon: Representatives Bergh, Leland and Garrett, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed House Bill No. 538, and the Senate amendments thereto: Senators Freise, Donohue and Raugust.

On motion of Senator Greive, the appointments were confirmed.

MESSAGES FROM THE GOVERNOR

CONFIRMATION OF GUBERNATORIAL APPOINTMENTS

State of Washington, Executive Department,
Olympia, February 7, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointments to the position of member, State Highway Commission, subject to your confirmation:

Ernest J. Ketcham, appointed August 14, 1962, for the term ending July 1, 1968, succeeding himself.

Robert L. Mikalson, appointed July 17, 1961, for the term ending July 1, 1965, succeeding Harry E. Morgan.

James M. Blair, Sr., appointed July 17, 1961, for the term ending July 1, 1967, succeeding R. A. Moisiso.

Sincerely,

ALBERT D. ROSELLINI, Governor.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 3, 1963.

ERNEST J. KETCHAM, of Seattle, by the Governor to the State Highway Commission for the term ending July 1, 1968, succeeding himself (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

NAT WASHINGTON, *Chairman*,
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohué, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, James Keefe, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Walter B. Williams.

It was moved by Senator Greive that the rules be suspended and that the appointment of Ernest J. Ketcham to the State Highway Commission be now confirmed.

PERSONAL PRIVILEGE

Senator Gissberg:

"Mr. President:

"Although I am not from Seattle and Mr. Ketcham is, I feel an affinity to him because of the fact he has given particular time and attention to the road problems as they exist in the area of not only Seattle and elsewhere in the state, but he has given particular attention to the needs of our transportation facilities in Snohomish, Skagit and Whatcom Counties. Mr. Ketcham has served on the Highway Commission since 1957 and has been chairman of that body. He is a man who knows no fear. He is an individualist from the word 'go.' He is a man who is deserving of our support because he always tries to do what is right."

Senator Washington:

"I rise to support the nomination and appointment of Mr. Ketcham. I can also go along with the words of Senator Gissberg. I have worked closely with the Highway Commission as chairman of the Highway Interim Committee and I know he is dedicated to highway problems. He spends a great deal of time attempting to solve our problems. He is more or less retired so that he does have the time to spend on this very important problem. I think there is no man who has done more and I sincerely am a solicitor of votes in support of his appointment."

Senator Raugust:

"Mr. President:

"I also would like to support the appointment of Mr. Ketcham. I have had the pleasure of working with him since he has been on the Highway Commission. I think he is an excellent man. I don't know of anyone who would be better qualified for this position."

The motion was carried.

APPOINTMENT OF ERNEST J. KETCHAM

The Secretary called the roll, and the appointment of Ernest J. Ketcham to the State Highway Commission was confirmed by the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foster, Freise, Gallagher, Gissberg,

Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Washington, Williams—40.

Those absent or not voting were: Senators Atwood, Dore, Durkan, Foley, Mardesich, Morgan, Ryder, Thompson, Jr., Woodall—9.

Having received the approval of the Senate, the appointment of Ernest J. Ketcham to the State Highway Commission was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 3, 1963.

ROBERT L. MIKALSON, of Centralia, by the Governor to the State Highway Commission, for the term ending July 1, 1965, succeeding Harry E. Morgan (reported by committee on Highways):

MAJORITY recommends that said appointment be confirmed.

NAT WASHINGTON, *Chairman*,
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, James Keefe, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Walter B. Williams.

It was moved by Senator Greive that the rules be suspended and that the appointment of Robert L. Mikalson to the State Highway Commission be now confirmed.

PERSONAL PRIVILEGE

Senator Washington:

"Mr. President and members of the Senate:

"Again, I have been acquainted with Mr. Mikalson since he has been serving on the Highway Commission since July of 1961. He has been on the Commission almost two years. He has a college education and good background and was the secretary-treasurer of the Teamsters Local 252 in Centralia. He has represented the point of view of labor on the Commission. We have always had at least one representative of labor serving on the Highway Commission and I know he does have a statewide viewpoint. I know he recognizes the problems of all areas of the state. He has been very regular in all of his attendances in the meetings and I heartily recommend his appointment be confirmed."

Senator Chytil:

"Mr. President and members of the Senate:

"I, too, rise to recommend Robert L. Mikalson to the State Highway Commission. I know in the year and a half he has served, he has devoted much time to his duties. He happens to be from my district, although on the other side of the fence. I believe that we do disagree on many points; however, I am sure that he will do a very excellent job as a highway commissioner."

Senator Talley:

"I would like to say a few words about Robert L. Mikalson. Most of us in Southwest Washington are well satisfied with the service we are receiving from him. I think he is doing a very able job of representing Southwest Washington."

The motion was carried.

APPOINTMENT OF ROBERT L. MIKALSON

The Secretary called the roll, and the appointment of Robert L. Mikalson to the State Highway Commission was confirmed by the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Washington, Williams—41.

Those absent or not voting were: Senators Durkan, Foley, McMillan, Mardesich, Neill, Ryder, Thompson, Jr., Woodall—8.

Having received the approval of the Senate, the appointment of Robert L. Mikalson to the State Highway Commission was confirmed.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 3, 1963.

JAMES M. BLAIR, SR., of Puyallup, by the Governor to the State Highway Commission for the term ending July 1, 1967, succeeding R. A. Moisie (reported by Committee on Highways):

MAJORITY recommends that said appointment be confirmed.

NAT WASHINGTON, *Chairman*,
AL HENRY, *Vice Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, James Keefe, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, W. C. Raugust, Edward F. Riley, Walter B. Williams.

It was moved by Senator Greive that the rules be suspended and that the appointment of James M. Blair, Sr. to the State Highway Commission be now confirmed.

PERSONAL PRIVILEGE

Senator Knoblauch:

"Mr. President and members of the Senate:

"I am happy to stand and to ask you members of the Senate to confirm the appointment of James M. Blair, Senior, to the State Highway Commission. I have known Mr. Blair for at least thirty years. He is a very well respected business man in Puyallup. He has an insurance business and has been active in the Chamber of Commerce. For many years he was chairman of the Roads' Committee of the Chamber of Commerce and I can say he is one of the outstanding citizens of the Puyallup Valley. He has been on the Commission almost two years, and is very enthused about the job. I can say most frankly that this is a position this man has wanted for many years and since receiving it he has been doing an outstanding job."

Senator Woodall:

"I would like to state that I have known Mr. Blair for many, many years. I worked with him in our State Fairs Association. I have found him to be very industrious, courteous, and I have found him to be a very pleasant man to work with and very competent. I heartily second his appointment."

Senator Washington:

Mr. President and members of the Senate:

"Mr. Blair has also served on the Commission since July of 1961. I have had occasion to work with him as a member of the Commission. He is certainly doing an excellent job. Again he is a man with a statewide viewpoint. He takes into consideration highway problems from every point in the state. He is one of the Republican appointees, since this does happen to be a bi-partisan commission. Although he may be on the other side of the political fence, we certainly agree he is an excellent man with an excellent viewpoint and outlook on highway problems."

The motion was carried.

APPOINTMENT OF JAMES M. BLAIR, SR.

The Secretary called the roll, and the appointment of James M. Blair, Sr. to the State Highway Commission was confirmed by the Senate by the following vote: Yeas, 44, nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Stender, Talley, Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Mardesich, Neill, Riley, Ryder, Thompson, Jr.—5.

Having received the approval of the Senate, the appointment of James M. Blair, Sr. to the State Highway Commission was confirmed.

The President resumed the Chair.

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

The Secretary read:

SENATE RESOLUTION

1963 -28-

By Senators Greive, Rasmussen, Bailey and Neill:

WHEREAS, We, the members of the Senate, have had present with us as co-laborers during the Thirty-eighth session, not only the members of the House of Representatives, but also representatives of the press, radio and television; and

WHEREAS, The visiting newspaper correspondents of the various public journals of the state and representatives of the various television channels and radio stations have, by their frequent courtesies, their close attention to business, and their careful account of the proceedings, worked, as we have striven to do, for the best interests of the people of the state of Washington, always with a kindly fellow feeling and with loyalty to the papers, the television channels, and radio stations they represent; and

WHEREAS, The Allied Daily Newspapers of Washington, during said sessions, has supplied each Senator with daily complimentary copies of two Washington dailies of the Senator's choice;

Now, Therefore, Be It Resolved, That the Senate extend its thanks for these courtesies and good will, its praise for good work well done, and the hope that in the Thirty-ninth Legislature all may meet again and renew old friendships.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION

1963 -29-

By Senators Greive, Rasmussen, Bailey and Neill:

WHEREAS, During the Thirty-eighth session of the Washington State Legislature the Washington Research Council has prepared and delivered a daily service consisting of status reports of all House and Senate bills; and

WHEREAS, Such status reports provided information not otherwise easily obtainable; and

WHEREAS, Such service was of great benefit to members of both Houses and to others interested in following the course of bills in the Legislature; and

WHEREAS, The members of the Senate are unanimous in their desire to express their appreciation to the Washington State Research Council;

Now, Therefore, Be It Resolved, That the Senate commend the Washington State Research Council for its service and express its gratitude and appreciation; and

Be It Further Resolved, That the Secretary of the Senate transmit a copy of this resolution to the Washington State Research Council.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION
1963 -30-

By Senators Rasmussen, Bailey and Neill:

WHEREAS, The members of the Senate of the Thirty-eighth session of the Washington State Legislature have been furnished, without cost to them or to the state of Washington, and without comment for or against any bill or resolution, a digest and analysis of all bills and resolutions introduced in the Senate and House of Representatives; and

WHEREAS, The Legislative Digest has been of great service to members of the Senate; *Now, Therefore, Be It Resolved*, That the Senate does hereby express its gratitude and appreciation to the Association of Washington Industries for this service in the interests of good government; and

Be It Further Resolved, That a copy of this resolution be entered upon the Journal and a copy suitably enrolled be sent to each of the officers of the Association of Washington Industries and the editor of the Legislative Digest, the Honorable C. Lee Coulter.

On motion of Senator Rasmussen, the resolution was adopted.

The President declared the Senate to be at ease.

The President called the Senate to order at 4:30 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Connor and Petrich.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1963.
MR. PRESIDENT:
The Speaker has appointed as House members of the conference committee on Senate Bill No. 338 and the House amendments thereto, Representatives Hawley, King and McFadden.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 14, 1963.
MR. PRESIDENT:
The House has adopted the report of the Conference Committee on Senate Bill No. 338, and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 14, 1963.
MR. PRESIDENT:
MR. SPEAKER:
We, of your Conference Committee, to whom was referred Senate Bill No. 338, providing for reciprocity as to certain fishing licenses with the state of Oregon, have had the same under consideration, and we recommend that the committee be granted the powers of free conference.

Senate Members:

ROBERT L. CHARETTE
TED G. PETERSON
DON L. TALLEY

House Members:

DWIGHT S. HAWLEY
CHET KING
JAMES L. McFADDEN

On motion of Senator Gissberg, the Committee report was adopted and the committee was granted the powers of free conference.

House of Representatives,
Olympia, Wash., March 14, 1963.
MR. PRESIDENT:
The House has adopted the report of the Conference Committee on Re-Engrossed House Bill No. 264 and has granted said committee the powers of Free Conference, and the report of the Conference Committee is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 14, 1963.

MR. PRESIDENT:**MR. SPEAKER:**

We, of your Conference Committee, to whom was referred Re-Engrossed House Bill No. 264, supplementing law relating to commission merchants, dealers, brokers, buyers and agents in agricultural products, have had the same under consideration, and we recommend that the committee be granted the powers of free conference.

Senate Members:

W. C. RAUGUCT
MARSHALL A. NEILL
DEWEY C. DONOHUE

House Members:

DONALD W. MOOS
DUANE L. BERENTSON
DAN JOLLY

On motion of Senator Neill, the committee report was adopted and the committee was granted the powers of free conference.

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 14, 1963.

MR. PRESIDENT:**MR. SPEAKER:**

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 538, allowing certain motor vehicles to proceed across highway-railroad grade crossing without stopping when traffic control signal so directs, have had the same under consideration, are unable to agree and request the powers of free conference.

Senate Members:

HERBERT H. FREISE
W. C. RAUGUST
DEWEY C. DONOHUE

House Members:

ARNIE BERGH
ALFRED E. LELAND
AVERY GARRETT

On motion of Senator Freise, the committee report was adopted and the committee was granted the powers of free conference.

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has adopted the report of the Conference Committee on House Bill No. 144 and has passed the bill as amended by the Conference Committee.

S. R. HOLCOMB, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 14, 1963.

MR. PRESIDENT:**MR. SPEAKER:**

We, of your Conference Committee, to whom was referred House Bill No. 144 as amended, relating to enacting interstate driver license compact, have had the same under consideration, and we recommend that the Senate recede from its amendments to Article II (c) on page 2 and that the House concur in the Senate amendment to Article IV (b) on page 3.

Senate Members:

NAT WASHINGTON
PERRY B. WOODALL
ROBERT L. CHARETTE

House Members:

ELMER C. HUNTLEY
K. O. ROSENBERG
WILLIAM J. S. MAY

On motion of Senator Washington, the report of the conference committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 144, as amended by the Conference Committee, and the bill passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney,

Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Marde-sich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Connor, England, Raugust—3.

House Bill No. 144, as amended by the Conference Committee, having received the constitutional majority, was declared passed.

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

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 519, have compared same with the original bill and find it correctly engrossed., *Chairman*.

We concur in this report: R. R. (Bob) Greive, Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Engrossed Substitute Senate Bill No. 244; also

Senate Bill No. 295; also

Engrossed Senate Bill No. 519; also

Engrossed Senate Bill No. 576, have inspected same, and find them correctly enrolled and certified., *Chairman*;

We concur in this report: R. R. (Bob) Greive, Marshall A. Neill, Perry B. Woodall.

SIGNED BY THE PRESIDENT

The President has signed: Substitute Senate Bill No. 244; also

Senate Bill No. 295; also

Senate Bill No. 519; also

Senate Bill No. 576.

The Senate advanced to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has passed Re-Engrossed House Bill No. 3, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 88, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Re-Engrossed House Bill No. 3, by Representatives Johnston, Backstrom and Garrett:

An Act relating to state and local government; providing for the allocation and distribution of revenues derived from the sale of liquor; amending section 82.08.150, chapter 15, Laws of 1961, as amended by section 2, chapter 24, Laws of 1961, first extraordinary session, and RCW 82.08.150.

Senator Cowen moved that the rules be suspended and Re-Engrossed House Bill No. 3 be advanced to second reading and read the second time by sections.

On motion of Senator Greive, the rules were suspended to permit full debate upon the motion.

Debate ensued.

Senator Gissberg moved that the motion by Senator Cowen be laid upon the table.

Senator Ryder demanded a roll call and the demand was sustained by Senators Raugust, Freise, Atwood, Stender, DeGarmo, Greive, Cowen and Kupka.

ROLL CALL

The Secretary called the roll on the motion by Senator Gissberg, and the motion was lost by the following vote: Yeas, 17; nays, 28; absent or not voting, 4.

Those voting yea were: Senators Bailey, Cooney, Donohue, Durkan, Foley, Gallagher, Gissberg, Hallauer, Hanna, Hess, Lennart, McMillan, Mardesich, Morgan, Sandison, Washington, Woodall—17.

Those voting nay were: Senators Atwood, Charette, Chytil, Connor, Cowen, DeGarmo, England, Foster, Freise, Greive, Guess, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Williams—28.

Those absent or not voting were: Senators Dore, Henry, McCormack, Neill—4.

Senators Gissberg, Hallauer and Gallagher demanded a Call of the Senate. The Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

With the consent of the Senate, the Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 6; also
House Bill No. 21; also
House Bill No. 46; also
House Bill No. 75; also
House Bill No. 109; also

Substitute House Bill No. 110; also
 House Bill No. 150; also
 House Bill No. 155; also
 House Bill No. 211; also
 House Bill No. 246; also
 House Bill No. 311; also
 House Bill No. 389; also
 House Bill No. 404, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President has signed: House Bill No. 6; also
 House Bill No. 21; also
 House Bill No. 46; also
 House Bill No. 75; also
 House Bill No. 109; also
 Substitute House Bill No. 110; also
 House Bill No. 150; also
 House Bill No. 155; also
 House Bill No. 211; also
 House Bill No. 246; also
 House Bill No. 311; also
 House Bill No. 389; also
 House Bill No. 404.**

House of Representatives,
 Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has passed: Engrossed Senate Bill No. 32; also
 Engrossed Senate Bill No. 160; also
 Senate Bill No. 167; also
 Senate Bill No. 211; also
 Senate Bill No. 240; also
 Engrossed Senate Bill No. 349; also
 Senate Bill No. 409; also
 Senate Bill No. 511; also
 Senate Bill No. 555; also
 Senate Bill No. 618, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

The President stated the question before the Senate is: It has been moved that the rules be suspended and Re-Engrossed House Bill No. 3 be advanced to second reading.

Debate ensued.

Senator Kupka demanded a roll call and the demand was sustained by Senators Gissberg, Cowen, Keefe, Kupka, Hess, Greive, Hallauer, Morgan and Riley.

ROLL CALL

The Secretary called the roll on the motion by Senator Cowen to suspend the rules and advance Re-Engrossed House Bill No. 3 to second reading, and the motion was lost by the following vote: Yeas, 21; nays, 28; absent and excused, 0.

Those voting yea were: Senators Atwood, Chytil, Connor, Cowen, England, Foster, Freise, Greive, Guess, Henry, Keefe, Knoblauch, Kupka, Peterson, Raugust, Rickdall, Ryder, Stender, Talley, Thompson, Jr., Williams—21.

Those voting nay were: Senators Bailey, Charette, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Hallauer, Hanna, Herrmann, Hess, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Riley, Sandison, Washington, Woodall—28.

Re-Engrossed House Bill No. 3 was referred to the Committee on Ways and Means.

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

MOTION

At 5:45 p. m., on motion of Senator Greive, the Senate recessed until 8:30 p. m.

EVENING SESSION

The President called the Senate to order at 8:30 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Connor, Cowen and Thompson, Jr.

On motion of Senator Greive, Senator Cowen was excused.

The Secretary read:

MESSAGES FROM THE HOUSE

MR. PRESIDENT: House of Representatives,
Olympia, Wash., March 14, 1963.
The Speaker has signed: House Bill No. 144; also
House Concurrent Resolution No. 10, and the same are herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

MR. PRESIDENT: House of Representatives,
Olympia, Wash., March 14, 1963.
The House has adopted the report of the Conference Committee on Engrossed House Bill No. 538 and has granted said committee the powers of Free Conference.
S. R. HOLCOMB, *Chief Clerk.*

MR. PRESIDENT: House of Representatives,
Olympia, Wash., March 14, 1963.
The House has adopted the report of the Free Conference Committee on Senate Bill No. 338, and has passed the bill as amended by the Free Conference Committee, and the same are herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE

MR. PRESIDENT: Olympia, Wash., March 14, 1963.
MR. SPEAKER:

We, of your Free Conference Committee to whom was referred Senate Bill No. 338, providing for reciprocity as to certain fishing licenses with the state of Oregon, have had the same under consideration, and we recommend that Senate Bill No. 338 be amended as follows:

Add a new section following Section 1 as follows:

"**NEW SECTION.** Sec. 2. Section 75.40.040, chapter 12, Laws of 1955 and RCW 75.40.040 are each amended to read as follows:

In the event the compact set forth in RCW 75.40.030 becomes effective, the director of fisheries, ex officio, and two appointees of the governor representing the fishing industry or an industry allied therewith, shall act as the representatives of this state on the Pacific Marine Fisheries Commission, in accordance with the provisions of, and with the powers and duties provided in the compact. *The appointees of the governor shall be subject to confirmation by the state senate.*"

Beginning on line 1 of the title, after "shellfish;" strike the remainder of the title and insert "amending section 75.28.020, chapter 12, Laws of 1955 and RCW 75.28.020; and amending section 75.40.040, chapter 12, Laws of 1955 and RCW 75.40.040."

Senate Members:

ROBERT L. CHARETTE
TED G. PETERSON
DON L. TALLEY

House Members:

DWIGHT S. HAWLEY
CHET KING
JAMES L. MCFADDEN

On motion of Senator Charette, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 338, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Cowen, Gissberg, Sandison, Thompson, Jr.—4.

Senate Bill No. 338, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

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

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

MR. SPEAKER:

We of your Conference Committee, to whom was referred Engrossed House Bill No. 48, raising marriage requirements, have had the same under consideration, and we recommend that the Senate recede from its amendments to section 1, line 9, and section 2, line 8, and that the bill be passed with the remaining Senate amendments.

Senate Members:

JOHN A. PETRICH
EDWARD F. RILEY
MIKE MCCORMACK

House Members:

ROBERT F. BRACHTENBACH
FRANCES G. SWAYZE
PAUL H. CONNER

On motion of Senator Petrich, the report of the Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 48, as amended by the Conference Committee, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Cowen, Gissberg, Henry, Talley—4.

Engrossed House Bill No. 48, as amended by the Conference Committee, having received the constitutional majority, was declared passed.

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

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred House Bill No. 255, increasing monetary amount for jurisdiction of small claims in justice courts, have had the same under consideration and we recommend that the House concur in the Senate amendment.

Senate Members:

JOHN A. PETRICH
HERBERT H. FREISE
A. L. RASMUSSEN

House Members:

JAMES A. ANDERSEN
PAT COMFORT

On motion of Senator Petrich, the Conference Committee report was adopted.

PARLIAMENTARY INQUIRY

Senator Petrich:

"Point of parliamentary inquiry, Mr. President:

"We have now adopted the conference committee report on House Bill No. 255. Is a roll call necessary?"

RULING BY THE PRESIDENT

The President:

"No, a roll call is not necessary because the Senate has already passed the bill as reported by the committee. In other words, this position was maintained by the conference committee and the bill has passed in that form. Thus further action is not required."

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred Re-Engrossed House Bill No. 264, supplementing law relating to commission merchants, dealers, brokers, buyers and agents in agricultural products, have had the same under consideration, and we recommend that we remove Senate amendment to Re-Engrossed House Bill No. 264, by Senator Stender, on page 5, section 3, line 7 of the engrossed bill, being line 7 of the printed bill, insert new subsection (10) as follows:

"(10) That nothing herein shall prohibit Sunday sales of agricultural products as defined herein." and add the following after section 15 in Senator Donohue's amendment:

Sec. 16. Section 6, chapter 182, Laws of 1961 and RCW 16.65.420 are each amended to read as follows:

(1) Any application for a sales day or days for a new salesyard, and any application for a change of sales day or days or additional sales day or days for an existing

yard shall be subject to approval by the director, subsequent to a hearing as provided for in this chapter and the director is hereby authorized to allocate these dates *and type and class of livestock which may be sold on these dates*. In considering the allocation of such sales days, the director shall give appropriate consideration, among other relevant factors, to the following:

- (a) The geographical area which will be affected;
- (b) The conflict, if any, with sales days already allocated in the area;
- (c) The amount and class of livestock available for marketing in the area;
- (d) Buyers available to such market;
- (e) Any other conditions affecting the orderly marketing of livestock.

(2) No special sale shall be conducted by the licensee unless the licensee has applied to the director in writing fifteen days prior to such proposed sale and such sale date shall be approved at the discretion of the director.

NEW SECTION. Sec. 17. There is hereby added to chapter 107, Laws of 1959 and to chapter 16.65 RCW a new section to read as follows:

A producer of purebred livestock may, upon obtaining a permit from the director, conduct a public sale of the purebred livestock on an occasional or seasonal basis on premises other than his own farm. Application for such special sale shall be in writing to the director for his approval at least fifteen days before the proposed public sale is scheduled to be held by such producer.

NEW SECTION. Sec. 18. There is hereby added to chapter 107, Laws of 1959 and to chapter 16.65 RCW a new section to read as follows:

The director shall have the authority to issue a license pursuant to the provisions of this chapter limited to the sale of horses and/or mules and to allocate a sales day or days to such licensee. The director is hereby authorized and directed to adopt regulations for facilities and sanitation applicable to such a license. The facility requirements of RCW 16.65.360 shall not be applicable to such licensee's operation as provided for in this section.

NEW SECTION. Sec. 19. There is hereby added to chapter 107, Laws of 1959 and to chapter 16.65 RCW a new section to read as follows:

The director shall have the authority to grant a licensee an additional sales day or days limited to the sale of horses and/or mules and may if requested grant the licensee, by permit, the authority to have the sale at premises other than at his public livestock market if the facilities are approved by the director as being adequate for the protection of the health and safety of such horses and/or mules. For the purpose of such limited sale the facility requirements of RCW 16.65.360 shall not be applicable.

Amend the title as follows:

An Act relating to agriculture; amending sections 1, 17, 37 and 38, chapter 139, Laws of 1959 and RCW 20.01.010, 20.01.170, 20.01.370 and 20.01.380; repealing and reenacting section 21, chapter 139, Laws of 1959 and RCW 20.01.210; and adding new sections to chapter 139, Laws of 1959 and to chapter 20.01 RCW; amending section 6, chapter 182, Laws of 1961 and RCW 16.65.420; and adding six new sections to Title 15 RCW and adding new sections to chapter 107, Laws of 1959 and to chapter 16.65 RCW; and providing penalties.

Senate Members:

W. C. RAUGUST
MARSHALL A. NEILL
DEWEY C. DONOHUE

House Members:

DONALD W. MOOS
DUANE L. BERENTSON
DAN JOLLY

On motion of Senator Neill, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Re-Engrossed House Bill No. 264, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knob-

lauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Cowen, Gissberg, Henry, Riley, Talley—5.

Re-Engrossed House Bill No. 264, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

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

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 538, allowing certain motor vehicles to proceed across highway-railroad grade crossing without stopping when traffic control signal so directs, have had the same under consideration and we recommend that the following amendment be adopted:

In section 1, line 24, after "crossing" strike the remainder of lines 24, 25, 26 and 27 and substitute the following:

"by any person operating any of the above mentioned vehicles except a school bus, where a peace officer or a traffic control signal, which is intended exclusively to control traffic at such crossing, by green light, directs traffic to proceed across such crossing."

Senate Members:

HERBERT H. FREISE
W. C. RAUGUST
DEWEY C. DONOHUE

House Members:

ARNIE BERGH
ALFRED E. LELAND
AVERY GARRETT

On motion of Senator Freise, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 538, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent, or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Washington, Woodall—43.

Those absent or not voting were: Senators Cowen, DeGarmo, McCutcheon, Sandison, Thompson, Jr., Williams—6.

Engrossed House Bill No. 538, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

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

The President declared the Senate to be at ease.

The President called the Senate to order at 11:25 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Gissberg, Morgan and Talley.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 338, have compared same with the original bill and find it correctly engrossed.
....., *Chairman.*

We concur in this report: Martin J. Durkan, Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Engrossed Senate Bill No. 32; also

Engrossed Senate Bill No. 88; also

Engrossed Senate Bill No. 160; also

Senate Bill No. 167; also

Senate Bill No. 211; also

Senate Bill No. 240; also

Engrossed Senate Bill No. 338; also

Engrossed Senate Bill No. 349; also

Senate Bill No. 409; also

Senate Bill No. 511; also

Senate Bill No. 555; also

Senate Bill No. 618, have inspected same, and find them correctly enrolled and certified.
....., *Chairman.*

We concur in this report: Martin J. Durkan, Marshall A. Neill, Perry B. Woodall.

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 32; also

Senate Bill No. 88; also

Senate Bill No. 160; also

Senate Bill No. 167; also

Senate Bill No. 211; also

Senate Bill No. 240; also

Senate Bill No. 338; also

Senate Bill No. 349; also

Senate Bill No. 409; also

Senate Bill No. 511; also

Senate Bill No. 555; also

Senate Bill No. 618.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 48 and has passed the bill as amended by the Conference Committee.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The House has adopted the report of the Conference Committee on House Bill No. 255, and has passed the bill with the Senate amendments.

S. R. HOLCOMB, *Chief Clerk.*

MR. PRESIDENT:

The House has adopted the report of the Free Conference Committee on Re-Engrossed House Bill No. 264 and has passed the bill as amended by the Free Conference Committee.

House of Representatives,
Olympia, Wash., March 14, 1963.
S. R. HOLCOMB, *Chief Clerk.*

MR. PRESIDENT:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 538 and has passed the bill as amended by the Free Conference Committee.

House of Representatives,
Olympia, Wash., March 14, 1963.
S. R. HOLCOMB, *Chief Clerk.*

MR. PRESIDENT:

The House has adopted House Concurrent Resolution No. 19, and the same is herewith transmitted.

House of Representatives,
Olympia, Wash., March 14, 1963.
S. R. HOLCOMB, *Chief Clerk.*

MR. PRESIDENT:

The Speaker has signed: House Bill No. 48; also House Bill No. 255; also House Bill No. 264; also House Bill No. 538; also Senate Bill No. 32; also Senate Bill No. 88; also Senate Bill No. 160; also Senate Bill No. 167; also Senate Bill No. 211; also Senate Bill No. 240; also Substitute Senate Bill No. 244; also Senate Bill No. 295; also Senate Bill No. 338; also Senate Bill No. 349; also Senate Bill No. 409; also Senate Bill No. 511; also Senate Bill No. 519; also Senate Bill No. 555; also Senate Bill No. 576; also Senate Bill No. 618, and the same are herewith transmitted.

House of Representatives,
Olympia, Wash., March 14, 1963.

S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 19, by Committee on Rules and Order: Relating to sine die adjournment of the regular session of the Thirty-eighth Legislature.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 19 was advanced to second reading and read the second time in full.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 19 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of House Concurrent Resolution No. 19, the President appointed Senators Gallagher, Sandison and Moriarty, Jr. as the committee of three members from the Senate to notify the Governor that the Senate was about to adjourn *Sine Die*.

On motion of Senator Greive, the committee appointments were confirmed.

The Secretary read:

SENATE RESOLUTION
1963 -31-

By Senators Bailey and Neill:

WHEREAS, The National Conference of State Legislative Leaders has demonstrated its value in innumerable ways as an effective vehicle for the exchange of experiences, information and ideas among the legislative policy makers in the state capitols; and

WHEREAS, The attendance of the leaders of the Senate at the annual meetings of this conference will inure to the benefit of the Senate;

Now, Therefore, *Be It Resolved*, That the President Pro Tem of the Senate, and the Senate majority floor leader, majority caucus chairman, minority floor leader and minority caucus chairman are each authorized to attend the annual meetings of the National Conference of State Legislative Leaders, and to receive therefor his actual necessary expenses, and such per diem as may be authorized by law, to be paid upon their vouchers out of funds appropriated for legislative expenses.

On motion of Senator Bailey, the resolution was adopted.

SENATE RESOLUTION
1963 -32-

By Senators Greive and Neill:

WHEREAS, The Thirty-eighth Regular Session of the legislature is drawing to a close; and

WHEREAS, It is necessary to provide for the completion of the work of the Senate after its adjournment;

Now, Therefore, *Be It Resolved*, That the Secretary of the Senate be, and he hereby is, authorized and directed to complete the work of the session, to reply to and give necessary attention to correspondence and other details arising therefrom, and to accomplish such purpose that he be allowed additional compensation at his regular per diem rate therefor for a period of sixty days; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized to retain such employees as he may deem necessary and that said employees be allowed such per diem rate of pay therefor as the Secretary of the Senate and the President Pro Tempore shall deem proper; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed to make out and execute with the President, or the President Pro Tempore, the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn from funds provided therefor for legislative expenses; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed to have a copy of the Senate Journal of the Thirty-eighth Regular Session of the legislature, together with a suitable index therefor, prepared by the State Printer, and that the Secretary of the Senate as salary for his work in compiling, editing and indexing the printed journal, be paid the sum of twelve hundred dollars, said amount to be paid from the Senate legislative appropriation or the appropriation for legislative indexing, the State Treasurer being hereby authorized and directed to issue a warrant for one-half of the amount herein allowed when the printer's receipt for copy is filed in his office, and the balance when the printer shall certify that the reading of the proof on the journal index has been completed and the same found to be correct; and

Be It Further Resolved, That after the close of the session the Secretary of the Senate, and the President, or the President Pro Tempore of the Senate be, and they hereby are authorized and directed to prepare and execute the necessary vouchers, upon which warrants shall be drawn for the final payment of all expenses incurred after the adjournment of this Thirty-eighth Legislative Session in closing the business of such session, in providing for the interim period between the closing of such session and the convening of the next regular or special session of the legislature and in the preparation for such convening; and

Be It Further Resolved, That the Sergeant at Arms be, and he hereby is, directed to see that the Senate chambers and adjoining rooms, furniture and equipment are clean and in good order, and for this purpose the Sergeant at Arms be allowed, after

the closing of the session, for the completion of his work with the Thirty-eighth Regular Session twenty days at his regular per diem rate therefor; and

Be It Further Resolved, That the Secretary of the Senate collect the keys to desks and rooms in and surrounding the Senate chamber and change, or cause to be changed, the locks on any and all doors and desks and drawers in the interest of security, and that he further take charge of all equipment, files, books and records in all rooms in and adjoining the Senate chamber, except in the Lieutenant Governor's office; and

Be It Further Resolved, That the Senate chamber, committee rooms, work rooms, lounges, post office, bill room, storage rooms and the Sergeant at Arms offices, and all other rooms in and adjacent to the Senate chamber except the Lieutenant Governor's office, together with the remodeled first floor of the legislative building at the east portion of said floor, be placed in the custody, care and control of the President or President Pro Tempore and the Secretary of the Senate, and where any use of the Senate chamber is granted requiring the attendance of the Secretary, that in addition to such salary as he may then be drawing he be allowed statutory expenses therefor; and

Be It Further Resolved, That the Secretary of the Senate is authorized to express the sympathy of the Senate by sending flowers in the event of a bereavement in a Senator's family; and

Be It Further Resolved, That the use of the chamber and rooms shall not be granted for other than legislative purposes; and

Be It Further Resolved, That such use of the chamber and rooms for YMCA Youth Legislature is permitted upon such terms as the Secretary shall deem proper; and

Be It Further Resolved, That the State Treasurer be, and he is hereby directed to draw his warrants for the payment of salaries and/or per diem of members of the Senate, of the Secretary of the Senate, of the Sergeant at Arms and of retained employees each month upon vouchers signed by the members or by the President of the Senate or President Pro Tempore of the Senate and attested by the Secretary of the Senate, and he is authorized to deliver the warrants to the Secretary of the Senate for delivery or mailing to those entitled thereto.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION

1963 -33-

By Senators Greive and Woodall:

WHEREAS, It is desirable that the Secretary of the Senate attend the annual meetings of the National Legislative Conference of the Council of State Governments in order that the benefits of participation therein may inure to the Senate;

Now, Therefore *Be It Resolved*, That the Secretary of the Senate be, and he is hereby authorized and directed to attend the sessions of the National Legislative Conference of the Council of State Governments; and

Be It Further Resolved, That while in attendance upon such conference the Secretary of the Senate be allowed compensation at his regular per diem rate together with actual necessary expenses, to be paid on his voucher out of funds appropriated for legislative expenses.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION

1963 -34-

By Senators Riley and Ryder:

BE IT RESOLVED, By the Senate of the state of Washington in legislative session assembled:

That all bills incurred up to and including this date, covering Senate expenditures made, or obligations incurred, which are payable out of the funds appropriated for the payment of expenses except legislative printing, of the Thirty-eighth Legislature of the state of Washington, and which are presented for payment after adjournment of the Thirty-eighth Regular Session of the Legislature, before payment is authorized, must bear the approval of the President or President Pro Tempore of the Senate, and the Secretary of the Senate.

On motion of Senator Riley, the resolution was adopted.

SENATE RESOLUTION

1963 -35-

By Senators Rasmussen and Moriarty, Jr.:

Be It Resolved, That all bills, resolutions and memorials in the hands of the Secretary of the Senate, committees or committee clerks be indefinitely postponed.

On motion of Senator Rasmussen, the resolution was adopted.

SENATE RESOLUTION

1963 -36-

By Senators Williams and Mardesich:

Be It Resolved, That a committee of three members of the Senate be appointed to notify the House that the Senate is ready to adjourn *Sine Die*.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION

1963 -37-

By Senators Morgan and Lennart:

WHEREAS, Offices on the first floor of the Legislative Building have been used during this session of the Legislature and quarters on the fourth floor have been used during previous legislative sessions by press correspondents; and

WHEREAS, The Associated Press and United Press International had maintained teletype machines to facilitate communication with daily newspapers and place the business of the legislature before the people of this state; and

WHEREAS, It is equally important that the matters of state government taking place throughout the year at times other than legislative sessions be readily communicated to the newspapers and made available to people of this state;

Now, Therefore, Be It Resolved, By the Senate of the state of Washington in legislative session assembled:

That the Associated Press and United Press International be granted the continuous use of office space on the first floor of the Legislative Building, heretofore used as press correspondence headquarters during the legislative session, for press correspondence purposes with permission to keep therein teletype machines and other equipment incident to effectual press correspondence from this date henceforward, provided that the same shall be maintained without expense to any state agency or department, and shall be maintained in good condition.

On motion of Senator Morgan, the resolution was adopted.

SENATE RESOLUTION

1963 -38-

By Senators Bailey and Neill:

WHEREAS, The Thirty-eighth Regular Session of the legislature is drawing to a close; and

WHEREAS, It is necessary to provide for the work of the Senate during the interim period between the close of the Thirty-eighth Regular Session of the legislature and the commencement of the Thirty-ninth Regular Session of the legislature;

Now, Therefore, Be It Resolved, That upon a call for a special session the Secretary of the Senate be allowed additional compensation at his regular per diem rate therefor for as many days, not exceeding fifteen in number, as intervene between the Governor's proclamation summoning the special session and the opening day thereof; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed, during not more than thirty days prior to the opening of the next regular session of the legislature, and preceding the opening of special sessions, to hire necessary employees, to prepare the work rooms and committee rooms for occupancy and use in sufficient time to make them available, helpful and beneficial to the members, and to procure in connection therewith sufficient supplies, including Senate Dockets, and an adequate number of Reed's Parliamentary Rules and legislative manuals, to enable the Senate to commence its work as promptly as possible, and for such purposes that he be allowed compensation at his regular per diem rate therefor; and

Be It Further Resolved, That, during the interim between sixty days following the conclusion of this Thirty-eighth Regular Session and the thirty or less days preceding the opening of the Thirty-ninth Regular Session, exclusive however of such time prior, during or after a special session as he may be upon regular per diem rate of compensation, the Secretary of the Senate be compensated for his services in handling correspondence, preparing payrolls, processing vouchers, and performing such other services as may be required, at a monthly salary of two hundred dollars; and

Be It Further Resolved, That the Sergeant at Arms be, and he hereby is, directed to do the necessary work in connection with the opening of the Thirty-ninth Regular Session and that for such work he be allowed fifteen days at his regular per diem rate of compensation; and

Be It Further Resolved, That upon a call for a special session, for necessary work in preparation for the opening of such session the Sergeant at Arms be allowed additional compensation at his regular per diem rate therefor for as many days, not exceeding ten in number, as intervene between the Governor's proclamation summoning the special session and the opening day thereof; and

Be It Further Resolved, That the State Treasurer be, and he hereby is, directed to draw his warrants for the payment of salaries and/or per diem of the Secretary of the Senate, of the Sergeant at Arms and of necessary employees each month upon vouchers signed by the President of the Senate or the President Pro Tempore of the Senate and attested by the Secretary of the Senate, and he is authorized to deliver the warrants to the Secretary of the Senate for delivery or mailing to those entitled thereto.

On motion of Senator Bailey, the resolution was adopted.

SENATE RESOLUTION

1963 -39-

By Senator Mardesich:

WHEREAS, The salmon industry is an integral and necessary factor in the economy of the states of Alaska and Washington; and

WHEREAS, The problems of preservation and future propagation of salmon grounds and the marketing of the salmon therefrom are peculiarly common to both the states of Alaska and Washington; and

WHEREAS, It is in the public interest of the peoples of the states of Alaska and Washington to protect the reputation and welfare of the northwest salmon industry, to further develop foreign and domestic markets, and to promote necessary research for the maintenance of proper grades and standards relating thereto;

Now, Therefore, *Be It Resolved*, By the Senate, That the Legislative Council be instructed to make a study during the ensuing biennium as to the feasibility of a Joint Alaska-Washington Commission which would work towards bettering the competitive position of the salmon industry of the northwest through the development of new markets, domestic and foreign, establishment of minimum standards of marketing, and in endeavoring to see that those connected with the salmon industry receive a just return for their labor and investments; and

Be It Further Resolved, That a copy of this Resolution be transmitted by the Secretary of the Senate to the Executive Secretary of the Legislative Council, and that a copy be likewise forwarded to the Secretary of the State of the state of Alaska to be forwarded by him to the proper officials of said state.

Senator Mardesich moved the adoption of the resolution.

Debate ensued.

Senator Kupka moved that the resolution be referred to the Committee on Agriculture for study.

The motion was lost.

The President stated the question before the Senate is: It has been moved that the resolution be adopted.

The motion was carried and the resolution was adopted.

PERSONAL PRIVILEGE

Senator McMillan:

"Mr. President and members of the Senate:

"I am moved to make some remarks regarding service in the State Senate. As a

Senator you are part of the nerve center of the state. The center of responsibility that makes state government a going concern. It should give one the feeling that at least he has the opportunity to make a definite contribution to the well-being of the state and its people. One should strive to form a good image of the Senate and House on the minds of the people.

"In Senate Hearing Room One, not long ago, I heard a man say in the course of a statement that he had heard the Senate was bought so what can you expect? I leave that thought with you and you can draw any conclusion that fits your way of thinking.

"My father came to the Colville Valley in 1884, a young man in his early twenties, looking for a place to live in the northwest, our last frontier. In 1887 he was a member of the last Territorial Legislature. The Territory acquired statehood in 1889. Then in 1915 and 1917 he was again in Olympia as a member of the Washington State Senate.

"I served my first session in the Washington State Senate in 1935 and continued in office for eight years. After an absence of sixteen years, I again returned to the Senate in 1959. During the years since 1935, I have acquired a philosophy and state of mind in regard to government which has afforded me the opportunity to compare the present state of our society and civilization with that of the ancient classic government of Greece and Rome.

"As I approach this beautiful and impressive Capitol building each morning on my walk from my rented home, I am impressed with its majestic beauty. Its classic columns and general outlines of the Roman-Doric style of architecture fill me with pride and respect for those men and women who formulated plans and financing to make this Capitol building a reality.

"This building brings forcibly to mind the great civilization of ancient Rome which in its prime controlled most of the civilized world of that day. In her early history and for several hundred years, Rome was governed by people with the primary instincts of responsibility and honest government. Her architectural ruins are found over most of Europe and Asia Minor. Her roads, mail service, her towns and private homes rival anything we have here in America today. A visit to modern Rome is never complete without a tour of the relics of an amazingly advanced civilization and style of living.

"What caused the collapse of this giant of the past which plunged the civilized world into a way of life close to barbarism. Nearly one thousand years elapsed before even partial recovery was accomplished. The evidence of history points to moral decay, irresponsible politicians and greed plus graft all along the line.

"Let us keep our sights high that we may help perpetuate our way of life and civilization down through the ages. The Christian way of life has been a wonderful influence for good but we have witnessed the murder of thousands within the last twenty years. Let us close ranks and be resolved that tourists will not be guided through the ruins of this Capitol building at any time in the foreseeable future by guides who speak of a once great civilization."

Senator Morgan moved that the remarks of Senator McMillan under personal privilege be spread upon the Journal.

The motion was carried.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 14, 1963.

MR. PRESIDENT:

The Speaker has signed: House Joint Resolution No. 15; also

House Concurrent Resolution No. 19, and the same are herewith transmitted.
S. R. HOLCOMB, Chief Clerk.

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee composed of Senators Gallagher, Sandison and Moriarty, Jr., appointed to notify the Governor that the legislature was about to adjourn *Sine Die*, appeared before the bar of the Senate and reported that the committee had so notified the Governor and that the Governor was willing that the Senate adjourn *Sine Die*.

The report was received and the committee was discharged.

The President declared the Senate to be at ease.

The President called the Senate to order.

SIGNED BY THE PRESIDENT

The President has signed: House Bill No. 48; also
 House Bill No. 144; also
 House Bill No. 255; also
 House Bill No. 264; also
 House Bill No. 538; also
 House Joint Resolution No. 15; also
 House Concurrent Resolution No. 10; also
 House Concurrent Resolution No. 19.

MESSAGE FROM THE HOUSE

House of Representatives,
 Olympia, Wash., March 14, 1963.
 MR. PRESIDENT:
 Under the Provisions of RCW 44.28.010, the Speaker has appointed as members of the Legislative Budget Committee: Representatives Chet King, Mrs. Joseph E. Hurley, Robert F. Goldsworthy, Damon R. Canfield, Mrs. Frances G. Swayze.
 S. R. HOLCOMB, *Chief Clerk.*

SPECIAL COMMITTEE APPOINTMENTS

*The Honorable John Cherberg,
 President of the Senate.*

DEAR MR. PRESIDENT:

Pursuant to the authority contained in Section 2.52.010 RCW, the undersigned as Chairman of the Senate Judiciary Committee, does hereby appoint the Honorable Fred H. Dore, State Senator, to the Judicial Council for the term of office during the succeeding two-year term.

Respectfully submitted,

JOHN A. PETRICH, *Chairman,*
 Senate Judiciary Committee.

*The Honorable John Cherberg,
 President of the Senate.*

DEAR MR. PRESIDENT:

Pursuant to the provisions of RCW 1.08.001 dealing with the appointments to the Statute Law Committee, the undersigned, as Chairman of the Senate Judiciary Committee, hereby appoints Senators Robert L. Charette and Marshall A. Neill as members of the Statute Law Committee for the term from April 1, 1963 to and including March 31, 1965.

Respectfully submitted,

JOHN A. PETRICH, *Chairman,*
 Senate Judiciary Committee.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of the Senate resolution, the President appointed Senators Kupka, Rickdall and Durkan as the committee of three members of the Senate to notify the House that the Senate was ready to adjourn *Sine Die*.

COMMITTEE FROM THE HOUSE

A committee from the House comprised of Representatives Mundy, Mahafey and Rosenberg appeared before the bar of the Senate to notify the Senate that the House was about to adjourn *Sine Die*.

The report was received and the committee retired.

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee composed of Senators Kupka, Rickdall and Durkan appointed to notify the House that the Senate was ready to adjourn *Sine Die* reported that the House had been notified.

The report was received and the committee was discharged.

MOTIONS

On motion of Senator Greive, the Senate journal of the sixtieth day of the Thirty-eighth Legislature was ordered to stand approved.

At 12:00 midnight, on motion of Senator Greive, the Senate of the Thirty-eighth Regular Legislature adjourned *Sine Die*.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

APPENDIX

	<i>Pages</i>
Governor's Veto Messages	989 to 998
Senate Roster	999 to 1003
Senate Standing Committees	1004 to 1005
Senate Members' Individual Committee Assignments.....	1006 to 1008
Legislative Interim Committee Appointments.....	1009 to 1011
Senate Bills Passed by Both Senate and House.....	1012 to 1014
Senate Memorials and Resolutions Passed by Both Senate and House.....	1015
House Bills Passed by Both Senate and House.....	1016 to 1018
House Joint and Concurrent Resolutions Passed by Both Senate and House.	1019
Senate Bills—History Index	1022 to 1082
House Bills—History Index	1083 to 1102
General Topical Index to the Senate Journal.....	1103 to 1195

**GOVERNOR'S MESSAGES ON SENATE BILLS VETOED,
PARTIALLY VETOED OR NOT SIGNED**

March 26, 1963.

To the Honorable
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith, to be transmitted to the Senate at the next session of the Legislature, without my approval as to a certain item contained in section 11, **Substitute Senate Bill No. 81** entitled:

“AN ACT Relating to beavers; amending section 77.20.010, chapter 36, Laws of 1955 and RCW 77.20.010; amending section 77.20.020, chapter 36, Laws of 1955 and RCW 77.20.020; amending section 77.20.030, chapter 36, Laws of 1955 and RCW 77.20.030; amending section 77.20.040, chapter 36, Laws of 1955 and RCW 77.20.040; amending section 77.20.045, chapter 36, Laws of 1955 and RCW 77.20.045; amending section 77.20.050, chapter 36, Laws of 1955 and RCW 77.20.050; amending section 77.32.190, chapter 36, Laws of 1955 as amended by section 11, chapter 176, Laws of 1957, and RCW 77.32.190; amending section 77.12.270, chapter 36, Laws of 1955 and RCW 77.12.270; amending section 77.12.290, chapter 36, Laws of 1955 as amended by section 2, chapter 177, Laws of 1957 and RCW 77.12.290; adding two new sections to chapter 36, Laws of 1955 and chapter 77.20 RCW; and providing penalties.”

The bill removes beavers from the list of protected fur-bearing animals. It allows private owners of property to hunt or trap beaver after giving notice to the Commission.

Section 11 contains the following item: “The purchaser of the skin shall return the tag to the commission within five days of the date of purchase.” I disapprove and veto this item because the Game Commission advises me that in many instances it would be physically impossible to return to the Commission a beaver tag within five days.

With the exception of the foregoing item which is vetoed, the remainder of Substitute Senate Bill No. 81 is approved.

Respectfully submitted,

ALBERT D. ROSELLINI,

Governor.

March 14, 1963.

To the Honorable
The Senate of the State of Washington

Lady and Gentlemen:

I am returning herewith without my approval **Senate Bill No. 164** entitled:

“AN ACT Relating to the sale of intoxicating liquor on or near the University of Washington grounds; amending section 1, chapter 75, Laws of 1895 as last amended by section 1, chapter 120, Laws of 1951, and RCW 66.44.190 and adding a new section to RCW 66.44.”

Senate Bill No. 164 would allow a license for the sale of intoxicating liquor to be issued to a *bona fide* hotel within an area known as the University District. The bill provides that a license might be issued to such a hotel if it maintains dining facilities open to the public, having a minimum capacity of one hundred guests at a sitting. It is crystal clear that this bill constitutes special interest legislation tailored solely to allow the Hotel Meany to obtain such a license.

I believe this measure to be in violation of the equal protection clause of the State and Federal Constitution, and at best this bill is of doubtful constitutional validity.

Since 1895, the Legislature has seen fit to protect the young men and women attending the University of Washington against the easy access to intoxicating liquor. I believe the original policy of the Legislature in 1895 was wholesome, but if the Legislature wanted to change it, it certainly should have done so by granting the same privilege to other qualified businesses, both hotels and restaurants situated in this prohibited area.

For the foregoing reasons Senate Bill No. 164 is vetoed.

Respectfully submitted,

ALBERT D. ROSELLINI,

Governor.

March 26, 1963.

To the Honorable
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval as to a certain item in Section 1, **Senate Bill No. 182** entitled:

“AN ACT Relating to contracts for public works; and amending section 1, chapter 166, Laws of 1921, as amended by section 1, chapter 236, Laws of 1955, and RCW 60.28.010.”

This bill amends the present law requiring that governmental units withhold fifteen percent of amounts earned by contractors during the progress of construction projects as a trust fund for the benefit of lienholders. As amended by this bill, the percentage of retained earnings is reduced from fifteen percent to ten percent.

The legislature also added two new provisos. The first allows an officer acting for a governmental unit to pay a contractor all amounts previously retained after fifty percent of the work has been completed. By adding this proviso, the effective retained percentage at the completion of the contract could be five percent of the original price.

The second proviso states that payment could be made in full on any completed portion that was treated as a separate price item in the contract in the same manner as if the entire contract had been completed and accepted. If this second proviso were to remain, it is possible that the retained trust fund would be substantially less than five percent of the total contract price and would be insufficient to meet either tax liens or labor and materialman's liens; thus the primary purpose of the law would be curtailed if not lost.

For the foregoing reasons, the item contained in the second proviso of Section 1 is vetoed and the remainder of Senate Bill No. 182 is approved.

Respectfully submitted,

ALBERT D. ROSELLINI,

Governor.

March 26, 1963.

The Honorable Victor A. Meyers
Secretary of State
Olympia, Washington

Dear Sir:

I am transmitting herewith, without my signature, **Senate Bill No. 349** entitled:

“AN ACT Relating to the taxation of timber and timberlands; and adding five new sections to chapter 15, Laws of 1961 and to chapter 84.40 RCW.”

This bill deals in a comprehensive manner with the taxation of timber lands. I am aware of the fact that growing timber needs a tax structure furthering its economic growth and development. Continued timber growth is, of course, one of our essential natural resources deserving our primary attention.

Senate Bill No. 349 outlines a number of factors to be taken into consideration in establishing true and fair value for our timber lands. It provides that the timber appraisal manual prepared and published pursuant to chapter 20, Laws of 1951, Second Extraordinary Session, shall be revised and updated by seven county assessors, with the advice of the State Tax Commission and the Department of Natural Resources.

I have some misgivings that Senate Bill No. 349 may discriminate in favor of the small number of large timber owners as against the large number of small timber owners. However, I am willing to permit this act to become law and observe its practical operations closely during the coming biennium. I am of the opinion that we should continue to study our methods of taxing timberlands, so that at some future date we might find a truly equitable solution of the timber tax problem which will treat small, medium and large timber owners alike.

For the reasons indicated, I am permitting Senate Bill No. 349 to become law without my signature.

Respectfully submitted,

ALBERT D. ROSELLINI,

Governor.

March 11, 1963.

To the Honorable
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate without my approval as to certain items and without my approval as to certain sections **Senate Bill No. 360** entitled:

“AN ACT Relating to the maintenance and operation of certain machines or mechanical devices, salesboards, bingo equipment and cardrooms in certain governmental subdivisions; adding new sections to chapter 249, Laws of 1909 and chapter 9.47 RCW; and declaring an emergency.”

Senate Bill No. 360 allows counties, cities and towns to permit the operation of certain amusement devices and authorizes them to license certain games without allowing gambling.

Section 1, page 1, line 19, contains the words “or taxed.” Section 3, page 2, line 11, contains the words “or taxed.” Section 4, page 2, line 22, contains the words “or taxed.” I hereby veto these items in Sections 1, 3 and 4 to make it plain that the non-gambling activities permitted under this statute may be exercised only by such municipal subdivisions of the state as are willing to license the respective activities or devices.

Section 7 would permit persons, firms, or corporations which had been licensed by a city council, board of trustees or board of county commissioners prior to March 1, 1963 to become automatically eligible to receive a bingo, state fair or similar license. I believe that each license under this act should be carefully scrutinized and only those persons who are citizens of the United States and who have been residents of the State of Washington for at least five years prior to application should be allowed to obtain licenses under this act. In the case of firms or corporations, I believe all officers and stockholders should first fulfill the residence requirements provided in Section 6 of the statute.

I have full faith and confidence that the local licensing authorities will, by resolution or ordinance, place additional stringent requirements concerning character, morality and good reputation of all persons seeking to be licensed by them. As to whether or not all or any part of the activities permissible under this statute shall be exercised is a matter which this bill places entirely upon the local executive and law enforcement agencies.

For the reasons indicated, the items previously quoted from Sections 1, 3 and 4 of the act are vetoed. Likewise, Section 7 of Senate Bill No. 360 is vetoed. I will allow the remainder of the bill to become law without my signature, in accordance with the additional explanation appended to the bill and to this message.

Respectfully submitted,

ALBERT D. ROSELLINI,

Governor.

March 11, 1963

STATEMENT BY THE GOVERNOR

RE: Item Veto of Senate Bill No. 360

I have carefully analyzed Senate Bill No. 360. My legal staff has done likewise. As a result, I am vetoing several items and one section of Senate Bill No. 360, and instructing that the altered bill be filed without my signature.

It is my firm conviction that Senate Bill No. 360, as partially vetoed, does not legalize gambling.

Article 2, Section 24 of the State Constitution, as construed repeatedly by the Supreme Court of the State of Washington, prohibits lotteries and gambling in the State of Washington. It is elementary, therefore, that no act of this legislature can overrule or circumvent the mandate contained in the constitutional provision mentioned above.

I have deliberately **refrained** from vetoing an emergency clause contained in Senate Bill No. 360 in order to allow the constitutionality of this measure to be tested at once. This emergency clause permits the bill to take effect immediately; therefore, allowing a court test of the constitutionality of this bill at once by anyone who might desire to do so.

I wish to emphasize that nowhere in its provisions does Senate Bill No. 360 expressly repeal the numerous state statutes against gambling. These statutes continue to exist and to have full force and effect. Anyone found gambling in any part of the state still is subject to arrest and prosecution.

While I continue to question the need of Senate Bill No. 360, nevertheless it has been requested by many local public officials. Furthermore, the elected representatives of the people have approved this bill by an almost two-thirds margin in both Houses of the Legislature. With the partial vetoes that I have executed, the bill now has proper safeguards against gambling. It is primarily because of these factors that I have allowed most of Senate Bill No. 360 to become law without my signature.

Senate Bill No. 360 **does** allow cities and counties to license and regulate the use of certain amusement devices, trade stimulants, and certain card playing.

Senate Bill No. 360 **does not**, nor could it, constitutionally, allow wagering by means of these devices.

Under this act, as vetoed by me, no one can engage in activities covered by this act without first obtaining approval of local public officials. This applies to past licensees and future applicants.

I am against gambling and will continue to do everything within my power to see that the gambling laws of this state are enforced. The laws of our state place the primary responsibility for law enforcement on local enforcement agents. This is as it should be. But be assured that I would not hesitate a moment to use state law enforcement officials to enforce state anti-gambling laws if local enforcement agents cannot or do not do the job.

I am proud of Washington's fine record as a clean state, free of syndicates and the crime and vice associated with them. I have been privileged to have a part in establishing this record during my years as deputy prosecuting attorney in King County, as a State Senator, as chairman of the Legislative Crime Committee, and as Governor. I wish to assure the citizens of Washington that I shall continue to do everything within the power invested in me as chief executive to guarantee that Washington will remain a state that is free of gambling.

ALBERT D. ROSELLINI,

Governor.

March 26, 1963.

To the Honorable
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval of a certain item contained in Section 8, **Senate Bill No. 390** entitled:

“AN ACT Relating to savings and loan associations; amending section 7, chapter 235, Laws of 1945, and RCW 33.08.060; amending section 29, chapter 235, Laws of 1945, and RCW 33.12.010; amending section 49, chapter 235, Laws of 1945, as amended by section 3, chapter 71, Laws of 1953, and RCW 33.12.090; amending section 51, chapter 235, Laws of 1945, as amended by section 2, chapter 222, Laws of 1961, and RCW 33.12.150; amending section 15, chapter 235, Laws of 1945, and RCW 33.16.020; amending section 46, chapter 235, Laws of 1945, and RCW 33.20.080; amending section 58, chapter 235, Laws of 1945, as last amended by section 6, chapter 71, Laws of 1953, and RCW 33.24.010; amending section 80, chapter 235, Laws of 1945, and RCW 33.32.010; amending section 4, chapter 122, Laws of 1955, and RCW 33.48-.030.”

Senate Bill No. 390 contains numerous amendments pertaining to the Savings and Loan Division of the Department of General Administration.

Section 8 contains the following amendment: “. . . nor shall any foreign corporation hereafter, directly or indirectly, control any savings and loan association organized under the laws of this state.”

I am opposed to the amendment contained in Section 8 because it discriminates against foreign corporations. It is my considered judgment that the State of Washington should freely admit foreign corporations to do business in this state. The field of savings and loan associations does not present an exception. Further, it is my feeling that for the proper economic development of the State of Washington we should encourage investments from all entities, resident and non-resident. For this reason the item quoted above is vetoed. The remainder of Senate Bill No. 390 is approved.

Respectfully submitted,

ALBERT D. ROSELLINI,

Governor.

March 26, 1963.

To the Honorable
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval as to certain items, **Substitute Senate Bill No. 415** entitled:

“AN ACT Relating to and regulating retail installment sales of goods and services; amending section 1, chapter 106, Laws of 1893 as last amended by section 1, chapter 159, Laws of 1961 and RCW 63.12.010; prescribing penalties; and providing an effective date.”

This bill is approved with the exception of the items designated subsections (b) and (c), page nine, of section 11, subsection 2.

Substitute Senate Bill No. 415 deals in a comprehensive manner with the subject of retail installment contracts and sales. It is a consumer protection bill in a manner similar to a bill which I caused to be introduced by executive request during the 1961 legislative session. It allows the consumer to know exactly the terms of his contract and the service charges he pays thereon.

Section 11 (2), subsections (b) and (c) read as follows:

“(b) Where the amount of each installment payment is not increased in connection with such subsequent purchase, the subsequent payments shall be deemed to be allocated first to the previous purchases;

“(c) Where the amount of each installment payment is increased in connection with such subsequent purchase, an amount equal to the original periodic payment shall be allocated first to the previous purchase, and the amount of such increase may, at the seller's option, be deemed to be allocated to the subsequent purchases;”

I have received a great deal of correspondence from retail merchants and finance companies handling their contracts, opposing these sections on the grounds that the enactment of these two sections would unduly hamper and curtail "add on" credit sales, thereby depriving the customers of necessary items of purchase. Such curtailment of purchases would necessarily have a depressing effect upon the economy of the state.

I have come to the conclusion that the objections which have been raised to these two subsections are meritorious and I, therefore, veto these two subsections of Section 11 (2) of Substitute Senate Bill No. 415. The remainder of the bill is approved.

Respectfully submitted,

ALBERT D. ROSELLINI,
Governor.

March 26, 1963.

To the Honorable
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am returning herewith, without my approval as to the items amended in Section 3, subsection (4), **Senate Bill No. 582** entitled:

"AN ACT Relating to intoxicating liquor and the control and regulation thereof; amending section 4, chapter 6, Laws of 1961 extraordinary session and RCW 66.08.026; and amending section 69, chapter 62, Laws of 1933 extraordinary session, as amended by section 10, chapter 174, Laws of 1935, and RCW 66.08.050; and declaring an emergency."

This bill provides that the administrative expenses of the Liquor Control Board be appropriated and paid directly from the Liquor Revolving Fund.

Section 3, subsection (4) of this bill as amended would take from the Liquor Control Board the power of leasing stores and providing furnishings, fixtures and supplies, and would turn over these functions to be administered by the Department of General Administration.

I am neither unaware nor unmindful of the fact that this proposed legislation is based upon some dissatisfaction with some of the past practices of the Liquor Control Board in exercising its leasing functions. On the other hand, it would require an additional appropriation of some \$30,000 from the General Fund to have the Department of General Administration handle this part of the business of the Liquor Control Board. In addition, to take the leasing functions away from the Liquor Board would destroy its functional administrative unity.

For these reasons, I believe it to be in the best public interest to have the Liquor Control Board continue to exercise the leasing powers given to it by law, and the item added by the new language in Section 3, subsection (4), is vetoed. The remainder of Senate Bill No. 582 is approved.

Respectfully submitted,

ALBERT D. ROSELLINI,
Governor.

March 26, 1963.

To the Honorable
The Senate of the State of Washington
(Through the Secretary of State)

Lady and Gentlemen:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval, **Senate Bill No. 604** entitled:

“AN ACT Relating to cities and towns and amending section 22, chapter 282, Laws of 1961 and RCW 35.13.243.”

Senate Bill No. 604 relates to the power and authority of a city or town over annexed water, sewer and fire districts which lie partially or wholly within a city or town.

The bill purports to amend section 22, chapter 282, Laws of 1961 and RCW 35.13.243. The identical section was amended by House Bill No. 246, which I have signed into law. In addition, House Bill No. 246 contained provisions amending other sections of the law pertaining to annexed local improvement districts.

House Bill No. 246 is a more comprehensive measure and because of its enactment, there was no necessity for Senate Bill No. 604 to become law.

For the reasons indicated, Senate Bill No. 604 is vetoed.

Respectfully submitted,

ALBERT D. ROSELLINI,

Governor.

March 26, 1963.

The Honorable Victor A. Meyers
Secretary of State
Olympia, Washington

Dear Sir:

I am transmitting herewith, without my signature, **Senate Bill No. 618** entitled:

“AN ACT Providing for the relief of Alton V. Phillips Company.”

This bill waives the statute of limitations on a claim the Alton V. Phillips Company, a highway and bridge contractor, has against the State Highway Department. It allows the company within thirty days from the time the act takes effect to bring an action in the Superior Court of the State of Washington for Thurston County.

Reluctantly I am allowing Senate Bill No. 618 to become law without my signature.

I have always been opposed to legislation enacted for the benefit of a private individual or a private corporation. In the first place, I question whether this bill complies with the mandate of the Constitution prohibiting

special legislation, as provided in Article II, Section 28, particularly subsections 14 and 17 thereof.

I have been advised that the company involved, while engaged in negotiations with the Highway Department concerning its claim, failed to bring suit within 180 days from date of final acceptance of the work, as required by RCW 47.28.120.

The Director of Highways has not opposed this measure. The bill has passed both Houses of the Legislature by more than a two-thirds majority. In addition, the bill merely allows the company to present its case and obtain a judgment if the court finds in favor of the company. If the company fails to establish a case it will obtain nothing.

For these reasons, I am allowing Senate Bill No. 618 to become law without my signature.

Respectfully submitted,

ALBERT D. ROSELLINI,

Governor.

SENATE ROSTER, 1963
THIRTY-EIGHTH SESSION

JOHN A. CHERBERG, President

WARD BOWDEN, Secretary

EDWARD F. RILEY, President Pro Tempore

DR. DAVID C. COWEN, Temporary President

Name of Member	Dist.	County	Residence	Age	Birthplace	Occupation	Politics	Previous Legislative Sessions Served
Atwood, R. Frank	42	Whatcom, part	317 Park Ridge, Bellingham	36	Massachusetts	Attorney	R	S— H—
Bailey, Robert C.	19	Grays Harbor, part Pacific	Box 146, South Bend	44	Washington	Printer	D	S—1957-59-59 Ex. 1961-61 Ex. H—1951-51 Ex.-51 2nd Ex. 53-53 Ex.-55-55 Ex.
Charette, Robert L.	21	Grays Harbor, part	415 W. 4th St., Aberdeen	39	Washington	Attorney	D	S— H—
Chytil, Joe	20	Lewis	1274 5th St., Chehalis	53	Washington	Radio Broadcasting	R	S—1961-61 Ex. H—1953-53 Ex.-55-55 Ex.- 57 59-59 Ex.
Connor, Frank	33	King, part	408 20th So., Seattle	46	Washington	Deputy Assessor, King County	D	S—1957-59-59 Ex.-61-61 Ex. H—1951-51 Ex.-51 2nd Ex.- 53-53 Ex.-55-55 Ex.
Cooney, John L.	5	Spokane, part	N. 4403 Adams St., Spokane	47	Oregon	Attorney	D	S—1957-59-59 Ex.-61-61 Ex. H—1951-51 Ex.-51 2nd Ex.- 55-55 Ex.
Cowen, Dr. David C.	7	Spokane, part	307 Zukor Bldg., Spokane	60	Oregon	Dentist	D	S—1943-44 Ex.-45-47-49-50 Ex.- 51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex. H—1935-37-39-41
DeGarmo, Victor F.	22	Thurston	Capitol Apts., Olympia	49	Minnesota	Olympia Brewing Company	D	S—1957-59-59 Ex.-61-61 Ex. H—
Donohue, Dewey C.	10	Asotin, Columbia, Garfield	506 E. Richmond, Dayton	64	Washington	Farmer and Stockman	D	S—1961-61 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59- 59 Ex.

SENATE ROSTER, THIRTY-EIGHTH SESSION, 1963—Continued

Name of Member	Dist.	County	Residence	Age	Birthplace	Occupation	Politics	Previous Legislative Sessions Served
Dore, Fred H.	37	King, part	1428 Washington Bldg., Seattle	37	Washington	Attorney	D	S—1959 Ex.-61-61 Ex. H—1953-53 Ex.-55-55 Ex.-57-59
Durkan, Martin J.	47	King, part	908 Olympic National Life Bldg., Seattle	37	Montana	Attorney	D	S—1959-59 Ex.-61-61 Ex. H—1957
England, Jack	32	King, part	4703 11th Ave., N.E., Seattle 5	35	Washington	Attorney	R	S—..... H—1961-61 Ex.
Foley, Frank W.	49	Clark, part	3924 Wauna Vista Drive, Vancouver	49	Washington	Attorney	D	S—1957-59-59 Ex.-61-61 Ex. H—.....
Foster, F. Stuart	14	Yakima, part	331 Miller Bldg., Yakima	55	Georgia	Attorney	R	S—1950 Ex.-51-61-61 Ex. H—1941-43-44 Ex. 45-47-49
Freise, Herbert H.	11	Walla Walla	200 Jones Bldg., Walla Walla	45	Illinois	Attorney	R	S—1957-59-59 Ex.-61-61 Ex. H—.....
Gallagher, Michael J.	45	King, part	8045 Burke Ave. N., Seattle	51	Indiana	Real Estate	D	S—1945-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex. H—1943-44 Ex.-49-50 Ex.
Gissberg, William A.	39	Island, part Snohomish, part	Rt. 1, Box 41, Lake Stevens	40	Washington	Attorney	D	S—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex. H—.....
Greive, R. R. (Bob) ...	34	King, part	4456 California Ave., Seattle	43	Washington	Attorney	D	S—1947-49-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex. H—.....
Guess, Sam C.	6	Spokane, part	W. 408 33rd Ave., Spokane	53	Mississippi	Civil Engineer	R	S—..... H—.....
Hallauer, Wilbur G.	1	Douglas, Okanogan	P. O. Box 70, Oroville	48	New York	Factory Manager	D	S—1957-59-59 Ex.-61-61 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.
Hanna, H. B. (Jerry) ...	12	Chelan	1130 Springwater Ave., Wenatchee	41	Washington	Attorney	D	S—1957-59-59 Ex.-61-61 Ex. H—1955-55 Ex.

SENATE ROSTER, THIRTY-EIGHTH SESSION, 1963—Continued

Name of Member	Dist.	County	Residence	Age	Birthplace	Occupation	Politics	Previous Legislative Sessions Served
Henry, Al	17	Clark, part Klickitat, Skamania	Rio Vista, White Salmon	51	Kansas	Telephone Executive	D	S—1957-59-59 Ex.-61-61 Ex. H—1941-45-51-51 Ex.-51 2nd Ex.-55-55-Ex.
Herrmann, Karl	4	Spokane, part	Box 666, Millwood Branch, Spokane	47	Washington	Attorney	D	S—1957-59-59 Ex.-61-61 Ex. H—.....
Hess, Andy	31	King, part	1414 S.W. 158th, Seattle	39	Kansas	Airport Manager, Real Estate Broker and Appraiser	D	S—1957-59-59 Ex.-61-61 Ex. H—1951-51 Ex.-51 2nd Ex.- 53-53 Ex.-55-55 Ex.
Keefe, James Edward ...	3	Spokane, part	412 W. Glass, Spokane	54	New York	Public Relations & Sales Manager	D	S—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.- 57-59-59 Ex.-61-61 Ex. H—.....
Knoblauch, Reuben A. ...	25	Pierce, part	P. O. Box 363, Sumner	48	Washington	Farmer	D	S—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex. H—1947-49-50 Ex.-51-51 Ex.- 51 2nd Ex.
Kupka, George W.	27	Pierce, part	1916 So. M. St., Tacoma	50	Washington	Jeweler	D	S—1957-59-59 Ex.-61-61 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-55-55 Ex.
Lennart, Ernest W.	41	Whatcom, part	Rt. 1, Everson	68	Sweden	Seed Business	R	S—1953-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex. H—1941-43-44 Ex.-51-51 Ex.-51 2nd Ex.
McCormack, Mike	16	Benton, Franklin	2010 Everest, Richland	40	Ohio	Radio Chemist	D	S—1961-61 Ex. H—1957-59-59 Ex.
McCutcheon, John T.	29	Pierce, part	P. O. Box 387, Steilacoom	70	Washington	Attorney	D	S—1943-44 Ex.-45-47-49-59-59 Ex.-61-61 Ex. H—1941
McMillan, David E.	2	Pend Oreille, Stevens	Route 3, Colville	65	Washington	Farmer and Cattleman	D	S—1935-37-39-41-59-59 Ex.-61-61 Ex. H—.....

SENATE ROSTER, THIRTY-EIGHTH SESSION, 1963—Continued

Name of Member	Dist.	County	Residence	Age	Birthplace	Occupation	Politics	Previous Legislative Sessions Served
Mardesich, August P.	38	Island, part Snohomish, part	4712 Mermont Drive, Everett	42	California	Attorney and Cannery Operator	D	S—..... H—1950 Ex.-51-51 Ex. 51 2nd Ex.-53-53 Ex.-55-55 Ex.- 57-59-59 Ex.-61-61 Ex.
Morgan, Frances Haddon	23	Kitsap	948 Lower Oyster Bay Road, Bremerton	53	Washington	Homemaker and Greeting Service Owner	D	S—1961-61 Ex. H—1959-59 Ex.
Moriarty, Charles P., Jr.	86	King, part	100 Highland Drive, Seattle	35	Washington	Attorney	R	S—Appointed 6-4-59-61-61 Ex. H—1957-59-59 Ex.
Neill, Marshall A.	9	Whitman	414 Dexter St., Pullman	48	Washington	Attorney	R	S—1957-59-59 Ex.-61-61 Ex. H—1949-50 Ex.-51-51 Ex.- 51 2nd Ex.-53-53 Ex.-55-55 Ex.
Peterson, Ted G.	44	King, part	2345 Blue Ridge Drive, Seattle	58	Washington	President, Wholesale Equip. & Supply Co.	R	S—1955-55 Ex.-57 H—.....
Petrich, John A.	26	Pierce, part	806 Washington Bldg., Tacoma	43	Washington	Attorney	D	S—1959-59 Ex.-61-61 Ex. H—1957
Rasmussen, A. L. (Slim)	28	Pierce, part	4081 Pacific Ave., Tacoma	53	Washington	Machinist, N.P.	D	S—1961-61 Ex. H—1945-47-49-50 Ex. 51-51 Ex.- 51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.
Raugust, W. C.	8	Adams, Ferry, Lincoln	Odessa	67	Russia	Merchant, Grain Dealer—Pres. Life Ins. Co.	R	S—1950 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.- 57-59-59 Ex.-61-61 Ex. H—1943-44 Ex.-45-47-49
Rickdall, Ralph L.	40	San Juan, Skagit	P. O. Box 317, Burlington	51	Washington	Businessman, Farmer	R	S—..... H—1957-59-59 Ex.-61-61 Ex.
Riley, Edward F.	35	King, part	#303, 4th & Pike Bldg., Seattle	64	Washington	Exec. Vice Pres. Plumbing & Heat- ing Supply House, Owner Travel Agency	D	S—1951-51 Ex.- 51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.- 61-61 Ex. H—1939-41-43-44 Ex.-45-47-49- 50 Ex.

SENATE ROSTER, THIRTY-EIGHTH SESSION, 1963—Continued

Name of Member	Dist.	County	Residence	Age	Birthplace	Occupation	Politics	Previous Legislative Sessions Served
Ryder, John N.	46	King, part	6811 55th N.E., Seattle	55	Washington	Banker	R	S—1955-55 Ex.-57-59-59 Ex.- 61-61 Ex. H—1953-53 Ex.
Sandison, Gordon	24	Clallam, Jefferson, Mason	P. O. Box 967, Port Angeles	43	Washington	Insurance Agent, Real Estate Broker	D	S—1959-59 Ex.-61-61 Ex. H—1949-50 Ex.-51-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57
Stender, John H.	30	King, part	27420 Military Road, Auburn	46	Montana	Union Officer	R	S—..... H—.....
Talley, Don L.	18	Cowlitz, Wahkiakum	1817 Bloyd, Kelso	43	Washington	Meat Dealer	D	S—1957-59-59 Ex.-61-61 Ex. H—.....
Thompson, Albert C., Jr.	48	King, part	250 Bellevue Square, Bellevue	43	Washington	Retail Druggist	R	S—1959-59 Ex.-61-61 Ex. H—.....
Washington, Nat	13	Grant, Kittitas	42 C St., N.W., Ephrata	48	Washington	Attorney	D	S—1951-51 Ex.-51 2nd Ex.-53-53 Ex.-55-55 Ex.-57-59-59 Ex.-61-61 Ex. H—1949-50 Ex.
Williams, Walter B.	43	King, part	3871 45th N.E., Seattle	41	Washington	Attorney	R	S—..... H—1961-61 Ex.
Woodall, Perry B.	15	Yakima, part	P. O. Box 507, Toppenish	49	Washington	Attorney, Farmer	R	S—1957-59-59 Ex.-61-61 Ex. H—1939-41-43-47-49-50 Ex.-51-51 Ex.-51 2nd Ex.

STANDING COMMITTEES OF THE SENATE—1963 SESSION

JOHN A. CHERBERG, President

EDWARD F. RILEY, President Pro Tempore

DR. DAVID C. COWEN, Temporary President

WARD BOWDEN, Secretary

Agriculture and Horticulture (11)—Mardesich, Chairman; Chytil, Donohue, Gissberg, Hanna, Knoblauch, Lennart, McMillan, Raugust, Stender, Washington.

Banks, Financial Institutions and Insurance (12)—Herrmann, Chairman; Mardesich, Vice Chairman; Charette, Connor, Cooney, Dore, Foley, Freise, Kupka, Moriarty, Jr., Neill, Ryder.

Cities, Towns and Counties (20)—Talley, Chairman; Atwood, Charette, Chytil, Connor, DeGarmo, Donohue, England, Gallagher, Guess, Henry, Hess, Keefe, Kupka, Peterson, Petrich, Rasmussen, Riley, Thompson, Jr., Williams.

Commerce, Manufacturing and Licenses (15)—Kupka, Chairman; Connor, Cooney, Cowen, Durkan, Foster, Gallagher, Greive, Keefe, Knoblauch, Mardesich, Peterson, Raugust, Rickdall, Thompson, Jr.

Constitution, Elections and Legislative Processes (21)—Donohue, Chairman; Bailey, Cooney, Dore, Gallagher, Gissberg, Greive, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, McCutcheon, McMillan, Raugust, Rickdall, Ryder, Stender, Williams, Woodall.

Education (16)—Hess, Chairman; Charette, Chytil, Foster, Gissberg, Henry, Knoblauch, Lennart, McCutcheon, McMillan, Peterson, Petrich, Stender, Talley, Thompson, Jr., Washington.

Fisheries, Game and Game Fish (13)—Charette, Chairman; Bailey, DeGarmo, Herrmann, McMillan, Peterson, Petrich, Rasmussen, Rickdall, Sandison, Stender, Talley, Thompson, Jr.

Higher Education and Libraries (10)—Sandison, Chairman; Atwood, England, Foley, Hallauer, Hess, McCormack, Neill, Ryder, Washington.

Highways (32)—Washington, Chairman; Henry, Vice Chairman; Bailey, Cooney, Donohue, Dore, Durkan, Foley, Foster, Freise, Gissberg, Guess, Hanna, Herrmann, Hess, Keefe, Knoblauch, Lennart, Mardesich, McCormack, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Williams.

Judiciary (21)—Petrich, Chairman; Atwood, Charette, Cooney, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Hanna, Herrmann, Mardesich, McCutcheon, Moriarty, Jr., Neill, Washington, Williams, Woodall.

Labor and Social Security (12)—Rasmussen, Chairman; Connor, DeGarmo, Dore, Guess, Kupka, Mardesich, Moriarty, Jr., Riley, Ryder, Stender, Talley.

Liquor Control (9)—Connor, Chairman; DeGarmo, Freise, Henry, Kupka, Raugust, Riley, Sandison, Woodall.

Medicine, Dentistry, Public Health, Air and Water Pollution (13)—McMillan, Chairman; Atwood, Connor, Cooney, Cowen, DeGarmo, Greive, McCutcheon, Morgan, Rickdall, Talley, Thompson, Jr., Woodall.

Natural Resources (8)—McCormack, Chairman; Chytil, Hallauer, Henry, McCutcheon, Rickdall, Riley, Stender.

Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense (11)—DeGarmo, Chairman; Charette, Cowen, England, Foley, Foster, Guess, Hallauer, Hanna, Morgan, Williams.

Public Institutions (10)—Morgan, Chairman; Chytil, Freise, Herrmann, Keefe, Knoblauch, Kupka, Moriarty, Jr., Sandison, Woodall.

Public Utilities (19)—McCutcheon, Chairman; Bailey, Charette, Chytil, Cooney, Cowen, Durkan, Foster, Freise, Gissberg, Greive, Hanna, Herrmann, Keefe, McCormack, Rasmussen, Talley, Thompson, Jr., Washington.

Rules and Joint Rules (16)—Cherberg, Chairman; Bailey, Cooney, Cowen, Gallagher, Gissberg, Greive, Hallauer, Hanna, Keefe, Knoblauch, Lennart, Neill, Raugust, Riley, Ryder, Woodall.

State Government (12)—Henry, Chairman; Atwood, DeGarmo, Donohue, England, Herrmann, Kupka, McCormack, McMillan, Morgan, Neill, Woodall.

Ways and Means (36)—Foley, Chairman; Dore (Chairman, Committee on Appropriations); Atwood, Bailey, Chytil, DeGarmo, Donohue, England, Gallagher, Hallauer, Hess, Mardesich, McCormack, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Riley, Sandison, Talley, Thompson, Jr., Williams, Woodall; Durkan (Chairman, Committee on Revenue and Regulatory Agencies); Connor, Cooney, Cowen, Gissberg, Greive, Guess, Kupka, Lennart, Ryder; Committee on Enrolled, Engrossed Bills, Claims and Auditing, Dore, Durkan, Gallagher, Greive, Neill, Petrich, Woodall.

SENATE INDIVIDUAL COMMITTEE ASSIGNMENTS—1963 SESSION

- ATWOOD (R. Frank)**—Cities, Towns and Counties; Higher Education and Libraries; Judiciary; Medicine, Dentistry, Public Health, Air and Water Pollution; State Government; Ways and Means (Appropriations).
- BAILEY (Robert C.)**—Constitution, Elections and Legislative Processes; Fisheries, Game and Game Fish; Highways; Public Utilities; Rules and Joint Rules; Ways and Means (Appropriations).
- CHARETTE (Robert L.)**—**Chairman:** Fisheries, Game and Game Fish; Banks, Financial Institutions and Insurance; Cities, Towns and Counties; Education; Judiciary; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; Public Utilities.
- CHYTIL (Joe)**—Agriculture and Horticulture; Cities, Towns and Counties; Education; Natural Resources; Public Institutions; Public Utilities; Ways and Means (Appropriations).
- CONNOR (Frank)**—**Chairman:** Liquor Control; Banks, Financial Institutions and Insurance; Cities, Towns and Counties; Commerce, Manufacturing and Licenses; Labor and Social Security; Medicine, Dentistry, Public Health, Air and Water Pollution; Ways and Means (Rules and Regulatory Agencies).
- COONEY (John L.)**—Banks, Financial Institutions and Insurance; Commerce, Manufacturing and Licenses; Constitution, Elections and Legislative Processes; Highways; Judiciary; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Utilities; Rules and Joint Rules; Ways and Means (Rules and Regulatory Agencies).
- COWEN (Dr. David C.)**—Commerce, Manufacturing and Licenses; Medicine, Dentistry, Public Health, Air and Water Pollution; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; Public Utilities; Rules and Joint Rules; Ways and Means (Rules and Regulatory Agencies).
- DeGarmo (Victor F.)**—**Chairman:** Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; Cities, Towns and Counties; Fisheries, Game and Game Fish; Labor and Social Security; Liquor Control; Medicine, Dentistry, Public Health, Air and Water Pollution; State Government; Ways and Means (Appropriations).
- DONOHUE (Dewey C.)**—**Chairman:** Constitution, Elections and Legislative Processes; Agriculture and Horticulture; Cities, Towns and Counties; Highways; State Government; Ways and Means (Appropriations).
- DORE (Fred H.)**—Ways and Means (**Chairman**, Committee on Appropriations); Banks, Financial Institutions and Insurance; Constitution, Elections and Legislative Processes; Highways; Judiciary; Labor and Social Security.
- DURKAN (Martin J.)**—Ways and Means (**Chairman**, Committee on Revenue and Regulatory Agencies); Commerce, Manufacturing and Licenses; Highways; Judiciary; Public Utilities.
- ENGLAND (Jack)**—Cities, Towns and Counties; Higher Education and Libraries; Judiciary; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; State Government; Ways and Means (Appropriations).
- FOLEY (Frank W.)**—**Chairman:** Ways and Means; Banks, Financial Institutions and Insurance; Higher Education and Libraries; Highways; Judiciary; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.
- FOSTER (F. Stuart)**—Commerce, Manufacturing and Licenses; Education; Highways; Judiciary; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; Public Utilities.
- FREISE (Herbert H.)**—Banks, Financial Institutions and Insurance; Highways; Judiciary; Liquor Control; Public Institutions; Public Utilities.
- GALLAGHER (Michael J.)**—Cities, Towns and Counties; Commerce, Manufacturing and Licenses; Constitution, Elections and Legislative Processes; Judiciary; Rules and Joint Rules; Ways and Means (Appropriations).

- GISSBERG (William A.)**—Agriculture and Horticulture; Constitution, Elections and Legislative Processes; Education; Highways; Judiciary; Public Utilities; Rules and Joint Rules; Ways and Means (Rules and Regulatory Agencies).
- GREIVE (R. R. (Bob))**—Commerce, Manufacturing and Licenses; Constitution, Elections and Legislative Processes; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Utilities; Rules and Joint Rules; Ways and Means (Rules and Regulatory Agencies).
- GUESS (Sam C.)**—Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Highways; Labor and Social Security; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; Ways and Means (Rules and Regulatory Agencies).
- HALLAUER, (Wilbur G.)**—Constitution, Elections and Legislative Processes; Higher Education and Libraries; Natural Resources; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; Rules and Joint Rules; Ways and Means (Appropriations).
- HANNA (H. B. Jerry)**—Agriculture and Horticulture; Highways; Judiciary; Parks, Capitol Grounds, Public Building, Veterans' Affairs and Civil Defense; Public Utilities; Rules and Joint Rules.
- HENRY (Al)**—Chairman: State Government; Vice Chairman: Highways; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Education; Liquor Control; Natural Resources.
- HERRMANN (Karl)**—Chairman: Banks, Financial Institutions and Insurance; Constitution, Elections and Legislative Processes; Fisheries, Game and Game Fish; Highways; Judiciary; Public Institutions; Public Utilities; State Government.
- HESS (Andy)**—Chairman: Education; Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Higher Education and Libraries; Highways; Ways and Means (Appropriations).
- KEEFE (James)**—Cities, Towns and Counties; Commerce, Manufacturing and Licenses; Constitution, Elections and Legislative Processes; Highways; Public Institutions; Public Utilities; Rules and Joint Rules.
- KNOBLAUCH (Reuben A.)**—Agriculture and Horticulture; Commerce, Manufacturing and Licenses; Education; Highways; Public Institutions; Rules and Joint Rules.
- KUPKA (George W.)**—Chairman: Commerce, Manufacturing and Licenses; Banks, Financial Institutions and Insurance; Cities, Towns and Counties; Labor and Social Security; Liquor Control; Public Institutions; State Government; Ways and Means (Rules and Regulatory Agencies).
- LENNART (Ernest W)**—Agriculture and Horticulture; Education; Highways; Rules and Joint Rules; Ways and Means (Rules and Regulatory Agencies).
- MCCORMACK (Mike)**—Chairman: Natural Resources; Higher Education and Libraries; Highways; Public Utilities; State Government; Ways and Means (Appropriations).
- MCCUTCHEON (John T.)**—Chairman: Public Utilities; Constitution, Elections and Legislative Processes; Education; Judiciary; Medicine, Dentistry, Public Health, Air and Water Pollution; Natural Resources.
- McMILLAN (David E.)**—Chairman: Medicine, Dentistry, Public Health, Air and Water Pollution; Agriculture and Horticulture; Constitution, Elections and Legislative Processes; Education; Fisheries, Game and Game Fish; State Government; Ways and Means (Appropriations).
- MARDESICH (August P.)**—Chairman: Agriculture and Horticulture; Vice Chairman: Banks, Financial Institutions and Insurance; Commerce, Manufacturing and Licenses; Highways; Judiciary; Labor and Social Security; Ways and Means (Appropriations).
- MORGAN (Frances Haddon)**—Chairman: Public Institutions; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; State Government; Ways and Means (Appropriations).

- MORIARTY (Charles P., Jr.)**—Banks, Financial Institutions and Insurance; Highways; Judiciary; Labor and Social Security; Public Institutions; Ways and Means (Appropriations).
- NEILL (Marshall A.)**—Banks, Financial Institutions and Insurance; Higher Education and Libraries; Judiciary; Rules and Joint Rules; State Government; Ways and Means (Appropriations).
- PETERSON (Ted G.)**—Cities, Towns and Counties; Commerce, Manufacturing and Licenses; Education; Fisheries, Game and Game Fish; Highways; Ways and Means (Appropriations).
- PETRICH (John A.)**—Chairman: Judiciary; Cities, Towns and Counties; Education; Fisheries, Game and Game Fish; Highways; Ways and Means (Appropriations).
- RASMUSSEN (A. L. (Slim))**—Chairman: Labor and Social Security; Cities, Towns and Counties; Fisheries, Game and Game Fish; Highways; Public Utilities; Ways and Means (Appropriations).
- RAUGUST (W. C.)**—Agriculture and Horticulture; Commerce, Manufacturing and Licenses; Constitution, Elections and Legislative Processes; Highways; Liquor Control; Rules and Joint Rules.
- RICKDALL, (Ralph L.)**—Commerce, Manufacturing and Licenses; Constitution, Elections and Legislative Processes; Fisheries, Game and Game Fish; Highways; Medicine, Dentistry, Public Health, Air and Water Pollution; Natural Resources.
- RILEY (Edward F.)**—Cities, Towns and Counties; Highways; Labor and Social Security; Liquor Control; Natural Resources; Rules and Joint Rules; Ways and Means (Appropriations).
- RYDER (John N.)**—Banks, Financial Institutions and Insurance; Constitution, Elections and Legislative Processes; Higher Education and Libraries; Highways; Labor and Social Security; Rules and Joint Rules; Ways and Means (Rules and Regulatory Agencies).
- SANDISON (Gordon)**—Chairman: Higher Education and Libraries; Fisheries, Game and Game Fish; Highways; Liquor Control; Public Institutions; Ways and Means (Appropriations).
- STENDER (John H.)**—Agriculture and Horticulture; Constitution, Elections and Legislative Processes; Education; Fisheries, Game and Game Fish; Labor and Social Security; Natural Resources.
- TALLEY (Don L.)**—Chairman: Cities, Towns and Counties; Education; Fisheries, Game and Game Fish; Highways; Labor and Social Security; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Utilities; Ways and Means (Appropriations).
- THOMPSON (Albert C., Jr.)**—Cities, Towns and Counties; Commerce, Manufacturing and Licenses; Education; Fisheries, Game and Game Fish; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Utilities; Ways and Means (Appropriations).
- WASHINGTON (Nat)**—Chairman: Highways; Agriculture and Horticulture; Education; Higher Education and Libraries; Judiciary; Public Utilities.
- WILLIAMS (Walter B.)**—Cities, Towns and Counties; Constitution, Elections and Legislative Processes; Highways; Judiciary; Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense; Ways and Means (Appropriations).
- WOODALL (Perry B.)**—Constitution, Elections and Legislative Processes; Judiciary; Liquor Control; Medicine, Dentistry, Public Health, Air and Water Pollution; Public Institutions; Rules and Joint Rules; State Government; Ways and Means (Appropriations).

**LEGISLATIVE INTERIM COMMITTEE APPOINTMENTS
1963-1965**

INTERIM COMMITTEE ON CANALS

(HCR 10—1963 Ex.)

Senators

Joe Chytil
Victor F. DeGarmo
Sam C. Guess
A. L. Rasmussen

Representatives

Eric O. Anderson
Robert G. Earley
Arlie U. DeJarnatt
H. D. (Herb) Hadley

COLUMBIA INTERSTATE COMPACT COMMISSION

(RCW 43.57.010)

Senators

John L. Cooney
William D. Shannon

Representatives

H. Maurice Ahlquist
Joe D. Haussler

GUBERNATORIAL APPOINTEE

D. Elwood Caples

JOINT COMMITTEE ON EDUCATION

(HB 24—1963 Ex.)

Senators

Fred H. Dore
Jack England
Wilbur G. Hallauer
Andy Hess
Walter B. Williams

Representatives

Arnie Bergh
Frank Buster Brouillet
Don Eldridge
S. E. (Sid) Flanagan
Morrill F. Folsom

INTERIM COMMITTEE ON FISHERIES

(HB 34—1963 Ex.)

Senators

Robert L. Charette
Frank Connor
Reuben A. Knoblauch
Ted G. Peterson
Ralph L. Rickdall

Representatives

Dwight S. Hawley
Jack C. Hood
Fred R. Mast
Richard (Dick) Taylor
Max Wedekind

LEGISLATIVE COMMITTEE ON GAME AND GAME FISH

(HCR 3—1963 Ex.)

Senators

Victor F. DeGarmo
F. Stuart Foster
Karl Herrmann
John T. McCutcheon
David E. McMillan
John H. Stender

Representatives

C. W. (Red) Beck
Jack Metcalf
Drennan (Mac) McElroy
Edward M. Morrissey
Donald W. Moos
Roy Mundy

JOINT COMMITTEE ON GOVERNMENTAL COOPERATION

(HCR 6—1963 Ex.)

Senators

R. Frank Atwood
William A. Gissberg
H. B. Hanna

Representatives

Edward F. Harris
W. L. (Bill) McCormick
C. G. Witherbee

JOINT COMMITTEE ON HIGHWAYS
(HB 4—1963 Ex.)

Senators

Robert C. Bailey
Dewey C. Donohue
Sam C. Guess
Al Henry
John A. Petrich
W. C. Raugust
Nat Washington

Representatives

W. J. (Joe) Beierlein
Horace W. Bozarth
Paul H. Conner
Alfred E. Leland
Elmer C. Huntley
Bob McDougall
K. O. Rosenberg
Arnold S. Wang

JUDICIAL COUNCIL
(Chapter 271, Laws of 1961)

Senators

Fred H. Dore
John A. Petrich

Representatives

James A. Andersen
Robert F. Brachtenbach

LEGISLATIVE BUDGET COMMITTEE
(HB 17—1963 Ex.)

Senators

Martin J. Durkan
Frank W. Foley
Ernest W. Lennart
Mike McCormack
Charles P. Moriarty, Jr.
Marshall A. Neill

Representatives

Henry Backstrom
Damon R. Canfield
Robert F. Goldsworthy
Mrs. Joseph E. Hurley
Chet King
Mrs. Frances G. Swayze

**INTERIM COMMITTEE ON LEGISLATIVE BUILDING ACCOMMODATIONS
AND FURNISHINGS**
(SCR 2—1963 Ex.)

Senators

Joe Chytil
Victor F. DeGarmo
Andy Hess
Frances Haddon Morgan
A. L. Rasmussen
Ralph L. Rickdall

Representatives

Robert D. Eberle
Gordon Herr
Mrs. Douglas (Gladys) Kirk
Mary Ellen McCaffree
Charles R. Savage
Wes C. Uhlman

LEGISLATIVE COUNCIL
(Chapter 36, Laws of 1947)

Senators

Joe Chytil
Michael J. Gallagher
R. R. (Bob) Greive
James Keefe
George W. Kupka
Edward F. Riley
Gordon Sandison
Don L. Talley
Albert C. Thompson, Jr.
Perry B. Woodall

**Liaison Committee on
Institutions**

Frances Haddon Morgan

Representatives

Alfred O. Adams
Thomas L. Copeland
William S. Day
Daniel J. Evans
Slade Gorton
Mrs. Marian C. Gleason
Helmut L. Jueling
Dick J. Kink
W. J. O'Connell
Robert A. Perry
Harry A. Siler

Liaison

H. Maurice Ahlquist

STATE PUBLIC PENSION COMMISSION

(HB 66—1963 Ex.)

Senators

Herbert H. Freise
August P. Mardesich
Edward F. Riley
John N. Ryder
Gordon Sandison

Representatives

Jack Dootson
Avery Garrett
Harry B. Lewis
Richard W. Morphis
Charles E. Newschwander

STATUTE LAW COMMITTEE

(RCW 1.08.001)

Senators

Robert L. Charette
Marshall A. Neill

Representatives

Pat Comfort
Jack L. Burtch

OTHER APPOINTEES

Ben C. Grosscup, Chairman
Newman H. Clark, Vice Chairman
Bernard J. Gallagher
Charles P. Moriarty, Jr.
Charles R. Olson
Hugh J. Rosellini

SENATE BILLS PASSED BY SENATE AND HOUSE

Showing the Action by the Governor Thereon

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

Senate Bill No.	Subject	Chapter Number	Date Signed	Effective Date
4	Condominiums, apartment ownership.....	156	3-25	6-13-63
6	Increase salaries, county officials.....	164	3-25	6-13-63
11	Cities ambulance service.....	131	3-25	6-13-63
15	Mutual savings banks, borrowing time.....	176	3-26	6-13-63
Sub. 21	Cities adopt state regulations.....	184	3-26	6-13-63
24	False arrest insurance, law officers.....	127	3-25	6-13-63
30	Repeal time limit, payment for care deficient persons	129	3-25	6-13-63
32	Correctional institution, juvenile offenders.....	165	3-25	6-13-63
39	Cities, garbage service, bids.....	130	3-25	6-13-63
43	Witness, compulsory attendance, compensation.....	19	3- 9	6-13-63
44	Production credit associations, B&O exemption.....	136	3-25	6-13-63
47	RCW Title 36, county code.....	4	2-18	2-18-63
48	School districts, powers, duties.....	5	2-18	2-18-63
49	Industrial insurance, appeal.....	6	2-18	2-18-63
50	Sales tax, amend provisions.....	7	2-18	2-18-63
51	Property tax, tax lien sale provisions.....	8	2-18	2-18-63
52	Homestead, increase in lieu award to \$10,000.....	185	3-26	6-13-63
54	Garnishment, increase exemption.....	13	3- 7	6-13-63
56	Jurisdiction over Indians.....	36	3-13	3-13-63
57	Mortgage foreclosure, title to abandoned property..	34	3-13	6-13-63
Sub. 59	Administrative rules, legislative review.....	186	3-26	6-13-63
61	Motor fuel refund, remove time limit.....	187	3-26	6-13-63
62	Real property, court action, notice.....	137	3-25	6-13-63
63	State library commission, compensation limit.....	202	3-26	6-13-63
64	Port districts, industrial development property sales	138	3-25	6-13-63
65	Court commissioners, authority.....	188	3-26	6-13-63
76	Safety glass requirements, glass doors.....	128	3-25	6-13-63
77	Legislative expense appropriation.....	1	1-23	1-23-63
Sub. 81	License trapping of beavers.....	177	3-26	6-13-63*
*Partially vetoed—Section 11, Vetoed.				
88	Employee pension premium tax reduction.....	166	3-25	6-13-63
91	Elevators, escalators, etc. regulation.....	26	3-11	6-13-63
92	Daylight saving time April-October.....	14	3- 7	6-13-63
99	Administrative procedure, include liquor board.....	237	3-26	6-13-63
103	Changing certain harbor lines.....	139	3-25	6-13-63
115	Irrigation districts, exclude state land assessment...	20	3- 9	6-13-63
120	Optometrists, licensing, regulation.....	25	3- 9	6-13-63
121	Extend time, use tax refund application.....	21	3- 9	6-13-63
122	Tax refunds, time, statutory assessment period.....	22	3- 9	6-13-63
Sub. 128	Wartime continuity of government.....	203	3-26	3-26-63
132	Legislators' subsistence	2	1-25	1-25-63
141	Vehicle Equipment Safety Compact.....	204	3-26	7- 1-63
143	Party nomination requirements.....	189	3-26	6-13-63
146	Probation, extend state aid to 1965.....	54	3-21	6-13-63
147	Cancel overpayments to counties, institutions.....	190	3-26	6-13-63
149	Air pollution, additional provisions.....	27	3-11	6-13-63
154	Trade timberlands with U. S. government.....	53	3-21	6-13-63
155	Control, disposal resources, department natural resources	140	3-25	6-13-63
156	Natural resources equipment fund.....	141	3-25	6-13-63
157	Additional superior court judge, Snohomish county..	35	3-13	6-13-63
159	Town marshal, duties, hot pursuit.....	191	3-26	6-13-63
160	Taxation, reforestation land.....	214	3-26	6-13-63
164	Repeal restriction of liquor sales in University district	Vetoed	3- 4	

SENATE BILLS PASSED BY SENATE AND HOUSE—Continued

Senate Bill No.	Subject	Chapter Number	Date Signed	Effective Date
167	Higher education, special student fees for debt service	167	3-25	3-25-63
168	Authorize property sale, lease, to WSU.....	78	3-22	6-13-63
169	Group life insurance, spouse coverage limitation....	192	3-26	3-26-63
170	Retarded children's center, U of W.....	193	3-26	3-26-63
171	Professional conduct, restrictions added.....	142	3-25	6-13-63
173	Dangerous drugs, increase penalties.....	205	3-26	6-13-63
180	Coroners, jurisdiction, duties.....	178	3-26	6-13-63
182	Public improvement contracts, payments, reduction reserve	238	3-26	6-13-63*
	*Partially vetoed—Section 1, Vetoed.			
196	Banks, available funds balances.....	194	3-26	6-13-63
202	Insurance code, surplus funds, changes.....	195	3-26	6-13-63
205	Tort claims on state, counties, collection.....	159	3-25	6-13-63
208	Colleges, fees, limitation, trustees.....	143	3-25	3-25-63
211	B&O, including casualty insurance general agents..	168	3-25	6-13 63
213	Disincorporate special districts, review.....	55	3-21	6-13-63
219	LID's by cities from adjacent unincorporated areas..	56	3-21	6-13-63
220	Population limitation, incorporation, AA and A counties	57	3-21	6-13-63
225	Preference to blind, vending machine operators....	144	3-25	6-13-63
Sub. 228	Authorizing sale of water systems.....	196	3-26	6-13-63
233	PUD employees, collective bargaining.....	28	3-11	6-13-63
235	Apple advertising commission members, qualifications, authority	145	3-25	6-13-63
239	Authorize disposal Seattle Armory.....	146	3-25	6-13-63
240	Department of Personnel Service Fund, 1% maximum	215	3-26	6-13-63
241	Law enforcement teletype network, budget director	160	3-25	6-13-63
243	Authorizing Richland (Vernita) toll bridge, finance..	197	3-26	6-13-63
Sub. 244	Driver financial responsibility, new provisions.....	169	3-25	6-13-63
247	Tow truck fee \$25 flat, not by weight.....	18	3- 8	6-13-63
251	Soil/water conservation district property tax exempt	179	3-26	6-13-63
260	Industrial insurance, appeal notice, hearing.....	148	3-25	6-13-63
262	Supplementing uniform Washington food, drug and cosmetic act	198	3-26	6-13-63
265	Director of Agriculture set standards for milk products	58	3-21	6-13-63
271	Firearms, permits not required.....	163	3-25	6-13-63
Sub. 275	Public assistance, support of dependent children....	206	3-26	6-13-63
284	Relating to armories, veteran organization, rentals..	149	3-25	6-13-63
285	Architecture at WSU.....	23	3- 9	6-13-63
287	Motor vehicle excise tax amendments, changes.....	199	3-26	6-13 63
290	WSU student fees, changes.....	180	3-26	3-26-63
291	Permit highways number changes.....	24	3- 9	3- 9-63
295	Cities lease property, purchase.....	170	3-25	6-13-63
296	State jurisdiction, highway regulations in cities.....	150	3-25	6-13-63
298	Expand authorized powers of port districts.....	147	3-25	6-13-63
301	U of W student fees.....	181	3-26	3-26-63
309	Changing laws relating to state employees' retirement	174	3-25	3-25-63
313	Intergovernmental relations, plan, Department of Commerce and Economic Development.....	161	3-25	6-13-63
314	Interstate agreements, employee injuries.....	29	3-11	6-13-63
323	Industrial and occupational health, research facilities	151	3-25	4- 1-63
328	Drugs, regulation, licensing.....	38	3-14	6-13-63
338	Providing reciprocity as to certain fishing licenses with state of Oregon.....	171	3-25	6-13-63
339	Fish passage facilities, change, remove.....	153	3-25	6-13-63

SENATE BILLS PASSED BY SENATE AND HOUSE—Continued

Senate Bill No.	Subject	Chapter Number	Date Signed	Effective Date	
343	Public service companies, violations, penalties.....	59	3-21		*
	*(Section 12, 1-1-64—Rest 6-13-64)				
349	Timber taxation, valuation, manual.....	249	Not signed	6-13-63	
351	Insurance companies, no re-incorporation.....	60	3-21	6-13-63	
352	Stock ownership, joint tenancy, presumption.....	132	3-25	6-13-63	
Sub. 356	Election years, from even to odd.....	200	3-26	6-13-63	
360	Permit licensed games and device of chance.....	37	Not signed	3-14-63*	
	*(Partial veto of sections 1, 3 and 4, also section 7, vetoed)				
370	Electrical installations, exceptions, amendments....	207	3-26	7- 1-63	
374	Change, remove, fish passage facilities.....	152	3-25	6-13-63	
389	Revising methods for forming library LID.....	80	3-22	6-13-63	
390	Revising statutes relating to savings and loan associations	246	3-26	6-13-63*	
	*(Partial veto—Section 8).				
409	U of W lands to bond retirement fund.....	216	3-26	3-26-63	
411	University fees included in debt service.....	182	3-26	6-13-63	
413	\$13,250,000 bonds, universities' buildings.....	183	3-26	3-26-63	
Sub. 415	Installation sales, information disclosure.....	236	3-26	10- 1-63*	
	*(Partial veto—Section 11).				
416	State easement conveyance to Centralia.....	81	3-22	6-13-63	
419	School district annexation in city.....	208	3-26	6-13-63	
424	Motor vehicle equipment, regulations, changes....	154	3-25	1- 1- 63	
448	Extend city property transfer powers.....	155	3-25	6-13-63	
464	Provisions, regulations underground storage natural gas	201	3-26	6-13-63	
482	Disposition, east capitol site funds.....	157	3-25	6-13-63	
483	Capitol parking, fund, regulation.....	158	3-25	6-13-63	
491	Adding new crime under burglary classification....	133	3-25	6-13-63	
496	Implementing law relating to auditing of public accounts	209	3-26	6-13-63	
497	Excluding certain liquor vendors from state retirement	210	3-26	3-26-63	
500	Former harbor department employees transfer retirement	82	3-22	6-13-63	
511	Change, increase, boiler inspection fees.....	217	3-26	6-13-63	
519	Authorizing county recreation service areas.....	218	3-26	6-13-63	
525	Medicare to aged.....	211	3-26	3-26-63	
544	State public recreation areas reserved for public....	212	3-26	6-13-63	
555	Authorizing (agreements for) on-the-job training..	172	3-25	3-25-63	
556	Vocational rehabilitation cooperation with public or private agencies	134	3-25	6-13-63	
Sub. 564	Authorizing industrial development corporations...	162	3-25	3-25-63	
576	Priority programming of highways.....	173	3-25	6-13-63	
581	Vocational rehabilitation, additional finance, other sources	135	3-25	6-13-63	
582	Providing for payment of liquor board administrative expenses	239	3-26	3-26-63*	
	*(Partial veto—Section 3).				
589	Authorizing justice courts to sit outside district, repay county for courtroom expenses.....	213	3-26	6-13-63	
604	Annexation of district to city or town.....	Vetoed	3-26		
610	Lease tidal lands, oyster, clam cultivation.....	79	3-22	6-13-63	
618	Relief of Alton V. Phillips Company.....	248	Not signed	6-13-63	

**SENATE MEMORIALS AND RESOLUTIONS PASSED BY BOTH THE
SENATE AND HOUSE**

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

*Senate Joint
Memorials*

- | | <i>Subject</i> |
|---|---------------------------------------|
| 1 | Protect Bering Sea fisheries. |
| 8 | Protect minerals industries. |
| 9 | Reconstruct Grays Harbor south jetty. |

*Senate Concurrent
Resolutions*

- | | |
|---|--|
| 3 | World Fair study, Legislative Budget Committee. |
| 6 | Political campaign contributions, investigation. |

HOUSE BILLS PASSED BY SENATE AND HOUSE

Showing the Action by the Governor Thereon

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

House Bill No.	Subject	Chapter Number	Date Signed	Effective Date
6	Group hospitalization and medical aid, public employees and dependents.....	75	3-22	6-13-63
12	Mining claims, posting, filing, notice.....	64	3-22	6-13-63
13	Irrigation district elections, filing time.....	68	3-22	6-13-63
17	Irrigation, water delivery, federal law.....	3	2- 6	2- 6-63
18	Safeguard the Antwerp Messenger.....	69	3-22	6-13-63
21	Seat belts on new autos after July 1, 1963.....	117	3-25	6-13-63
28	Abandoned water courses to counties.....	90	3-25	6-13-63
29	Real property transfer by government unit.....	49	3-20	6-13-63
33	Preservation of public documents, state.....	241	3-26	6-13-63*
	*(Partial veto—Section 3).			
34	Preservation of public documents, county.....	Vetoed	3-26	
35	National Guard, military justice code.....	220	3-26	7- 1-63*
	*(Partial veto—Section 3).			
42	Permit standard uniforms, sheriffs.....	50	3-20	6-13-63
46	Servicemen purchased out of state autos exempt use tax	76	3-22	6-13-63
48	Raise age for consent marriage to seventeen.....	230	3-26	6-13-63
51	Standards; assessments; soft-tree fruit.....	51	3-20	6-13-63
53	Sales tax, vending machines.....	244	3-26	6-13-63
60	Weed districts financial obligations.....	52	3-20	6-13-63
61	Repeal triennial examination teachers' retirement system	9	3- 4	6-13-63
65	Providing certain testimony in support cases.....	10	3- 4	3- 4-63
70	License and redefining licensed practical nurses.....	15	3- 7	6-13-63
72	Increase base, first class cities, employment retirement system	91	3-25	6-13-63
75	Broaden definition "vocationally handicap person".....	118	3-25	6-13-63
83	Board of education, secondary program in nonhigh districts	32	3-13	6-13-63
89	Registration of contractors.....	77	3-22	8- 1-63*
	*(Partial veto—Section 9, subsection 16).			
94	Driver training, add assessment to fines.....	39	3-15	6-13-63
98	Plat filing, change deposit amount.....	66	3-22	6-13-63
100	Public employee pension costs, billing procedure....	126	3-25	6-13-63
105	Municipal purchasing, conditional sales contracts...	92	3-25	6-13-63
109	Name primary state highway No. 6, Newport.....	240	3-26	6-13-63*
	*(Partial veto—Section 2).			
Sub. 110	Lower area restrictions, town incorporation.....	119	3-25	6-13-63
114	Repeal midwifery, grandmother clause.....	Vetoed	3- 2	
119	Minimum hourly wage, apprentice workmen.....	93	3-25	6-13-63
128	Charter for cities over 10,000.....	222	3-26	6-13-63
131	Land condemnation for schools, limitation.....	41	3-19	6-13-63
135	Delinquent tax, rate and time of interest.....	88	3-25	6-13-63
139	Taxes due, notice, publication.....	94	3-25	6-13-63
141	Civil service, remove city residence qualifications..	95	3-25	6-13-63
143	Maximum and minimum speed limits, changes.....	16	3- 7	6-13-63
144	Drivers' License Compact.....	120	3-25	7- 1-63
146	Flatting, hearings, committee.....	245	3-26	6-13-63
150	Health districts charge fees for inspection services..	121	3-25	6-13-63
151	Municipalities contract for health services.....	17	3- 7	6-13-63
153	Lake water lowering, no petition publication.....	243	3-26	6-13-63
155	Temporary justices of supreme court, compensation	40	3-17	3-17-63
158	Drainage, dike districts, additional powers.....	96	3-25	6-13-63
181	School director elections, ballot positions, form....	223	3-26	6-13-63
Sub. 184	Fire districts merger, petition, election.....	42	3-19	6-13-63

HOUSE BILLS PASSED BY SENATE AND HOUSE—Continued

House Bill No.	Subject	Chapter Number	Date Signed	Effective Date
188	Second degree arson, with malice.....	11	3- 4	3- 4-63
189	Patrol highway account moneys, reversion.....	83	3-25	6-13-63
190	Probate, court action on claims.....	43	3-19	6-13-63
195	Auction abandoned vehicles, time, place.....	44	3-19	6-13-63
198	Administration of blind student assistance funds....	33	3-13	6-13-63
200	Family support enforcement, reciprocity.....	45	3-19	3-19-63
210	AA county ports acquire commercial waterway dis- tricts	97	3-25	6-13-63
211	Uniform standards, horticultural products.....	122	3-25	7- 1-63
216	Schools join, pay for nonprofit research.....	30	3-11	6-13-63
223	Student fees to U of W debt service.....	224	3-26	6-13-63
227	No bond required when bank executor.....	46	3-19	6-13-63
228	Out-of-state high school attendance, reciprocity....	47	3-19	6-13-63
230	Second class school district, remove building site restriction	61	3-21	6-13-63
242	Log patrol license, Department of Natural Resources	12	3- 4	6-13-63
Sub. 243	Additional judge, Spokane County, next election....	48	3-19	6-13-63
246	Annex, water and sewer districts, fire protection dis- tricts	231	3-26	6-13-63
247	Repeal RCW 76.36.080 forest brands fee.....	98	3-25	6-13-63
248	Cooperative grazing agreements, Department of Nat- ural Resources	99	3-25	6-13-63
249	Department of Natural Resources representative en- ter land, no trespass.....	100	3-25	6-13-63
253	Surplus commodities, remove date limit, no barter..	219	3-26	6-13-63
255	Claims in justice court to \$100.....	123	3-25	6-13-63
257	Higher education, refund fees on withdrawal.....	89	3-25	6-13-63
Sub. 261	Irrigation and rehabilitation districts.....	221	3-26	6-13-63
263	Vehicle license agent fee to state patrol highway account	85	3-25	6-13-63
264	Agricultural products buying, definitions, proceed- ings	232	3-26	6-13-63
273	Carrier permits, qualification, temporary period....	242	3-26	6-13-63
280	Special instruction, in lieu one-semester course in Washington history and government.....	31	3-11	6-13-63
281	State patrol retirement, time, contributions, benefits	175	3-25	6-13-63
286	Industry, ventilation, inspection and enforcement....	62	3-22	6-13-63
293	Conditional medical, surgical license extend two years	65	3-22	6-13-63
297	Permit group insurance fire district personnel.....	101	3-25	6-13-63
Sub. 299	Union employees qualify state employment retire- ment	225	3-26	6-13-63
303	Physical education all schools.....	235	3-26	6-13-63*
	*(Partial veto).			
311	Regulate agricultural commodity standards, shipping	124	3-25	7- 1-63
319	Hospital districts dispose of surplus property.....	102	3-25	6-13-63
320	School districts dispose of surplus property, new minimum	67	3-22	6-13-63
335	Disability insurance contracts, chiroprodists.....	87	3-25	6-13-63
343	Highways, public service franchises, notices.....	70	3-22	6-13-63
Sub. 347	Limited access highway, county planning.....	103	3-25	6-13-63
349	School districts noncertificated employee leaves....	104	3-25	6-13-63
351	Dependent child, family income, future use.....	226	3-26	6-13-63
359	Repeal underground hour and pressure regulations..	105	3-25	6-13-63
Sub. 360	Motor vehicle licensing, registration, reciprocity....	106	3-25	7- 1-63
361	Extend World Fair Commission to 4-30-65.....	247	Not signed	6-13-63
368	U of W acquire certain Lake Union shoreland.....	71	3-22	6-13-63
369	Agricultural pesticides, bond include actual use....	107	3-25	6-13-63
371	Relating to filing of inventories by county commis- sioners	108	3-25	6-13-63

HOUSE BILLS PASSED BY SENATE AND HOUSE—Continued

House Bill No.	Subject	Chapter Number	Date Signed	Effective Date
384	Third class cities contract with cemetery, fire districts	72	3-22	6-13-63
385	Road improvement districts, all counties, definitions	84	3-25	6-13-63
389	State library, publication distribution center.....	233	3-26	7- 1-63
392	Aeronautics commission, airport facilities transfer..	73	3-22	6-13-63
394	Colleges grant nursing degree.....	109	3-25	6-13-63
403	Permit conservation district borrowing.....	110	3-25	6-13-63
404	Salmon fishing limitations, if reciprocal.....	234	3-26	6-13-63
417	Sewer system, water district may operate.....	111	3-25	6-13-63
418	Protecting firemen's pension rights on change in fire protection organization	63	3-22	6-13-63
459	Include cemetery districts in debt service extra millage	112	3-25	6-13-63
487	Municipal use, gas tax distribution.....	113	3-25	6-13-63
488	Group insurance, employers' association.....	86	3-25	6-13-63
493	Life insurance payable to trustee.....	227	3-26	6-13-63
514	Public assistance, changes.....	228	3-26	3-26-63
530	Unclaimed tax refunds to current expense funds....	114	3-25	6-13-63
538	Railroad crossing stop not needed with traffic signal..	125	3-25	6-13-63
551	Militia includes National Guard females.....	74	3-22	6-13-63
560	Cities, uniform street cost accounting.....	115	3-25	6-13-63
570	Employment of women, no exclusions.....	229	3-26	6-13-63
584	Three year magazine subscription authorized.....	116	3-25	6-13-63
590	Hotel inspection fees to accident fund.....	Vetoed	3-26	

**HOUSE RESOLUTIONS PASSED BY BOTH THE SENATE AND HOUSE
THIRTY-EIGHTH LEGISLATIVE SESSION—1963**

<i>House Joint Resolution No.</i>	<i>Subject</i>
15	Federal poll tax abolishment.

<i>House Concurrent Resolution No.</i>	
1	Joint notification, legislature organized.
2	Joint session, Governor's message.
3	Joint session, Governor's budget message.
5	Joint session, National Geographic film.
6	Legislative memorial services, February 22.
8	Legislative bills, consideration limitation.
10	Skagit river bypass project study.
15	Jack Hamilton, death, condolences.
19	Adjournment, Sine Die.

INDEX

**TITLE AND HISTORY OF SENATE AND HOUSE BILLS,
MEMORIALS AND RESOLUTIONS**

AND

GENERAL TOPICAL INDEX

10. Senator Rasmussen: Including members of the legislature within the provisions of the code of ethics of legislative employees	30								
11. Senators Henry, Talley and Neill: Authorizing third class cities to use city-owned ambulances beyond the city limits in certain cases	30	95	126	126, 802	132, 899	802	844	898	S.
12. Senators Henry, Talley, Neill and Thompson, Jr.: Authorizing policemen of cities of the second class to pursue ordinance violators beyond city limits.....	30								
13. Senators Sandison and Talley: Enabling cities and towns having certain paid LID bonds to cancel them under certain conditions	30	76	105	106	105, 119				
14. Senators Thompson, Jr., Stender and Peterson: Abolishing the state parks and recreation commission and transferring its powers and duties to the department of parks and recreation and to the board of natural resources....	31	442							
14. (Substitute) Committee on State Government: Abolishing the state parks and recreation commission and transferring its power and duties to the department of parks and recreation and to the board of natural resources....		442							
15. Senators Herrmann, Ryder and Riley: Relating to mutual savings banks	31	370	416	417	424, 799	801	801	844	S.
16. Senators Peterson and Talley: Creating eyesight qualifications for issuance of hunting licenses.....	31	286	316	317	333				
17. Senator Freise: Authorizing persons to approve bail when judge or magistrate is absent or unable to do so.....	31	215	348	348	357				
18. Senators Talley, Hanna and Neill: Removing restriction on certain LID assessments in cities of third class.....	31	78			105				
19. Senators Kupka, Keefe and Rickdall: Deleting provisions requiring that psychopathic delinquents be placed in state institutions where psychiatric care and treatment is provided	31								
20. Senator Riley: Making office of state auditor a nonpartisan office	32								
21. Senators Neill and Talley: Authorizing cities and towns to adopt state agency rules and regulations by reference	32	473							

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Referrals	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
21. (Substitute) Judiciary Committee: Authorizing cities and towns to adopt state agency rules and regulations by reference		478	656	656	896	898	902	940	S.
22. Senators Henry, Talley and Neill: Relating to towns, budget and tax matters	32								
23. Senator Freise: Authorizing the court to stay certain proceedings without the posting of bond.....	32	215	261	262	263				
24. Senators Neill and Talley: Providing false arrest insurance for employees of second and third class cities.....	32	76	104	104	119, 799	801	801	844	S.
25. Senators Neill and Talley: Making the amount of dog license fees and regulation of dogs discretionary with the legislative bodies in cities of third and fourth class..	32	76	104, 116	117	105, 119				
26. Senators Neill and Talley: Clarifying notice requirements for public meetings,	32	87							
27. Senators England, Peterson and Thompson, Jr.: Relating to the designation, acquisition, and financing of open space land areas	32								
28. Senators Gallagher, Thompson, Jr., Durkan, Peterson and Dore: Amending RCW 29.21.180 relating to school primary elections	32		32	33	33				
29. Senators Kupka, Keefe, Sandison, Hallauer and Thompson, Jr. (by Legislative Council request): Providing for reorganization of department of institutions.....	38								
30. Senators Kupka, Keefe and Sandison (by Legislative Council request): Providing day school care for mentally or physically deficient.....	38	263, 512	631	631	619, 848	850	852	898	S.

31. Senators Kupka, Keefe, Sandison and Thompson, Jr. (by Legislative Council request): Establishing correctional institution for females.....	38	264							
32. Senators Kupka, Hallauer and Thompson, Jr. (by Legislative Council request): Providing site, authorizing school, for juvenile correction in King county.....	38	264, 694	721	721	264, 740, 977	971	977	978	S.
33. Senators Kupka, Keefe and Thompson, Jr. (by Legislative Council request): Providing for insurance coverage for passengers and crew of department of natural resources aircraft	39	109	237, 238, 259	260	237, 238, 263				
34. Senators Kupka, Keefe, Sandison, Thompson, Jr. and Freise (by Legislative Council request): Providing for post-institutional placement of juvenile delinquents.....	39								
35. Senators Ryder, Cowen and Neill: Removing savings banks from bank and trust company provisions relating to existence extension	39								
36. Senators Talley, Donohue and Raugust: Removing prohibition on increasing salaries of appointive town officials	39	77	366	366					
37. Senators Talley, Kupka and England: Extending civil defense measures	39	145	389	390					
38. Senators Talley, Donohue and Raugust: Making the providing of a performance bond by town marshal discretionary; making the town marshal responsible to the mayor; and removing liability of town marshal and his bondsmen for acts of deputies	39								
39. Senators Talley, Donohue and Raugust: Authorizing municipalities to enter into five-year garbage disposal contracts	39	77	162	162	848	850	852	898	S.
40. Senators Talley, Henry and Raugust: Making it optional as to whether any city or town shall determine by ordinance whether or not councilmen are elected by numbered positions	40								
41. Senators Talley, Hallauer and Ryder: Authorizing the superior court in third class counties to appoint specific family court assistants.....	40	277	417						
42. Senators Talley, Bailey and Lennart: Appropriation for operation of Westport ferry.....	40								

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
43. Senators Moriarty, Jr., Petrich and Williams: Authorizing state-wide subpoena	40	172	274	274	577	582	585	602	S. 778
44. Senators Lennart and Hallauer: Exempting production credit associations organized under the Farm Credit Act of 1933 from business and occupation tax provisions....	40	370	417	417	418	850	852	898	S.
45. Senators Talley and Raugust: Removing statutory prohibitions on increasing salaries of appointive third class city officials	40	77	125	125	848	.....	.....	.....	.....
46. Senators Moriarty, Jr., Mardesich and Atwood: Providing lawyer's and expert witnesses' fees to condemnees in certain cases	40	.....	.....	.....	.....	.....	.....	.....	.....
47. Senators Petrich, Moriarty, Jr. and Neill: Enacting Title 36 of the Revised Code of Washington relating to counties	40	109	126	126	297	300	300	311	S. 336
48. Senators Petrich, Moriarty, Jr. and Neill: Reenacting RCW 28.58.100 relating to powers of school directors to give effect to the three separate 1961 acts which amended said section	40	109	127	127	297	300	300	311	S. 336
49. Senators Petrich, Moriarty, Jr and Neill: Correcting clerical error in 1961 reenactment of RCW 51.52.095 relating to industrial insurance appeals	40	110	127	127	297	300	300	312	S. 336
50. Senators Petrich, Moriarty, Jr. and Neill: Reenacting RCW 82.04.050 relating to definition of terms in the excise tax law to give effect to the two separate 1961 acts which amended said section	40	110	128	128	298	300	300	312	S. 336

51. Senators Petrich, Moriarty, Jr. and Neill: Correcting clerical error in 1961 reenactment of RCW 84.64.080 relating to property tax foreclosure proceedings.....	41	110	128	128	298	300	300	312	S. 336
52. Senators Moriarty, Jr., Petrich and Williams: Increasing the probate award in lieu of homestead to \$10,000.....	41	264	306	306	896	898	902	940	S.
53. Senators Moriarty, Jr., Petrich, Atwood and Dore: Providing personal exemptions from attachment.....	41	172	455	455	457	.....	.....	.....	.....
54. Senators Moriarty, Jr., Petrich, Williams and Dore: Increasing the exemptions of wages in garnishment proceedings	41	172	345	346	357, 577	582	585	602	S.
55. Senators Dore and Hess: Adding fair housing to law against discrimination	41	215	.....	.....	109	.....	.....	.....	.....
56. Senators Woodall, Hallauer, Foster, Dore, DeGarmo and McCormack (by Legislative Council request): Assumption by state of certain specified jurisdiction over Indians	41	173	212	236, 647	42, 215, 225, 669, 939	646	670	678	S. 939
57. Senators Woodall, Riley and Williams (by Legislative Council request): Authorizing special foreclosure and procedure on abandoned residences.....	43	264	282	283	297, 709	712	712	732	S. 938
58. Senators Woodall, Henry and Atwood (by Legislative Council request): Extending police and justice court jurisdiction to minors.....	43	.....	.....	.....	.....	.....	.....	.....	.....
59. Senators Woodall, Greive and Rickdall (by Legislative Council request): Authorizing legislative review of administrative rules and regulations.....	43	110, 298	221	.....	140, 152, 159, 182, 206, 221	.....	.....	.....	.....
59. (Substitute) Judiciary Committee: Authorizing legislative review of administrative rules and regulations.....	.....	298	367	367	896	898	902	940	S.
60. Senators Woodall, Grieve and England (by Legislative Council request): Permitting counsel for defense to review the presentence report.....	43	173	274	275	.....	.....	.....	.....	.....
61. Senators Gallagher, Kupka and Moriarty, Jr.: Removing the expiration date from certain tax provisions.....	52	277	305	305	308, 396	898	902	940	S.
62. Senators Moriarty, Jr., Ryder and Petrich: Encumbering real property at the time of filing of a complaint regarding title and lifting encumbrance when no process served within sixty days.....	53	119	133	139	848	850	852	898	S.

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
63. Senators Hallauer and Thompson, Jr.: Removing fiscal limitation on state library commission.....	53	188	286	286, 899	297, 938	899	939	940	S.
64. Senators Talley, Rasmussen and Ryder: Relating to and validating certain sales by port districts.....	53	95	163, 185	185	164, 188, 848	850	852	898	S.
65. Senators Hanna, Freise and Foley: Removing time delay for entry of judgments by court commissioners.....	53	264	313	314	305, 333, 896	898	902	940	S.
66. Senators DeGarmo, Rasmussen and Bailey: Putting non-fire rescue work within official scope of firemen's duties	53	.....	.....	.....	.....	.....	.....	.....	.....
67. Senator Talley: Raising age for compulsory attendance at school to 18 years old and for lawful employment during school hours to 16 years old.....	53	.....	.....	.....	.....	.....	.....	.....	.....
68. Senators Sandison, Rickdall and Riley (by Legislative Council request): Repealing law permitting tax commission to have access to safe deposit boxes for inheritance tax purposes	53	.....	.....	.....	.....	.....	.....	.....	.....
69. Senators Sandison, Rickdall and Riley (by Legislative Council request): Clarifying application of the fire district tax levy to property lying within forest patrol assessment areas	53	173	273	274	276	.....	.....	.....	.....
70. Senators Greive, Kupka and Rickdall: Permitting levy for port district industrial development district purposes	54	370	.....	.....	.....	.....	.....	.....	.....
71. Senators Freise, Petrich and Woodall: Changing requirements on probate notices to be posted at courthouses....	54	120	140	140	.....	.....	.....	.....	.....
72. Senators Freise, Kupka and Keefe: Removing the term "epileptics" from the provisions dealing with nonresident deportation	54	399	638	638	.....	.....	.....	.....	.....

73. Senators Foster, Hanna and Woodall: Exempting fuel oil used for heating orchards from retail sales and use taxes	54									
74. Senators Greive, Kupka, Sandison and Rickdall (by Legislative Council request): Granting concurrent jurisdiction to certain justice courts regarding obscene material	54	494								
75. Senators England, Talley and Peterson: Requiring the word "Washington" to appear on automobile license plates	54									
76. Senators Freise and Hess: Requiring safety glass doors..	54	277	341	342, 796	304, 357, 799	796	801	844	S.	
77. Senators Foley and Dore: Appropriating monies for expenses and costs of the legislature.....	55		55	55	56	60	60	65	S. 77	
78. Senators Keefe, Greive and Rickdall (by Legislative Council request): Creating industrial finance authority to insure industrial loans.....	56									
79. Senators Kupka, Keefe, Rickdall, Knoblauch and Morgan: Providing for the placement of sexual psychopaths in institutions generally rather than in hospitals specifically	57									
80. Senators Kupka, Keefe and Rickdall (by Legislative Council request): Providing personal property tax exemption of certain goods in transit.....	57	734								
81. Senators DeGarmo and Rasmussen: Regulating the taking of beaver and sale of pelts.....	57	287								
81. (Substitute) Committee on Fisheries, Game and Game Fish: Regulating the taking of beaver and sale of pelts	287	595	595	799	801	801	844	P.V.		
82. Senator McCutcheon: Allowing municipal judges to solemnize marriages	57									
83. Senators Talley, McCutcheon, Petrich, Kupka, Knoblauch and Rasmussen: Providing that the Longview-Rainier and Tacoma Narrows bridges shall become toll free upon retirement of bonded indebtedness.....	57									
84. Senators DeGarmo, Durkan and Talley: Granting teachers a duty free lunch period.....	58									

95. Senators Kupka, Rasmussen and McCutcheon: Protecting municipal transportation employers' pensions.....	61								
96. Senators Dore, Petrich and Charette: Authorizing time off to vote.....	61								
97. Senators Foster and Henry: Restricting size of signs used to advertise motor vehicle fuel.....	61	454	604, 611	618	600, 605, 618, 619, 621				
98. Senators Hallauer and Hess: Regulating drivers' training and raising license age to eighteen.....	61								
99. Senators Hallauer, Riley and Woodall: Including liquor board in administrative act.....	61	111	129	129	124, 800	801	801	844	S.
100. Senators Talley, Atwood and Sandison: Changing recording system	61	670							
101. Senators Talley, Durkan, Morgan and DeGarmo: Protecting minors	61								
102. Senators Rasmussen, Peterson and DeGarmo: Prescribing safety equipment and regulating motorboats.....	62	494			106				
103. Senators Greive, Kupka, Sandison, Rickdall, Durkan, Lennart and DeGarmo: Authorizing change in certain harbor lines	62	94	124	124, 803	132, 839	803	844	898	S.
104. Senators Hess, Thompson, Jr. and Hallauer: Changing community college provisions	62	437							
105. Senators Freise and Atwood: Making liability contracts of lessors of vehicles "insurance" within the meaning of the insurance code.....	66	370							
106. Senators England, Donohue and Sandison: Exempting certain school districts from the provisions of RCW 28.57.150	66	670	737	737	775				
107. Senators England, Donohue and Bailey: Permitting certain areas to incorporate as cities of the first class.....	66	519	773						
108. Senators Raugust, Washington and McCormack: Conforming state law with federal law in relation to irrigation and reclamation districts in federal areas.....	66								
109. Senators Peterson, Rasmussen and Williams: Requiring estate appraisals by state appraisers.....	66								

118.	Senators Foley, Moriarty, Jr. and Durkan (by Legislative Budget Committee request): Abolishing the bureau of criminal identification	69	520	699	700	709	.....	.....	.....	.....
119.	Senators Moriarty, Jr. Neill and Durkan (by Legislative Budget Committee request): Providing for duplicate cost bills in felony cases.....	69	371	536	537	244	.....	.....	.....	.....
120.	Senators Henry, Peterson and Greive: Regulating optometry	69	133	288	296	284, 297, 577	582	585	602	S. 778
121.	Senators Durkan, Foley and Lennart (by Legislative Budget Committee request): Extending period for applying for use tax refund.....	69	133	183	183	577	582	585	603	S. 778
122.	Senators Durkan, Foley and Lennart (by Legislative Budget Committee request): Changing allowable period in which a tax deficiency may be offset against a tax refund	69	133	182	182	577	582	585	603	S. 778
123.	Senators Greive and Rickdall (by Department of License request): Regulating mortgage investment transactions..	69	.....	.....	.....	.....	.....	.....	.....	.....
124.	Senator Freise (by Legislative Council request): Enact- in a general assistance residency requirement as a part of chapter 74.08 RCW	69	442	631	632	619	.....	.....	.....	.....
125.	Senators Gallagher, England and DeGarmo: Relocating government in emergencies.....	70	145	223	223	213, 227	.....	.....	.....	.....
126.	Senators Gissberg and Woodall: Requiring insurance companies to pay costs of litigation in certain cases....	70	.....	.....	.....	.....	.....	.....	.....	.....
127.	Senator Gissberg: Including profits from invested insur- ance premiums as a rate factor.....	70	.....	.....	.....	.....	.....	.....	.....	.....
128.	Senators Gissberg, Dore, Woodall and Cowen: Continu- ing government	70	173, 437	224	.....	213, 224, 281	.....	.....	.....	.....
128.	(Substitute) Committee on State Government: Continu- ing government .....	.....	437	534	534, 904, 938	503	903	939	940	S.
129.	Senators Dore, Knoblauch and Chytil: Providing civil de- fense workmen's compensation.....	70	145, 371	238, 270	.....	238, 247, 271, 457	.....	.....	.....	.....
129.	(Substitute) Committee on Parks, Capitol Grounds, Pub- lic Buildings, Veterans' Affairs and Civil Defense: Pro- viding civil defense workmen's compensation.....	.....	371	451	451	434	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
130. Senators Dore, Morgan and Petrich (by Executive request): Providing one-fourth cent of fuel tax for ferry system	70	.....	.....	.....	.....	.....	.....	.....	.....
131. Senators Stender and Dore: Regulating labor work week	70	.....	.....	.....	218	.....	.....	.....	.....
132. Senators Dore and Foley: Providing subsistence payments for members of the legislature and for the president of the Senate and making an appropriation.....	70	.....	70	71	76	77	82	84	S. 89
133. Senator Freise: Making car rental liability agreements applicable to all types of accidents.....	78	298	593	593	601	.....	.....	.....	.....
134. Senators Herrmann, England and Rasmussen: Regulating government labor management relations.....	78	357	635, 658	662	638, 650, 675	.....	.....	.....	.....
135. Senators Rasmussen, Kupka and DeGarmo: Providing hunting and fishing fee exemptions.....	78	.....	.....	.....	.....	.....	.....	.....	.....
136. Senators Riley, Mardesich and Donohue: Changing the date of primary elections and the period for candidates to file	78	.....	.....	.....	.....	.....	.....	.....	.....
137. Senators Washington, Henry and Raugust (by Highway Interim Committee request): Supplementing law on driving delinquencies and making mandatory a chemical test for alcoholic blood content upon certain motor vehicle violations	78	.....	.....	.....	.....	.....	.....	.....	.....
138. Senators McCutcheon and Rasmussen: Supplementing law relating to community colleges.....	78	.....	.....	.....	.....	.....	.....	.....	.....
139. Senators Riley, DeGarmo and Peterson: Authorizing murals in legislative building.....	78	309	.....	.....	87	.....	.....	.....	.....

140.	Senators Talley, Henry, Foley and Woodall: Extending highway 3-B	79								
141	Senators Washington, Foster and Donohue (by Highway Interim Committee request): Adopting the vehicle equipment safety compact.....	79	173	272	273, 900, 938	276	900	939	940	S.
142.	Senators Kupka, McCutcheon and Chytil (by Legislative Council request): Authorizing department of institutions to make vendor payments for mentally deficient children in private institutions.....	79	547							
143.	Senators Neill and Bailey: Amending election procedures relating to nomination and declarations of candidacy....	79	120	184, 207	208	143, 152, 161, 184, 896	898	902	940	S.
144.	Senators Kupka, Rickdall and Keefe: Permits transfer of deficient residential school personnel to hospitals for mentally ill	79	154	283	283					
145.	Senators Kupka, Rickdall and Keefe: Implementing law relating to hospitalization charges of mentally ill at state hospital	79	155							
146.	Senators Kupka, Knoblauch and Morgan: Providing temporary state aid for county probationary services.....	79	399	653	653	675, 896	898	902	940	S.
147.	Senators Kupka, Rickdall and Keefe: Canceling overpayments of state aid made to counties under probation services aid program.....	79	265, 512	653	653	265, 896	898	902	940	S.
148.	Senators Morgan, Kupka and Knoblauch: Providing for commitment of alleged mentally deficient persons over 18 to state school.....	79	547							
149.	Senators McMillan, Riley and Williams (by Departmental request): Supplementing air pollution control law.	80.	215	365	365	709	712	712	792	S.
150.	Senators Ryder and Henry (by Interim Committee on Education request): Providing for review of extended secondary school program and abolishing program in community college areas.	80								
151.	Senators Kupka, McCutcheon and Rasmussen: Authorizing state and local governments to provide medical aid and hospitalization benefits for employees.....	80	277							
152.	Senators Gallagher, Thompson, Jr. and Peterson (by Departmental request): Regulating use of waterways for purposes other than navigation.....	80	120	161	162					

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
153. Senators McCormack, Thompson, Jr. and Charette (by Departmental request): Amending law authorizing sale of second class shorelands to show proper departmental responsibility	80								
154. Senators Sandison and McCormack (by Departmental request): Authorizing exchange of standing timber on United States park lands for timber without such park lands	80	155	222	222	210, 848	850	852	898	S.
155. Senators Chytil, Talley and Bailey (by Departmental request): Providing department of natural resources may acquire, maintain and dispose of access rights to state timber and other material.....	80	155	211, 223	223	211, 227, 848	850	852	898	S.
156. Senators Foley, Ryder and Dore (by Departmental request): Creating a natural resources equipment fund....	81	155	261	261	263, 848	850	852	898	S.
157. Senators Gissberg and Mardesich: Granting an additional superior court judge to Snohomish county.....	81	155	260	260	709	712	712	732	S. 938
158. Senators Chytil, Charette and Hanna: Allowing cities and towns to transfer money from guaranty fund.....	84	473			759				
159. Senators Talley, Henry and Thompson, Jr.: Authorizing law enforcement officers of the second and fourth class municipal corporations to pursue law violators beyond their boundary lines	84	298	699	699	896	898	902	940	S.
160. Senators Sandison, Riley and Greive (by Legislative Council request): Amending generally the reforestation act	84	709	792, 809	810	161, 766, 782, 787, 793, 804, 848, 977	971	977	978	S.

161. Senators McCutcheon and Knoblauch: Abolishing present area limit of fourth class municipalities.....	84	.....	.....	.....	.....	.....	.....	.....	.....	.....
162. Senators Mardesich and Gissberg: Broadening powers of intergovernmental disposition of property.....	84	111	.....	.....	.....	.....	.....	.....	.....	.....
163. Senators Petrich and McCutcheon: Authorizing metropolitan park districts to participate in flood control projects	84	298	508	509	.....	.....	.....	.....	.....	.....
164. Senators Mardesich, Williams and Riley: Relating to restrictions on liquor sales in the University district.....	85	243	305, 306, 319	307, 319	805, 807, 814, 819, 333, 709	712	712	732	Vetoed	
165. Senators Bailey, Petrich and Gissberg: Changing basis for rates for publication of legal notices.....	85	425	.....	.....	.....	.....	.....	.....	.....	.....
165. (Substitute) Judiciary Committee: Changing basis for rates for publication of legal notices.....	.....	425	.....	.....	.....	.....	.....	.....	.....	.....
166. Senators Bailey, Petrich and Gissberg: Changing maximum rates for mandatory acceptance of bids for county printing	85	425	.....	.....	.....	.....	.....	.....	.....	.....
166. (Substitute) Judiciary Committee: Changing maximum rates for mandatory acceptance of bids for county printing .....	.....	425	.....	.....	.....	.....	.....	.....	.....	.....
167. Senators Foley and Neill: Relating to state institutions of higher learning.....	85	188	345	345	318, 977	971	977	978	S.	
168. Senators Neill and Foley: Authorizing the sale or lease of certain lands by Washington State University.....	85	188	271	271	262, 848	850	852	898	S.	
169. Senators Woodall, Stender and Greive: Providing union insurance coverage of up to \$1,000 on the spouse of an employee	85	265	283	283	896	898	902	940	S.	
170. Senators Petrich, Woodall, Dore and Morgan: Establishing children's center for research and training in mental retardation	85	400, 474, 694	723	723	474, 896	898	902	940	S.	
171. Senators Gissberg and Thompson, Jr. (by Joint Committee on Governmental Cooperation request): Providing standards of professional conduct.....	85	216	383	383	399, 848	850	852	898	S.	
172. Senators Gissberg, Thompson, Jr. and Greive (by Joint Committee on Governmental Cooperation request): Authorizing rules of professional conduct for pharmacists..	85	216	.....	.....	.....	.....	.....	.....	.....	.....

182.	Senators Riley, England and Mardesich: Lowering percentage of public contracts price retained by political subdivision to ten percent and providing conditions for repayment before job completion.....	91	371	435	436	420, 436, 441, 896	898	902	940	P. V.
183.	Senators Thompson, Jr. and Rasmussen (by Legislative Council request): Excluding liquor vendor agents from the state retirement system.....	91								
184.	Senators Rasmussen, Kupka and Chytil (by Legislative Council request: Permitting the state retirement board to waive advance notice of retirement.....	91								
185.	Senators Kupka, Keefe and McCutcheon: Relating to institutional commitment of sexual psychopaths.....	91								
186.	Senators DeGarmo and Rasmussen: Permitting beer and wine shelving in view of store personnel.....	91								
187.	Senators DeGarmo and Rasmussen: Removing liquor offenders over sixteen from juvenile courts.....	91								
188.	Senators DeGarmo and Keefe: Providing state matching funds for tourist promotion in Washington.....	91								
189.	Senators Riley, Thompson, Jr. and England: Specifying conditions for municipal water and sewer contracts....	91								
190.	Senators Sandison and Bailey: Authorizing sport fishing from Hood Canal bridge.....	92	287	304	305	808				
191.	Senators Greive, Keefe, Petrich, Dore, Rickdall and Chytil: Establishing and setting out duties of a state publications review board.....	92	512	541	543	92, 546				
192.	Senators Bailey and Connor: Changing tax roll procedure.....	98	299	419	419					
193.	Senators Durkan and Gissberg: Opening waters and watersheds to public recreational use.....	98								
194.	Senators Woodall, Stender and Greive: Adding an excise tax exemption.....	98								
195.	Senators Herrmann, Freise and Cooney: Supplementing law relating to employee welfare trust funds.....	99	287	388	388					
196.	Senators Herrmann, Neill and Ryder: Permitting banks to invest in banking service corporations.....	99	299	485	485	896	898	902	940	S.

207.	Senators Cooney and Neill: Accepting the provisions of the Columbia Basin Compact and providing for participation therein	101	.....	.....	.....	.....	.....	.....	.....	.....
208.	Senators Lennart, McCormack and Cooney: Clarifying student fees for state colleges.....	101	188, 494	559	560	543, 577, 848	850	852	898	S.
209.	Senator Hallauer: Providing for the recovery of public assistance payments upon the death of old age recipients	101	.....	.....	.....	.....	.....	.....	.....	.....
210.	Senators Durkan and Gissberg: Authorizing elevated surface transportation	101	.....	.....	.....	.....	.....	.....	.....	.....
211.	Senators Moriarty, Jr. and Durkan: Decreasing business and occupation tax on independent general insurance managers	101	372	559	559	543, 977	971	977	978	S.
212.	Senators Williams, Talley and Atwood (by Joint Committee on Urban Area Government request): Exempting certain municipal services from retail sales tax.....	101	.....	.....	.....	.....	.....	.....	.....	.....
213.	Senators Thompson, Jr., Dore, Ryder and Atwood (by Joint Committee on Urban Area Government request): Authorizing disincorporation of dormant special districts	101	520	658, 665, 686	686	665, 679, 709, 896	899	902	940	S.
214.	Senators Dore, Williams and Atwood (by Joint Committee on Urban Area Government request): Authorizing annexation of areas receiving utilities services from city or town	102	.....	.....	.....	.....	.....	.....	.....	.....
215.	Senators Dore, Talley and Williams (by Joint Committee on Urban Area Government request): Creating continuing urban area government committee of legislature....	102	520	.....	.....	.....	.....	.....	.....	.....
216.	Senators Williams, Connor and Riley (by Joint Committee on Urban Area Government request): Requiring metro planning and authorizing public works revolving fund	102	474	.....	.....	.....	.....	.....	.....	.....
217.	Senators Williams, Talley and Ryder (by Joint Committee on Urban Area Government request): Requiring assessors to report percentage level of assessments.....	102	.....	.....	.....	.....	.....	.....	.....	.....
218.	Senators Thompson, Jr., Talley, Ryder and Hess (by Joint Committee on Urban Area Government request): Authorizing consolidation of certain special districts.....	102	520	.....	.....	102	.....	.....	.....	.....
219.	Senators Ryder, Talley and Atwood (by Joint Committee on Urban Area Government request): Authorizing cities to form LID's in adjacent unincorporated areas.....	102	521	665	665	896	899	902	940	S.

228. (Substitute) Committee on Public Utilities: Authorizing sale of water systems.....	310	453, 461	461	453, 455, 473, 896	899	902	940	S.
229. Senators Hallauer, Thompson, Jr., Atwood and Washington: Authorizing state colleges to grant Master of Arts and Master of Science degrees.....	113	437	467	467	113			
230. Senators Herrmann, Cooney and England: Restricting sale of state lands.....	113							
231. Senators England, Herrmann and Durkan: Increasing the bond requirements of collection agencies.....	113							
232. Senators Thompson, Jr. and Bailey: Authorizing transfer of certain fuel tax refund rights to parks.....	114	400	449	449, 455, 469, 490				
233. Senators Durkan and McCutcheon: Authorizing public utility districts and their employees to enter into labor relations	114	495	537	538 538, 709	712	712	732	S.
234. Senators Durkan, Ryder and Hermann: Authorizing relocation of civil government	114	577	668	668				
235. Senators Hanna, Hallauer, Foster and Washington: Modernizing apple advertising commission law.....	114	372	556	557 114, 543, 577, 848	850	852	898	S.
236. Senator Gissberg: Amending description of primary state highway No. 1	114							
237. Senators Kupka, Gissberg and Peterson: Creating a barber board	114	621						
238. Senators McCormack, Cooney, Durkan and Thompson, Jr.: Creating state professional practice commission dealing with specific areas within education	115				115			
239. Senators Riley, DeGarmo and Ryder (by Departmental request): Authorizing sale, lease or exchange of the Seattle armory	115	334	510	510 508, 519, 848	850	852	898	S.
240. Senators Durkan, Neill and Foley (by Legislative Budget Committee request): Revising budget and funding procedures for the department of personnel.....	115	278	304	304	977	971	977	978 S.
241. Senators Gissberg, Moriarty, Jr. and Dore (by Joint Committee on Governmental Cooperation request): Establishing a state teletypewriter communications network	115	278, 495	558	559 278, 543, 897	899	902	940	S.

250. Senators Petrich and Gallagher: Authorizing city to aid in support of areas receiving its electricity services.....	122	174	.....	.....	.....	213	.....	.....	.....	.....
251. Senators Hallauer, Foley and Neill: Exempting property belonging to soil and water conservation districts from taxation	122	400	468	469, 802	478, 839	802	845	898	S.	
252. Senators Rasmussen, Kupka, Knoblauch, McCutcheon and Petrich: Appropriating funds to reconstruct secondary highway No. 5G	122	.....	.....	.....	.....	122	.....	.....	.....	.....
253. Senators Durkan, Ryder and Sandison: Authorizing life, health and accident insurance for employees of institutions of higher education.....	122	189	695	.....	.....	764	.....	.....	.....	.....
254. Senators Rasmussen, Thompson, Jr. and Morgan: Requiring certain procedures for alleged mentally ill persons prior to involuntary commitment.....	122	547	.....	.....	.....	.....	.....	.....	.....	.....
255. Senators Stender, Connor and Keefe: Extending workmen's compensation	122	.....	.....	.....	.....	.....	.....	.....	.....	.....
256. Senators McCormack, Woodall, Keefe, Lennart and Connor: Preventing gas price wars.....	122	.....	.....	.....	.....	123	.....	.....	.....	.....
257. Senators Herrmann, Cooney and Freise: Providing for discharge from confinement as criminally insane.....	123	401	.....	.....	.....	.....	.....	.....	.....	.....
258. Senators Woodall, Foster, Raugust and Williams: Limiting total number of class H licenses in state according to population	123	265	.....	.....	.....	123	.....	.....	.....	.....
259. Senators McCormack, Hanna and Freise: Establishing maximum rates for advertising constitutional amendments	123	372	626	628	619, 627	.....	.....	.....	.....	.....
260. Senators Rasmussen, Ryder and Dore (by Departmental request): Supplementing industrial insurance appeals law	123	265	593	593	848	850	852	898	S.	
261. Senators Washington and Raugust: Supplementing law relating to irrigation and rehabilitation districts.....	123	372	.....	.....	.....	123	.....	.....	.....	.....
261. (Substitute) Committee on Cities, Towns and Counties: Supplementing law relating to irrigation and rehabilitation districts .....	.....	372	.....	.....	.....	.....	.....	.....	.....	.....
262. Senators Hanna, Mardesich and Lennart (by Executive request): Supplementing the uniform Washington food, drug and cosmetic act.....	123	299	585	585	601, 897	899	902	940	S.	

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
263. Senators Hess, Hallauer, Ryder, Sandison, Woodall, Gallagher, Peterson, Foster, Connor, Durkan, Cowen, Cooney, Kupka, Freise, Knoblauch, Henry, Mardesich, Washington, Lennart, McCormack, Dore, Donohue, Rasmussen, Stender, McMillan, Riley, Atwood, Petrich, Bailey, Raugust, Guess, England, Williams, Hanna, Keefe, DeGarmo, Foley and Herrmann: Providing for support of the alcoholic research program.....	124	216	.....	.....	124	.....	.....	.....	.....
264. Senators Mardesich and Knoblauch (by Departmental request): Supplementing fluid milk and fluid milk products act	136	642	766	767	764, 775	.....	.....	.....	.....
265. Senators Mardesich and Knoblauch (by Departmental request): Supplementing law relating to dairies and dairy products	136	642	768	769	764, 775, 897	899	902	940	S.
266. Senators McMillan, Donohue and Raugust: Prohibiting sale of public timber for export.....	136	.....	.....	.....	.....	.....	.....	.....	.....
267. Senators Henry, Freise and Durkan: Transferring airplane excise receipts.....	136	.....	.....	.....	.....	.....	.....	.....	.....
268. Senators Talley, Henry and Atwood: Providing for utility local improvement districts in cities and towns.....	136	521	722	722	.....	.....	.....	.....	.....
269. Senators Kupka, Peterson and Gallagher: Financing off-street parking facilities.....	137	.....	.....	.....	.....	.....	.....	.....	.....
270. Senators McCormack, Greive and Lennart: Making precinct committeemen voting registrars.....	137	.....	.....	.....	.....	.....	.....	.....	.....
271. Senators Durkan and Dore: Clarifying provisions relating to the sale of firearms.....	137	287	315, 350	350, 907	316, 357, 938	907	939	940	S.

272.	Senators Herrmann, Keefe and Cooney: Providing certain secondary state highways.....	137																		
273.	Senators Gissberg, Dore, Durkan and Hess: Authorizing time off for voting.....	137					137													
274.	Senators Thompson, Jr. and Riley: Increasing required student daily average attendance before dissolution and annexation of district allowed.....	137																		
275.	Senators Gissberg and Dore: Providing for enforcing support for dependent children.....	137	495																	
275.	(Substitute) Committee on Labor and Social Security: Providing for enforcing support for dependent children.....		495	632	669, 909	619, 938	909	939	940	S.										
276.	Senators Gissberg, Woodall and Cooney: Redefining second degree burglary.....	137																		
277.	Senators Gissberg, Thompson, Jr. and Talley (by Joint Committee on Governmental Cooperation request): Removes residence qualification for civil service employment in cities and counties.....	138	378																	
278.	Senators Gissberg, Thompson, Jr. and Talley (by Joint Committee on Governmental Cooperation request): Changing civil service examinations and personnel replacement procedures for city police and county sheriff personnel.....	138																		
279.	Senators Keefe, Durkan and Woodall (by Departmental request): Changing provisions dealing with public service company permits.....	138																		
280.	Senators Neill and Hanna: Giving guardians the authority to exchange in addition to sell.....	138	547	630	630	464, 619														
281.	Senators England, Petrich and Atwood: Changing certain sums paid to minors in settlement of estates.....	146	512	726	726	740														
282.	Senators Hess, Gissberg and Thompson, Jr.: Authorizing tax-deferred annuities.....	146	437																	
283.	Senators Herrmann, Cooney and Knoblauch: Changing fire protection district assessment provisions.....	146																		
284.	Senators Riley, DeGarmo and Ryder (by Departmental request): Relating to armories.....	146	310	528	529	161, 511, 546, 848	850	852	898	S.										

293. (Substitute) Judiciary Committee: Providing abstract of driver's record may be furnished without consent of operator	373									
294. Senators Woodall, Riley and Freise: Eliminating power of waiver of three day waiting period in marriage license issuance	148	358	418, 428	428	419, 441					
295. Senators Kupka, England and Gallagher: Authorizing municipal leasing and purchasing.....	148	373	557	558	543, 901, 909	901, 969	969	978	S.	
296. Senators McMillan, Raugust and Donohue: Requiring highway commission approval of city speed regulations	148	299	317	317	848	850	852	898	S.	
297. Senator Washington: Creating a building facilities division in the department of education and providing for modifiable basic plans for school buildings	148				634					
298. Senators McCormack, Freise and Gissberg: Clarifying port districts purposes and powers.....	148	425	480	480	498, 848	850	852	898	S.	
299. Senators Gissberg, Rasmussen and Woodall (by Executive request): Providing procedures for determining paternity	148									
300. Senators Stender and Morgan: Providing certain restrictions on certain psychological school testing.....	149									
301. Senators Hallauer, Neill and Foley: Authorizing collection of tuition and other fees at University of Washington	149	496	560	561	543, 848	850	852	898	S.	
302. Senators Rasmussen and Gallagher: Creating disability compensation fund to provide relief for unemployment caused by sickness or injury.....	149	531								
303. Senators Charette, Greive and Cooney: Increasing industrial insurance awards for permanent partial disability..	149	521	635	635						
304. Senators Rasmussen and Kupka: Providing special county road easement provisions.....	149									
305. Senators McCormack and Williams: Providing a property protection and recovery act for old age assistance recipients	149									
306. Senators Hess, Morgan and Keefe: Amending employment security act with regard to disqualification for refusal to work.....	149	532								

316.	Senators Dore, Riley and Neill: Enacting the uniform supervision of trustees for charitable purposes act.....	157	373	765	765	775				
317.	Senators Henry, Bailey and Lennart: Fixing location of joint district schools for purpose of receiving federal forest funds	158	437	468, 489	489	468, 477				
318.	Senators Henry, Connor, Woodall and McCormack: Permitting employees who make application within one year and regain employment within two years to have military time credited under state employees' retirement system	158				158				
319.	Senators Petrich and Dore: Prescribing procedures for enforcement of support.....	158								
320.	Senator Petrich: Relating to judicial conferences and study committees	158	671							
321.	Senators Petrich and Dore (by Judicial Council request): Changing estate appraisal method and fees.....	158	299							
322.	Senators Durkan, Mardesich and Chytil: Regulating carriers of passenger charter parties.....	158				303				
323.	Senators Sandison, Ryder and Hallauer: Providing facilities for research in field of industrial and occupational health	158	438	608	609	621, 848	850	852	898	S.
324.	Senators McCormack, Ryder and Hallauer (by Executive request): Licensing nuclear materials and equipment utilizing such	176	496							
325.	Senator McCormack: Clarifying statutes relating to legal publications	176	513	629	629	610, 627, 642				
326.	Senators Morgan and Rasmussen: Providing for limited access highway from Narrows bridge to Hood Canal bridge	176								
327.	Senators Thompson, Jr., Talley and Stender (by Departmental request): Changing license fee for commercial fishing vessels	176	288	772	772	759, 769				
328.	Senators Gissberg and Thompson, Jr.: Licensing pharmacists and regulating the sale of drugs.....	176	474	529	581	511, 546, 709	712	712	732	S.
329.	Senators Hess, Bailey and Thompson, Jr.: Permitting certain school district employees to become members of state employees' retirement system.....	177	496							

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
330. Senators Dore and Greive: Adding two superior court judges in King County.....	177								
331. Senators Donohue and Freise: Providing special provisions for beneficial insects.....	177	474	657	657	675				
332. Senator Rasmussen: Extending forms to create joint tenancies.....	177	696							
333. Senators Rasmussen and Kupka: Appropriating ten thousand dollars for Andre Mitchell for improper commitment.....	177								
334. Senators DeGarmo, Gallagher and Cooney: Allowing state employees to participate in partisan political activity.....	178	373							
335. Senators Charette, Thompson, Jr. and DeGarmo (by Departmental request): Providing specific penalties for nonpayment of privilege and catch fees.....	178	401							
335. (Substitute) Committee on Fisheries, Game and Game Fish: Providing specific penalties for nonpayment of privilege and catch fees.....		401	690	690					
336. Senators Charette, Rasmussen and DeGarmo (by Departmental request): Changing the due dates for privilege and catch fees.....	178	401	690	690					
337. Senators Rasmussen, Dore and Durkan: Increasing unemployment compensation wage base and benefits.....	178	522	748	757	758, 776				
338. Senators Charette, Rasmussen and Talley (by Departmental request): Providing for reciprocity as to certain fishing licenses with the state of Oregon.....	178	288	460	460, 973	465, 904, 908, 967, 973, 976, 977	904, 960, 967, 972	977	978	S.

339.	Senators Charette, Rasmussen and Thompson, Jr. (by Departmental request): Allowing the state to replace or renew inadequate fish ladders located on private property	178	401	459	469	455, 459, 473, 848	850	852	898	S.
340.	Senators Charette, Rickdall and Thompson, Jr.: Changing the definition of the term "fish buyer".....	178	288	.....	.....	.....	.....	.....	.....	.....
341.	Senators Hallauer and Peterson: Declaring food fish and shellfish laws and regulations as a public necessity.....	178	513	.....	.....	.....	.....	.....	.....	.....
342.	Senators Hess and Bailey: Authorizing second injury claim by permanently partially disabled workmen under industrial insurance	178	.....	.....	.....	.....	.....	.....	.....	.....
343.	Senators Durkan, Freise and Cooney (by Departmental request): Relating to public service companies.....	179	334	389	389	399, 897	899	902	940	S.
344.	Senators Hallauer and Peterson: Declaring game laws, rules, and regulations as a public necessity and requiring federal identification card in certain instances.....	179	513	.....	.....	.....	.....	.....	.....	.....
345.	Senators Lennart, Riley and Hallauer: Providing that legislators will get copies of administrative bulletins and rules compilations without charge.....	179	.....	.....	.....	.....	.....	.....	.....	.....
346.	Senators Sandison, Neill and Durkan: Prorating vehicle excise tax each month during last quarter of year.....	179	.....	.....	.....	.....	.....	.....	.....	.....
347.	Senators Gissberg, Henry and Woodall (by Executive request): Changing Washington uniform reciprocal support of dependents' act to conform with uniform act.	179	300	349	349	.....	.....	.....	.....	.....
348.	Senator Hallauer: Allowing local option enforcement of blue laws and gambling laws.....	180	.....	.....	.....	.....	.....	.....	.....	.....
349.	Senators Sandison, Rickdall, Durkan, Freise, Guess, McMillan, Charette, Knoblauch, Connor, Kupka, Williams, Thompson, Jr., Ryder, Moriarty, Jr., Cowen, Riley, Chytal, Talley and Stender: Establishing standards for taxation of timberlands.....	180	671	764, 783	786	765, 782, 799, 977	971	977	978	Not Signed
350.	Senators Freise, Petrich and Dore: Additions to awards in industrial insurance cases.....	180	562, 634	.....	.....	562	.....	.....	.....	.....
351.	Senators Dore, Ryder and Gissberg: Permitting certain insurance companies to issue one dollar par stock.....	202	310	418	418	897	899	902	940	S.
352.	Senators Gissberg, Ryder and Neill: Regulating stocks held in joint tenancy.....	203	401	453	453	457, 800	801	801	844	S.

360. Senators Gallagher, Cooney and Woodall: Relating to possession and operation of certain games of skill and cardrooms	205	401	429	430, 705	709, 797, 852	704	712	782	Not Signed P.V.
361. Senators Rasmussen and Morgan: Regulating business of debt consolidation	205	.....	.....	.....	.....	.....	.....	.....	.....
362. Senators Rasmussen and Atwood: Providing candidates for public office file reports of contributions and expenses	205	.....	.....	.....	.....	.....	.....	.....	.....
363. Senators Hallauer, Petrich and Dore: Requiring investigation of rates by public utility and transportation commission on petition by customers.....	205	.....	.....	.....	205	.....	.....	.....	.....
364. Senators Rasmussen and Sandison (by Legislative Council request): Placing nonacademic employees of state institutions of higher learning under the state retirement system only.....	205	442	.....	.....	.....	.....	.....	.....	.....
365. Senators Kupka, Rasmussen and McCutcheon: Increasing amount pension funds can invest in mutual funds...	205	474	625	626	610, 642	.....	.....	.....	.....
366. Senators Cooney and Herrmann: Providing additional powers for townships.....	205	671	.....	.....	.....	.....	.....	.....	.....
367. Senators Cowen, Keefe, Herrmann, Cooney and Guess: Giving Spokane an additional judge.....	205	.....	.....	.....	.....	.....	.....	.....	.....
368. Senators Sandison, Moriarty, Jr. and Riley: Providing that ferry passenger rates be determined on basis of distances between terminals.....	206	.....	.....	.....	.....	.....	.....	.....	.....
369. Senators Foley and Henry: Giving Clark county an additional judge	206	.....	.....	.....	.....	.....	.....	.....	.....
370. Senators Durkan and Talley: Pertaining to electrical installations	206	496	632	633, 901	642, 937	901	939	940	S.
371. Senators Gissberg, Woodall and Dore (by Joint Committee on Governmental Cooperation request): Establishing state law enforcement officers' training commission; providing state aid to increase standards of local law enforcement personnel	218	278	.....	.....	.....	.....	.....	.....	.....
372. Senators Gallagher, Ryder and Durkan: Changing school district elections to even-numbered years.....	218	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
373. Senators Charette, Peterson and Donohue (by Departmental request): Prohibiting the liberation of game fish into fresh waters without a permit and providing penalties	218	.....	.....	.....	.....	.....	.....	.....	.....
374. Senators Charette, Peterson and Donohue (by Departmental request): Providing that the director of the game department may reconstruct existing inadequate fish ladders at the expense of the department.....	218	402	459	470	455, 460, 473, 848	850	852	898	S.
375. Senators Gissberg, Hallauer and Peterson (by Departmental request): Providing that the general public has free use of all waters above the bed of every lake and stream in the state of Washington.....	218	.....	.....	.....	.....	.....	.....	.....	.....
376. Senators Cooney, McMillan and Herrmann: Extending secondary highway No. 3S.....	219	.....	.....	.....	.....	.....	.....	.....	.....
377. Senators Atwood, Williams and Talley: Municipalities combining water, sewerage and garbage.....	219	475	667	667	675	.....	.....	.....	.....
378. Senator Gissberg (by Joint Committee on Governmental Cooperation request): Providing additional safeguards for witnesses in contested cases under administrative procedure act	219	497	.....	.....	.....	.....	.....	.....	.....
379. Senators Gissberg and Stender: Authorizing collective bargaining by public employees.....	219	543	.....	.....	.....	.....	.....	.....	.....
380. Senators Hanna, DeGarmo and Ryder (by Executive request): Imposing excise tax on fuel used for propulsion of marine watercraft, licensing certain distributors and disposing of revenue therefrom.....	219	544	566, 586	569, 589	227, 569, 576, 577, 601	.....	.....	.....	.....

381. Senators Hanna, DeGarmo, Ryder and Hess (by Executive request): Providing funds for the development of outdoor recreational facilities in the state.....	219	475	569	570	220, 227, 577	.....	.....	.....	.....
382. Senators Hanna, DeGarmo, Ryder and Hess (by Executive request): Deleting fuel for marine use as a motor vehicle fuel for motor vehicle fuel tax purposes.....	219	544	571	571	220, 227	.....	.....	.....	.....
383. Senators Hanna, DeGarmo, Ryder and Hess (by Executive request): Creating state outdoor recreational development board and authorizing allocation of money for outdoor recreational facilities.....	220	475	571	574	220, 227	.....	.....	.....	.....
384. Senators McCormack, Peterson and McMillan (by Departmental request): Authorizing special powers to the parks commission	230	.....	.....	.....	.....	.....	.....	.....	.....
385. Senators Freise and Keefe: Establishing within the department of institutions a division of probation and parole	230	402	.....	.....	.....	.....	.....	.....	.....
386. Senator Mardesich: Authorizing state participation in New York world's fair.....	230	729	.....	.....	.....	.....	.....	.....	.....
387. Senators Rasmussen and Freise (by Legislative Council request): Authorizing the state to pay prior employer retirement costs from a lump sum appropriation or from funds in current allocations.....	230	443	.....	.....	.....	.....	.....	.....	.....
388. Senator Bailey (by Departmental request): Authorizing annual fiscal audits.....	230	.....	.....	.....	.....	.....	.....	.....	.....
389. Senators Gallagher, Thompson, Jr., and Hallauer: Revising methods for forming library local improvement districts	231	374	419	420	424, 897	899	902	940	S.
390. Senators Kupka, Freise and Riley: Revising statutes relating to savings and loan associations.....	231	374	460	461	455, 473, 897	899	903	940	P.V.
391. Senator Washington: Providing penalties for certain obstructions of justice.....	231	.....	.....	.....	.....	.....	.....	.....	.....
392. Senator Washington: Affecting powers of grand juries...	231	.....	.....	.....	.....	.....	.....	.....	.....
393. Senator Washington: Limiting certain criminal prosecutions	231	.....	.....	.....	.....	.....	.....	.....	.....
394. Senator Washington: Regulating certain public officers and employees conduct.....	231	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
395. Senator Washington: Providing that attorneys be compelled to testify in certain situations.....	231								
396. Senator Washington: Providing provisions dealing with public works and contracts.....	232								
397. Senators Dore and Rasmussen: Exempting senior citizens' homes from taxation.....	232								
398. Senator Mardesich: Abolishing highway commission....	232								
399. Senators McCormack, Knoblauch and Peterson: Requiring exhaust discharge of motor vehicles to be as high as the highest point on the motor vehicle.....	232								
400. Senators Sandison, Riley and Moriarty, Jr.: Authorizing construction of connecting highways to, bridge between Fletcher Bay on Bainbridge Island to Gilberton on Kit-sap Peninsula	232								
401. Senators Sandison, Riley and Moriarty, Jr.: Establishing secondary state highway No. 21D.....	232								
402. Senators McCormack, Rasmussen and Stender: Requiring commercial vehicles to have name of business on side and providing penalties.....	232								
403. Senators Woodall, Greive and Petrich: Establishing measure of damages in action for wrongful death of child....	232	974	434	434, 440	436, 439				
404. Senators Kupka, Gallagher and Connor: Increasing industrial insurance coverage.....	232								
405. Senators Hanna, Hallauer and Durkan: Changing public utility district financing and refunding provisions.....	232	278	467	467					

406. Senators Williams, Kupka and Riley: Dispenses with review board on city annexation on petition by owners of seventy-five percent of property.....	232	475			759				
407. Senators Rasmussen and Freise (by Legislative Council request): Broadening the investment authority of public retirement systems	233								
408. Senators Rasmussen and Stender (by Legislative Council request): Placing the judges, volunteer firemen, and state patrol retirement systems under the state retirement system for administrative and investment purposes	233								
409. Senators Moriarty, Jr., Riley and Williams: Authorizing use of income of enabling act lands for University of Washington bond retirement.....	244	438, 695	721	722	438, 977	971	977	978	S.
410. Senators Cooney, Donohue and Gallagher: Prohibiting all fireworks except at public displays.....	244								
411. Senators Neill and Foley: Providing for future construction, completion and remodeling of buildings at the state universities	245	438	488	488	848	850	852	898	S.
412. Senator DeGarmo: Providing that a department may promote an employee without a competitive examination..	245								
413. Senators Neill and Foley: Authorizing the issuance of bonds for buildings and facilities by the University of Washington and Washington State University.....	245	438	488	489	493, 848	850	852	898	S.
414. Senators Kupka and McCutcheon: Authorizing cities to buy, sell and operate belt line railroads.....	245								
415. Senators Petrich, Durkan, Neill and Washington: Regulating retail installment sales of goods and services.....	245	476			245				
415. (Substitute) Judiciary Committee: Regulating retail installment sales of goods and services.....		476	653, 663	653	652, 653, 800	801	801	844	P.V.
416. Senators Chytil, Bailey and Neill: Authorizing easement over state military lands to city of Centralia for street purposes	245	476	594	594	601, 897	899	908	940	S.
417. Senators Charette, Bailey and Peterson: Exempting charter fishing boats from sales and use taxes.....	245								
418. Senator Chytil: Fencing certain areas at Green Hill school	245	402, 672	529, 691	691, 694	511, 529, 692, 709				

430. Senators Thompson, Jr. and Hess: Exempting airport facilities from taxation.....	266							
431. Senator Petrich: Regulating child adoptions.....	266	547						
432. Senators Thompson, Jr. and Hallauer: Providing for leasing of liquor stores through the department of general administration	266							
433. Senators Morgan, Woodall and Riley: Implementing subversive activities act as related to public employees.....	266							
434. Senators Morgan, Woodall and Riley: Implementing law relating to subversive activities.....	267							
435. Senators Greive, Keefe, Rickdall, Sandison and Kupka: Establishing method of financing major industrial projects as proposed by certain governmental agencies thus furthering the state's economic growth.....	267	443	478		267, 479, 493			
436. Senator Petrich: Pertaining to retention of tolls on certain toll facilities.....	267	522						
437. Senators Rasmussen and Williams (by Departmental request): Revising public assistance laws.....	267	443	770	771	776			
438. Senators Washington, Woodall and Neill: Providing for an access highway to Central Washington State College	267							
439. Senators Hess, Henry, Glissberg, Williams and DeGarmo: Requiring supreme court review of death penalty.....	268				268			
440. Senators Hallauer and McCormack: Requiring appointment to fill vacancy in office of representative in congress	268							
441. Senator Thompson, Jr.: Providing for private operation of certain liquor stores on a temporary basis.....	268							
442. Senators Connor, Gallagher and Cooney: Correcting police pensions	268							
443. Senator Morgan: Providing that certain transportation facilities cannot be discontinued, replaced or destroyed until other existing facilities equal requirements of federal aid highway act of 1956.....	268				454			
444. Senators England and Hanna: Authorizing costs and attorneys fees in actions to enforce veterans' preference...	268							

456. Senators McCormack, DeGarmo and Woodall: Transferring youth conservation to natural resources department	280																			
457. Senators Greive, Stender and Dore: Authorizing circuit courts	280	740				773														
458. Senator Hanna: Authorizing ragweed study	280																			
459. Senator Hanna: Requiring weed extermination	280																			
460. Senators Guess, Thompson, Jr. and Stender: Requiring PUD's to pay privilege tax on motor vehicles	280																			
461. Senators Greive, Durkan and Dore: Authorizing professional service corporations	280																			
462. Senators Greive and Petrich: Renaming justices of the peace	280																			
463. Senator Dore: Exempting mushroom processors from unemployment compensation	280																			
464. Senators Riley, Hanna and Neill: Providing for underground storage of natural gas	281	522	703	716	703, 740, 897	899	903	940	S.											
465. Senator Keefe: Raising maximum length limit of certain motor vehicles	281																			
466. Senator Morgan: Making an appropriation for a movie film concerning rehabilitation of parolees and probationers	281																			
467. Senators Riley, Woodall and Connor: Permitting representations of liquor manufacturers and distributors to call on retail licensees	281																			
468. Senators Washington and Bailey: Increasing cemetery district authority	300	573																		
469. Senators Washington, Woodall and Stender: Providing that highway commission shall determine priority of highway projects on accident basis	300					301														
470. Senators Kupka, Dore and Peterson: Regulating sale of kosher foods	301	621																		
471. Senators Keefe, Herrmann and Talley: Protecting firemen's pension rights on change in fire protection organization	301																			

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
472. Senators Herrmann and Cooney: Repealing and effecting certain industrial loan company provisions.....	301	497							
473. Senators Keefe, Cooney and Cowen: Altering secondary highway No. 3S.....	301								
474. Senator Durkan: Awarding attorney's fee to successful plaintiffs against metropolitan municipal corporation....	301								
475. Senators Rasmussen and Kupka: Providing for public defenders	301								
476. Senator Rasmussen: Providing for an advisory council on the aging.....	301	476							
477. Senators Sandison, Dore and Lennart (by Departmental request): Providing for national park service parkway from Port Angeles to Olympic national park.....	301				814				
478. Senators Talley, Henry and Connor: Authorizing county budget transfers	301	476							
479. Senators Moriarty, Jr., Hanna and Williams: Providing corporate fees be paid on anniversary dates.....	301								
480. Senators Rasmussen, Morgan and Thompson, Jr.: Regulating beauty schools.....	302	634			302				
481. Senators Morgan, Keefe and Woodall: Providing for improvements at Rainier School and making an appropriation, reimbursable from certain fees on parents and/or guardians of residents in state residential institutions for the mentally deficient.....	302								
482. Senators DeGarmo, Hallauer and Williams: Providing for disposition of east capitol site management moneys	312	334, 513	586	586	334, 848	850	853	898	S.

483. Senators DeGarmo, Hallauer and Williams: Relating to parking and control of traffic on the state capitol grounds	312	335, 544	592	592	335, 601, 848	850	853	898	S.
484. Senators Thompson, Jr. and Washington (by Departmental request): Authorizing community colleges to set up special services revolving funds.	312	514							
485. Senators Hallauer and Thompson, Jr.: Requiring certain expenses to be paid from medical aid fund for benefit of injured workmen.	312	497							
486. Senator Petrich: Implementing the law relating to justice courts	313	562	727	728	740				
487. Senators Rasmussen and Peterson: Relating to horseless carriages	313								
488. Senators Washington and Raugust: Establishing an applied research agricultural experiment station within the Columbia Basin	313	544							
489. Senators England, Hallauer and Peterson: Establishing a merit award system for state employees	313	403							
490. Senator Hanna: Removing model rocket engines from fireworks law under certain circumstances.	313	746							
491. Senators Gissberg, Woodall and Cooney: Adding new crime under burglary classification.	313	493	535, 552	552	536, 577, 800	801	801	844	S.
492. Senators Foley, Hanna, Durkan, Keefe, Herrmann and Cooney: Changing aluminum industry business and occupation tax rate	337	578							
493. Senators Knoblauch and Stender: Providing additional vacation time for certain state officers and employees.	338								
494. Senators Petrich and Washington: Making perjurer competent as witness.	338	514	662	663	639, 651, 675				
495. Senator Petrich: Regulating child adoptions.	338	548	666	666	675				
496. Senator Dore: Implementing law relating to auditing of public accounts	338	676	723	723	740, 910	899	933	940	S.
497. Senators Thompson, Jr. and Rasmussen: Excluding certain liquor vendors from state retirement.	338	476	607, 640	640	607, 619, 642, 910	899	933	940	S.
498. Senators Hess and Sandison: Abolishing the state parks and recreation commission and devolving its powers and duties to the director and to parks and recreation advisory commission	338								

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
499. Senators England and Morgan: Regulating naturopathic physicians	338				338				
500. Senators Gallagher, Williams and Talley: Permitting transfer of employees of former harbor department of city of first class to city's police pension system.....	338	498	555	556	543, 897	899	903	940	S.
501. Senators Foley and Henry: Relocating a portion of secondary state highway No. 1T.....	339								
502. Senators Moriarty, Jr., Hess and Ryder: Establishing school indebtedness limit as twice the assessed valuation	339								
503. Senator Riley: Providing occupational operator's license cannot be effective until thirty days after revocation or suspension of operator's license.....	339								
504. Senators Guess, Henry and Atwood: Permitting fuel burning equipment to be used underground.....	339	642	720	720	740				
505. Senator Donohue: Appropriating funds for the construction of a bridge across Touchet river in Dayton.....	339								
506. Senators McCutcheon and Peterson: Implementing law relating to community colleges.....	339								
507. Senator Sandison: Authorizing creation of television districts	339								
508. Senators Henry, Cooney and Mardesich: Imposing a one-half cent tax on each gallon of aircraft fuel sold.....	339				356				
509. Senator Gissberg: Affecting certain employee liens for contributions to benefit plans.....	340	498	656	657	675				

510. Senator Gissberg: Binding insurance company as to representations by agent.....	346								
511. Senators Kupka, Stender and Dore (by Departmental request): Setting boiler and unfired pressure vessels inspection fees	360	621	773	774, 977		971	977	978	S.
512. Senators Gallagher, Knoblauch and Herrmann (by Departmental request): Providing for the inspection and regulation of hotels	360	643			698, 715, 725, 728, 736, 762				
513. Senator Rasmussen: Creating compensation auto insurance	360								
514. Senators Talley, Donohue and Raugust: Authorizing soil and water conservation districts to borrow money.....	361	522	610	610	621				
515. Senators Rasmussen and Williams (by Departmental request): Relating to the public assistance advisory committee and creating subcommittees.....	361	443	769	769	776				
516. Senators Rasmussen and Williams (by Departmental request): Changing provisions for medical care for public assistance recipients	361	498	770	770	776				
517. Senator Keefe: Prescribing penalties for certain motor vehicle violations	361								
518. Senators Bailey, Durkan and Mardesich (by Departmental request): Relating to the payment and collection of wages.....	361								
519. Senators Cowen and Keefe: Authorizing county recreation service areas.....	361	599	607	608, 961	902, 909	902, 961, 969	969	978	S.
520. Senators Riley and Stender (by Departmental request): Clarifying oil and gas conservation law.....	362	514	597	598					
521. Senators Gallagher, Williams and Donohue: Relating to precinct election officers	362	457							
522. Senators Gallagher, Williams and Donohue: Affecting certain political party functions.....	362	457							
523. Senators Hanna, Hallauer, Woodall and Durkan: Changing parking violations from criminal to civil matter....	362				362				
524. Senators Keefe, McMillan and Washington (by Departmental request): Providing salary of certain state mine inspectors be determined by director of labor and industries	362	498	772	772					

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
525. Senators Foley, Neill, Gissberg and Dore: Providing medical aid to the aged.....	368	498	552	554	368, 543, 577, 910	899	933	940	S.
526. Senator Washington: Implementing law relating to highways and the operation of vehicles thereon.....	376	.....	.....	.....	.....	.....	.....	.....	.....
527. Senator Gissberg (by Departmental request): Implementing employer's liability under industrial insurance act.....	376	545	.....	.....	.....	.....	.....	.....	.....
528. Senators Lennart and Riley: Requiring submission of certain measure to vote of the people.....	376	.....	.....	.....	.....	.....	.....	.....	.....
529. Senator Durkan (by Departmental request): Changing law relating to revenue and taxation.....	376	.....	.....	.....	.....	.....	.....	.....	.....
530. Senators Donohue, Lennart, Raugust and Charette: Providing annual general elections.....	376	.....	.....	.....	377	.....	.....	.....	.....
531. Senators Charette and Sandison (by Departmental request): Making it illegal for an alien to fish commercially in state waters, and providing penalties.....	377	514	.....	.....	.....	.....	.....	.....	.....
532. Senators Charette and Sandison (by Departmental request): Repealing RCW 75.28.090 and providing for licenses for charter boats.....	377	523	.....	.....	397	.....	.....	.....	.....
533. Senators Petrich and Williams: Providing for the payment of moving costs in eminent domain proceedings...	377	499	766	766	.....	.....	.....	.....	.....
534. Senator Talley: Providing regulation of specific vehicles that transport minors.....	377	.....	.....	.....	.....	.....	.....	.....	.....
535. Senators Thompson, Jr., Sandison and Woodall: Permitting school districts to acquire insurance for persons transported by the district.....	377	499	639	639	.....	.....	.....	.....	.....

536.	Senators Woodall, Hallauer and Donohue: Authorizing temporary use of public highways by sheepherders' outfits without license.....	377																		
537.	Senators Henry, Woodall and Greive: Clarifying a defendant's right for request for trial in justice court at county seat.....	377																		
538.	Senators Thompson, Jr. and Gallagher: Changing rate on certain mechanical devices tax.....	378																		
539.	Senators Greive, Sandison and Rickdall: Establishing commission to study feasibility of world trade center in state.....	378	578						654											
540.	Senators Sandison, Connor and Cooney (by Departmental request): Implementing law relating to delinquent industrial insurance payments of employers.....	378	499	768	768			724, 725, 737, 776												
541.	Senators Rasmussen and Williams (by Departmental request): Changes public assistance laws to conform to federal requirements.....	378	443	651	651			619, 632, 639												
542.	Senator Gallagher: Setting salaries of certain elected state officials and judges of the supreme court and superior court.....	378	523					735												
543.	Senators Morgan and McCutcheon: Requiring information of lobbyists.....	403																		
544.	Senators Bailey and Charette: Designating state public recreation areas reserved for the public.....	403	523	597	597, 904, 938				904	939	940	S.								
545.	Senators Washington and Raugust: Relating to county roads.....	403	734																	
546.	Senators Durkan and Gissberg: Providing a bond issue for school building construction.....	404																		
547.	Senator Bailey: Applying limitations of action to diking district warrants.....	404																		
548.	Senator Hallauer: Affecting certain political party provisions.....	404																		
549.	Senators England and Riley: Including county hospital as agency for whom the county purchasing department shall buy.....	404																		
550.	Senators Durkan and Gissberg: Changing method of calculating limit on school district indebtedness.....	404																		

562. Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams and Woodall: Implementing law relating to teachers' retirement and pensions.....	405	672	769	769	406, 748, 776				
563. Senator Hess: Prescribing civil liability for owners and operators of private aircraft.....	407								
564. Senator Herrmann: Authorizing industrial development corporations	407	643							
564. (Substitute) Committee on Commerce, Manufacturing and Licenses: Authorizing industrial development corporations		643	787	787	776, 897	899	903	940	S.
565. Senators Washington and Raugust: Providing programming for city street development.....	407	784							
566. Senator Morgan: Exempting certain real property from taxation	407								
567. Senators Petrich and Dore: Changing Supreme Court fees	407	514							
568. Senators Petrich and Dore: Changing the basis of computation of payment of judges pro tempore.....	407	514							
569. Senator Riley: Authorizing the consolidation of counties	408								
570. Senator Greive: Exempting certain annuities from inheritance taxation	408	696	706	707	709				
571. Senator DeGarmo: Providing certain beaver trapping and hunting regulations.....	408								
572. Senators Dore and Petrich: Creating state scholarship for college students	408								
573. Senator Hess: Authorizing a state-wide levy for school and higher education construction.....	408								
574. Senator McCutcheon: Providing legal representation for county employees in civil actions arising out of the performance of their duties.....	408								

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
575. Senator DeGarmo: Allocating funds to towns for street improvement	408	.....	.....	.....	.....	.....	.....	.....	.....
576. Senators Washington and Raugust: Providing for highway comprehensive planning.....	408	523	606, 639	640	607, 619, 632, 642, 906	905, 961, 969	969	978	S.
577. Senators Williams, Hess and Atwood: Relating to civil service for certain employees of the various county sheriffs	408	.....	.....	.....	.....	.....	.....	.....	.....
578. Senator Durkan: Providing for special levy and bond issuing powers for parks and recreation districts.....	409	.....	.....	.....	.....	.....	.....	.....	.....
579. Senators Durkan, Hanna and Thompson, Jr. (by Departmental request): Supplementing law relating to youth corps	409	523	.....	.....	.....	.....	.....	.....	.....
580. Senators Durkan Gissberg and Neill: Extending excise tax due dates to end of month.....	409	.....	.....	.....	.....	.....	.....	.....	.....
581. Senators Hess and Thompson, Jr.: Relating to vocational rehabilitation	409	499	605	606	600, 800	801	801	844	S.
582. Senators Foley, Hallauer and Neill (by Departmental request): Providing for payment of liquor board administrative expenses	409	500	561	562	548, 577, 910	899	933	940	P.V.
583. Senators Talley and Charette: Revising public funds voucher procedure	409	.....	.....	.....	.....	.....	.....	.....	.....
584. Senator Rasmussen: Abolishing certain state agencies and transferring certain functions to existing agencies	409	.....	.....	.....	.....	.....	.....	.....	.....

585. Senators Cooney and Connor: Regulating osteopathic physicians and surgeons.....	410									
586. Senators Thompson, Jr. and Durkan: Providing for state patrol branch office in Kirkland-Bellevue area.....	410	524								
587. Senators Petrich, Dore and Gallagher: Raising justice court jurisdiction limit to one thousand dollars.....	410									
588. Senator Hallauer: Establishing an industrial, scientific, and economic research council.....	410									
589. Senators Petrich, Dore and Gallagher: Authorizing justice courts to sit outside district and to repay county for courtroom expenses.....	410	583	651	651, 906	675, 938	906	939	940	S.	
590. Senator Petrich: Declaring covenants restraining competition in healing arts as null and void.....	410									
591. Senators Talley and Peterson (by Departmental request): Prohibiting illegal sale or possession of food fish and shellfish	410	515								
592. Senators Talley and Peterson (by Departmental request): Providing for the inspection of certain food fish and shellfish dealers' books	410	515								
593. Senators Bailey and Talley (by Departmental request): Providing for the forfeiture of certain personal commercial fishing licenses.....	410	515								
594. Senators Charette and Talley (by Departmental request): Defining "primary market value" for food fish and shellfish	411	515								
595. Senators Charette and Talley (by Departmental request): Amending certain food fish and shellfish catch and privilege fee provisions	411	515	638	638						
596. Senators Rickdall and Talley (by Departmental request): Clarifying the persons required to obtain a wholesale fish dealers' license.....	411	516								
597. Senators Bailey and Charette (by Departmental request): Requiring the licensing of certain fishing gear.....	411	516								
598. Senators Sandison, Knoblauch, Riley and Peterson (by Executive request): Creating special transportation benefit district	411	709	738	739	411, 473, 776					

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
599. Senator Thompson, Jr.: Regarding school equalization payments in certain cases.....	411								
600. Senator Thompson, Jr.: Requiring schools to deduct a certain sum from equalization assistance payments.....	411								
601. Senator Hess: Creating the capital construction commission and defining its powers and duties.....	411								
602. Senators McCutcheon and Gallagher: Deleting certain notice provisions in certain county and city utility franchise procedures	412	500							
603. Senators Henry and Guess: Allowing creation of sewer districts by owners of property in relocated unincorporated towns	412				412				
604. Senators Stender and Atwood: Extending certain powers of cities and towns over property within their boundaries	412	676	774	774	759, 769, 910	899	933	940	Vetoed
605. Senator Donohue: Providing for payments to counties by the state in lieu of taxes for certain state lands within the county.....	412								
606. Senators Morgan and Rasmussen: Exempting medicine from retail sales tax.....	412								
607. Senators Foley, Ryder, Neill and Hallauer (by Executive request): Transfers to a new division of motor transport of the department of general administration property, assets and liabilities of automobile pool.....	412	516	554	555	412, 543, 577				
608. Senators Moriarty, Jr., and Gallagher: Providing for the association of physicians and surgeons into clinics and the regulation thereof.....	412				413				

609. Senators Durkan, Gissberg and Neill: Modifying the reporting period for monthly reports as to the state of the treasury	418	.....	.....	.....	.....	489	.....	.....	.....	.....
610. Senator Mardesich: Removing forty acre limitation on public lands leased for clam breeding.....	413	582	680	630	608, 619, 897	899	908	940	S.	
611. Senators Guess and Cowen: Providing public utility district provisions	418	.....	.....	.....	.....	.....	.....	.....	.....	.....
612. Senator Hallauer: Changing superior court clerk fee provisions	418	.....	.....	.....	.....	.....	.....	.....	.....	.....
613. Senator DeGarmo: Providing additional vacation for state employees continuously employed for a period of six or more years.....	418	578	.....	.....	.....	.....	.....	.....	.....	.....
614. Senators DeGarmo and Chytil: Continuing the canal commission and feasibility study for ship canals.....	413	524	773	773	.....	.....	.....	.....	.....	.....
615. Senators DeGarmo and Kupka (by Departmental request): Imposing standards of safety against all industries classifiable as extrahazardous.....	413	532	773	.....	.....	.....	.....	.....	.....	.....
616. Senators Donohue, Charette and Sandison: Clarifying joint tenancy law.....	413	.....	.....	.....	.....	.....	.....	.....	.....	.....
617. Senators Donohue, Gallagher and Neill: Authorizing political parties to name deputy registrars of voters.....	413	516	.....	.....	.....	.....	.....	.....	.....	.....
618. Senator Mardesich: Providing for relief of Alton V. Phillips Company	413	710	764	764	977	971	977	978	Not Signed	
619. Senators Gissberg, Talley, Ryder, Woodall, Sandison, Lennart, Mardesich, DeGarmo, Connor, Knoblauch, Hanna and Bailey (by Executive request): Providing for permanent partial disability pensions under the industrial insurance act	414	524	.....	.....	415	.....	.....	.....	.....	.....
620. Senators Keefe, Greive and Neill: Requiring audits of nonprofit corporations doing business with the state....	414	.....	.....	.....	.....	.....	.....	.....	.....	.....
621. Senator Gissberg: Increasing house trailer excise tax....	426	.....	.....	.....	.....	.....	.....	.....	.....	.....
622. Senators Washington and Knoblauch: Implementing law relating to the motor vehicle fuel tax.....	477	579	.....	.....	.....	.....	.....	.....	.....	.....
623. Senators Washington and Knoblauch: Levying tax on importing gasoline in fuel supply tanks of commercial motor vehicles	477	579	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE JOINT MEMORIALS

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	
1. Senators Peterson and Rasmussen: Memorializing United States government to prevent encroachment of Bering Sea halibut fishing.....	33	44	44	44	298	300	300	312	.....
2. Senator Kupka: Memorializing Congress to enact legislation providing for a Youth Conservation Corps.....	43	.....	43	44	.....	.....	.....	.....	.....
3. Senators Talley, Foley and Henry: Memorializing Congress to enact HR 490 providing for a new veterans' administration hospital at Vancouver.....	54	.....	54	55	.....	.....	.....	.....	.....
4. Senators Rasmussen, Lennart, McCutcheon, Riley, Hallauer, Kupka, Peterson, Petrich, DeGarmo, Keefe, Donohue, Cooney, Stender, Talley, Knoblauch, Durkan, Dore, Bailey, Cowen, McCormack, Morgan, Sandison, Charette, Herrmann, Freise, Woodall, England, Rickdall, Moriarty, Jr., Chytil, Foster and Greive: Recommending to Congress that personal exemptions be increased from six hundred dollars to one thousand dollars.....	62	.....	62	62	.....	.....	.....	.....	.....
5. Senators Stender, Freise, England, Foster, Rickdall, Moriarty, Jr., Woodall, Thompson, Jr., Guess, Williams, Atwood, Chytil, Ryder and Neill: Memorializing federal government to allow tax deductions for college expenses.....	71	.....	71	71	.....	.....	.....	.....	.....
6. Senators Morgan, DeGarmo and Dore: Retaining the USS Missouri	72	.....	72	72	.....	.....	.....	.....	.....
7. Senators Peterson, Stender and Charette: Memorializing U. S. government to aid forest industry.....	81	.....	81	81	.....	.....	.....	.....	.....
8. Senators McMillan and Cooney: Memorializing Congress to formulate a sound national minerals policy.....	82	.....	82	82	259	259	277	279	.....

TITLE AND HISTORY OF SENATE JOINT RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker
1. Senator Riley: Providing by constitutional amendment for four year terms for representatives.....	33	.....	.....	.....	.....	.....	.....	.....
2. Senator Riley: Providing for annual legislative sessions..	33	.....	.....	.....	.....	.....	.....	.....
3. Senators Charette, Bailey and Lennart: Authorizing 18 year old vote.....	55	.....	.....	.....	.....	.....	.....	.....
4. Senators Keefe, Greive, Rickdall and Hess (by Legisla- tional Council request): Constitutional amendment author- izing loaning the credit of the state.....	63	.....	.....	.....	.....	.....	.....	.....
5. Senator Riley: Repealing certain constitutional provisions dealing with alien land law.....	72	120	182	182	169	.....	.....	.....
6. Senators Bailey, Neill and Sandison: Amending the Con- stitution to increase the number of representatives and to provide at least one representative from each county	86	.....	.....	.....	.....	.....	.....	.....
7. Senators McCormack, Talley and Thompson, Jr.: Chang- ing by constitutional amendment the publication require- ments for city charters.....	124	174	347	347	357	.....	.....	.....
8. Senators Lennart, Bailey, Henry, Cooney, Knoblauch, Freise, Cowen, Keefe, Herrmann, Hanna, Sandison, Char- ette, Rasmussen, Atwood, Mardesich and Guess: Incor- porating in the Constitution the present membership and apportionment of the Senate.....	138	.....	.....	.....	138	.....	.....	.....
9. Senator Riley: Changing election dates for governor and lieutenant governor.....	180	.....	.....	.....	.....	.....	.....	.....
10. Senators Greive, Hanna and Lennart (by Executive re- quest): Providing for a constitutional convention.....	180	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE JOINT RESOLUTIONS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker
11. Senators Rasmussen, Kupka and Neill (by Executive request): Ratifying proposed U. S. constitutional amendment to abolish the poll tax requirement for voting in federal elections	206							
12. Senators DeGarmo and Peterson : Providing a plaque to honor certain persons responsible for the fish farm and recreation facilities at Capitol Lake.....	220	517	652	652				
13. Senator McCormack : Changing by constitutional amendment the vote required for a constitutional convention	234							
14. Senators Moriarty, Jr., Hess and Ryder : Authorizing the use of the permanent school fund to guarantee school district bonds	340				347			
15. Senators Gallagher and Moriarty, Jr. : Amending the Constitution to revise procedures for electing superior and supreme court judges when only one candidate files	363							
16. Senator Durkan : Proposing constitutional amendment for annual legislative sessions.....	414							
17. Senator Hess : Permitting excess levy for school district capital outlays	414							
18. Senators Foley, Moriarty, Jr., Neill and Hallauer : Establishing and setting forth duties of a state personnel committee	549		549	549				
19. Senators Riley and Gissberg : Commending John L. McClellan for his investigation into defense contract awards	549		549	549				
20. Senators Donohue, Raugust, Charette and Lennart : Amending the Constitution to provide for reapportionment by legislative units.....	550			550				

TITLE AND HISTORY OF SENATE CONCURRENT RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	<i>First Reading and Committee Referral</i>	<i>Reported from Committee</i>	<i>Second Reading and Amend- ments</i>	<i>Third Reading and Final Passage</i>	<i>Other Action in Senate</i>	<i>Message From House</i>	<i>Signed by President</i>	<i>Signed by Speaker</i>
1. Senator Thompson, Jr.: Providing for an investigation of the Washington state liquor control board.....	82				82, 92			
2. Senators Peterson, Kupka and Thompson, Jr.: Resolving to establish a study of drop-out students.....	104	563			936			
3. Senators McCutcheon, Hallauer and Dore: Deferring dissolution of world fair corporation.....	149		159	159, 704	149, 161, 709	703	712	732
4. Senators Kupka, DeGarmo, Peterson: Creating legislative committee on murals	234	310	486	505	234, 486, 519			
5. Senators Washington and Peterson: Providing for development of simplified forms for securing of information necessary for administration of laws relating to commercial vehicles.....	313	358	467	467				
6. Senator Greive: Providing for investigation of political campaign contributions	325		325	331, 501	333, 343, 501, 519	501	518	545
7. Senator Riley: Requiring commerce and economic development department to study need for state magazine	340							
8. Senators Freise, DeGarmo and Atwood: Providing for continuity in developing state capitol grounds.....	379	524	379		379			
9. Senators DeGarmo, Riley and Peterson: Granting the Capitol Historical Museum authority over murals and sketches for the Legislative Building.....	414	524						
10. Senators Gallagher and Riley: Creating a joint committee to determine the origin of the state flag.....	502	545	942		936, 942, 956			
11. Senators DeGarmo, Henry and Chytil: Creating an interim committee on legislative building accommodations	560	622						

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
3. Representatives Johnston, Backstrom and Garrett: Providing for allocation and distribution of liquor revenue funds	969	970	.....	.....	.....	971	.....	.....	.....
6. Representatives Olsen, Hawley and McCormick: Relating to group hospitalization and medical aid for public employees and their dependents.....	548	550	643	891	891	940	970	971	S.
8. Representatives Wang, Mundy and Olsen: Relating to real estate brokers, their associates and salesmen and the supervision and licensing thereof.....	229	234	849	.....	.....	.....	.....	.....	.....
12. Representatives Johnston and Rosenberg: Providing new standards for exclusive rights to mining claims.....	800	302	672	804	804	796	865	865	S.
13. Representatives Flanagan, Mundy and Ahlquist: Changing irrigation district election filing dates.....	265	269	517	824	827	897	910	933	S.
16. Representative Mundy: Abolishing Columbia Basin Commission	712	712	.....	.....	.....	.....	.....	.....	.....
17. Representatives Mundy and Flanagan: Conforms state law to federal law in relation to irrigation and reclamation districts	89	93	120	139	139	.....	146	152	S.
18. Representatives Conner, O'Connell and Clark: Protecting homing pigeons	403	414	517	887	887	.....	910	933	S.
21. Representatives McCormick, Henry and Huntley (by Executive request): Requiring seat belts on new private motor vehicles	217	220	311	868, 881	882	861, 863, 868, 941	970	971	S.
24. Representatives Brouillet, Backstrom, Folsom and Henry (by Joint Interim Committee on Education request): Supplementing law relating to community colleges.....	526	526	563	.....	.....	564	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
28. Representatives Olsen, Haussler and Canfield: Relating to flood control and transfer to counties of state's interest in certain lands.....	403	415	643	871	871	.....	910	933	S.
29. Representatives Burtch, Anderson and Pritchard: Recording of conveyances of real property by public bodies.....	217	220	672	827	827	.....	865	865	S.
31. Representatives Lewis, Hadley and Ackley: Changing filing of notice of appeal regarding employment security..	403	415	776	.....	.....	.....	.....	.....	.....
33. Representatives Conner, King and Goldsworthy: Preserving public documents.....	526	527	634	806	807	796, 897	910	934	P.V.
34. Representatives Conner, King and Goldsworthy: Preserving public documents.....	548	550	634	807	807	796, 897	910	934	Vetoed
35. Representatives Campbell, Goldsworthy and Uhlman (by Legislative Council request): Enacting the Uniform Code of Military Justice.....	602	603	634	808, 811	811	796, 808	865	865	P.V.
42. Representatives Schaefer, Copeland and Moon (by Legislative Council request): Permitting sheriffs to standardize their uniform.....	217	220	579	827	828	.....	865	865	S.
43. Representatives Ahlquist and McCormick: Accepting the provisions of the Columbia Basin Compact and providing for participation therein.....	581	582	919	.....	.....	583, 920	.....	.....	.....
46. Representatives Conner, Klein and DeJarnatt: Exempting motor vehicles and trailers purchased out of state by servicemen from the use tax.....	623	623	800	858	858	943	970	971	S.
47. Representatives Newschwander, Adams and McFadden: Establishing new licensing and fee provisions for dental hygienists.....	175	181	335	.....	.....	.....	.....	.....	.....

48. Representatives Litchman, Swayze and Grant (by Joint Committee on Governmental Cooperation request): Raising marriage requirements.....	623	624	696	823, 854	854, 943, 973	823, 838, 935, 961, 973, 977	978	983	S.
50. Representatives Brouillet, Garrett and Morrissey: Authorizing the establishment of county civil service systems	646	648	676	.....	.....	.....	.....	.....	.....
51. Representatives Canfield, Bozarth and Clark: Changing standards for certain soft tree fruits and assessments....	360	363	745	837	838	.....	865	866	S.
52. Representatives Newschwander, Adams and McFadden: Permitting practices of dentistry by dental internes....	175	181	335	.....	.....	.....	.....	.....	.....
53. Representatives Henry, Morrissey and McCormick: Providing a means of determining "selling price" for the taxation of vending machine sales and the sales made through similar devices.....	581	583	676	815	816	.....	865	866	S.
54. Representatives Schaefer, McDougall and Clark: Changing qualifications of boards of directors of agricultural cooperatives	444	445	729	.....	.....	.....	.....	.....	.....
60. Representatives Flanagan, Moos and Jolly: Permitting weed districts to contract obligations or money received in the current year from services and other lawful sources	176	181	729	815	815	.....	865	866	S.
61. Representatives Campbell and Copeland (by Legislative Council request): Repealing the triennial examination of the teachers' retirement system.....	360	363	443	508	508	.....	545	545	S.
62. Representatives Campbell and Copeland (by Legislative Council request): Placing noncertified school employees not covered by OASDI under state retirement system...	403	415	524	.....	.....	.....	.....	.....	.....
63. Representatives Campbell and Copeland (by Legislative Council request): Establishing a public pension review commission	602	604	622	.....	.....	.....	.....	.....	.....
65. Representatives Burtch, Rosenberg and Comfort: Providing certain testimony in support cases.....	217	220	359	503	503	463, 477, 546	545	545	S.
70. Representatives Adams, McFadden and Lewis: Clarifying the practice of licensed practical nurses and raising certain fees	176	181	335	505	506	.....	545	545	S.
72. Representatives May, Beck and Campbell: Changing certain public employees' retirement provisions.....	646	648	776	869	869	.....	910	934	S.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
74. Representatives Bigley, Gleason and Wintler (by Legislative Council request): Abolishing the public assistance committee	526	527	.....	.....	.....	.....	.....	.....	.....
75. Representatives Gleason, Bigley and Wintler: Extending vocational rehabilitation for the nondisabled to persons not on public assistance.....	444	445	839	883	884	941	970	971	S.
76. (Substitute) Committee on Social Security and Public Assistance: Extending work relief to categories of public assistance in addition to general assistance.....	581	583	776	.....	.....	887, 888, 889, 892	.....	.....	.....
78. Representatives Adams, Gleason and Siler (by Legislative Council request): Providing for institutional collection of cost for juvenile delinquent support.....	548	550	.....	.....	.....	.....	.....	.....	.....
83. Representatives Brouillet, Backstrom and Folsom (by Joint Interim Committee on Education request): Requiring approval for secondary programs in existing non-high school districts.....	360	363	564	679	685	.....	732	732	S.
89. Representatives Andersen, Witherbee and May: Requiring registration of contractors.....	444	445	643	811	814	897	910	934	P.V.
91. (Substitute) Committee on Education and Libraries: Providing that universities, colleges and school districts pay insurance premiums on certain health and accident insurance policies	444	445	564, 677	.....	.....	677	.....	.....	.....
93. Representatives Ahlquist, Jolly and McDougall: Increase per diem for directors of irrigation districts from ten dollars to twenty-five dollars.....	300	302	.....	.....	.....	.....	.....	.....	.....
94. Representatives Beierlein, Wang and Bozarth: Providing state aid to school districts for driver education courses..	444	445	517	717	719	708, 744	779	779	S.

95. Representatives Beierlein, Evans and Leland (by Highway Interim Committee request): Providing a driver improvement program for the state and for suspension of operator's licenses without preliminary hearing.....	646	648	800							
98. Representatives Kirk, Bergh and Ackley: Changing method of computing required tax deposit at time plat is filed	403	415	729	823	829		865	866	S.	
99. (Substitute) Committee on Constitution, Elections and Apportionment: Electing port commissioners at large....	444	445	745							
100. Representatives King, Conner and Canfield (by Legislative Budget Committee request): Providing billing procedure as to employer's state employees' retirement system contributions	300	302	517	820	820		865	866	S.	
101. Representatives Schaefer, Adams and Campbell (by Legislative Council request): Authorizing state to become party to interstate agreement on detainers.....	581	587								
105. Representatives Leland, Garrett and Taylor: Generalizing municipal purchase by conditional rules.....	300	303	579	864	864		910	984	S.	
109. Representatives McCormick, McElroy and Huntley: Redesignating primary state highway No. 6 as the Newport highway	444	446	644	876, 882	877, 883	882, 941	970	971	P.V.	
110. (Substitute) Committee on Local Government: Removing one mile area restriction upon incorporation of towns	360	364	677	820	824, 944	823, 903, 944	971	971	S.	
113. Representatives Jueling, Garrett and Berentson: Regulating dog licensing.....	360	364								
114. Representatives Adams and McFadden (by Department of Licenses request): Repealing certain midwifery provisions	176	181	335	806	806	796	865	866	Vetoed	
119. Representatives O'Connell, May and Sawyer: Providing certain apprentice workmen certain wage standards....	360	364	839	892	892		910	934	S.	
122. Representatives Garrett, Morphis and Ackley (by Joint Committee on Urban Area Government request): Extending limited access planning powers to metropolitan governments	778	779	860							
128. Representatives Garrett, Morphis and Ackley (by Joint Committee on Urban Area Government request): Authorizing cities over ten thousand to adopt charter.....	778	779	860	884	890	886	910	984	S.	

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
129. Representatives Andersen, Schaefer and Gorton: Enacting the Uniform Commercial Code.....	526	527	889	.....	.....	.....	.....	.....	.....
131. Representatives Mahaffey, Brouillet and Conner (by Departmental request): Providing that condemnation may be used to provide land for community colleges, vocational technical, and other schools.....	526	527	729	838	838	829	865	866	S.
134. Representatives Grant, Kirk and Litchman (by Joint Committee on Governmental Cooperation request): Requiring disclosure of prior marriages and financial obligations resulting therefrom on marriage applications....	526	527	840	.....	.....	.....	.....	.....	.....
135. Representatives Kirk, Garrett and Ackley: Changing dates and amount of interest as to real property tax delinquency sales	526	527	579	829	829	.....	865	866	S.
137. Representatives Morrissey, Klein and Gorton: Authorizing use of and foreclosure of deeds of trust in security transactions	444	446	855	.....	.....	.....	.....	.....	.....
139. Representatives Conner, Taylor and Kirk: Changing provisions dealing with the giving of notice for certain taxes due	217	220	476	870	870	.....	910	934	S.
141. Representatives Henry, Schaefer and Huntley: Excluding residency provision from policemen covered by civil service in cities and towns.....	176	181	602	829	830	897	910	934	S.
143. Representatives Huntley, Rosenberg and Leland (by Highway Interim Committee request): Regulating motor vehicle speed limits	229	235	279	506	507	.....	545	545	S.
144. Representatives Beierlein, Leland and Rosenberg (by Highway Interim Committee request): Enacting interstate driver license compact.....	229	235	426	856, 886	886, 968	.....	857, 872, 876, 935, 961, 968	972	983 S.

146. Representatives Gorton, Garrett and Lind: Authorizing hearings on plats to be held before a committee of legislative authority	426	426	580	831	831	.....	865	866	S.
150. Representatives Adams, Bozarth and McDougall (by Departmental request): Authorizing health districts to charge fees for inspection services required by law.....	444	446	602	867	868	941	971	971	S.
151. Representatives Adams, McElroy and Odell (by Departmental request): Permitting municipalities and health districts to contract for sale or purchase of health services	230	235	336	507	507	.....	545	545	S.
153. Representatives Juelling, Newschwander and Gallagher: Removing publication of court petition requirement in lowering of lake water proceedings.....	300	303	375	831	831	.....	865	866	S.
155. Representatives Andersen, Ackley and Comfort: Implementing constitutional amendments providing for judges pro tempore of the supreme court.....	426	426	518, 855	911	912	518, 944	971	971	S.
157. (Substitute) Judiciary Committee: Relating to the appraisal of decedents' estates.....	778	779	.....	.....	.....	.....	.....	.....	.....
158. Representatives Eldridge, Mundy and Pritchard: Providing certain additional powers for drainage and diking districts	300	303	677	853	853	831, 838	910	934	S.
176. Representatives O'Brien, King and Canfield (by Legislative Budget Committee request): Enlarging the legislative budget committee.....	360	364	644	911	.....	871, 911	.....	.....	.....
181. Representatives Reese, Brouillet and McCormick: Providing numbered positions for the election of school directors	300	303	580	832	832	897	910	934	S.
184. (Substitute) Committee on Local Government: Changing fire district merger procedure.....	403	415	673	832	833	.....	865	866	S.
185. Representatives Clark and Wedekind: Relating to regulation and licensing of farm labor contractors.....	444	446	730	.....	.....	.....	.....	.....	.....
188. Representatives Burtch, Miles and Sawyer: Changing definition of second degree arson.....	230	236	375	511	511	545, 508	548	548	S.
189. Representatives Huntley, Henry and Mundy (by Departmental request): Providing that unexpended moneys in the state patrol highway account not revert to motor vehicle fund	403	415	525, 644	715	715	525, 708	744	745	S.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
190. Representatives Ackley, Comfort and Litchman: Providing that a judge may approve or reject creditor claims against an estate by order.....	526	528	710	833	833	.....	865	866	S.
195. Representatives Schaefer, Wang and Burtch: Affecting abandoned vehicle provisions.....	360	364	525	790, 803	804	790	865	866	S.
198. Representatives McCaffree, Eberle and DeJarnatt: Provides state board of education will determine which of possible recipients will receive moneys for blind student assistance	444	446	564	689	689	.....	732	732	S.
200. Representatives Burtch, Gleason and Johnston (by Legislative Council request): Amending the uniform reciprocal enforcement of support act as suggested by the council of state governments.....	360	364	477	833	834	.....	865	866	S.
204. Representatives Flanagan, Bozarth and Reese (by Departmental request): Supplementing law relating to public livestock markets	230	236	840	.....	.....	.....	.....	.....	.....
210. Representatives Ackley, Witherbee and Wedekind: Providing that port districts in class AA counties may acquire ownership of assets of commercial waterway districts	646	648	677	871	872	.....	910	934	S.
211. Representatives McDougall, Haussler and Clark (by Departmental request): Regulating standards, grades and packs for horticultural plants and products.....	646	648	840	877	878	863, 869, 941	971	971	S.
216. Representatives Braun, Brachtenbach and Mahaffey: Authorizing school districts and county superintendents to purchase research services.....	444	446	564	688	688	.....	732	732	S.
223. Representatives Evans and Campbell: Putting medical tuition fees in University of Washington building account	444	446	673	860	860	.....	910	934	S.

225. Representatives Moon, Berentson and Brachtenbach (by Departmental request): Providing for slaughter or destruction of certain diseased animals and indemnity therefor	230	236	730	.....	.....	.....	.....	.....	.....
227. Representatives Harris, Schaefer and Young: Exempting trusts and banks from certain probate provisions.....	444	446	710	834	834	.....	865	866	S.
228. Representatives DeJarnatt, Hadley and Mahaffey: Providing for reciprocity exchanges of school pupils between districts in this and other states.....	403	415	565	816	816	.....	865	866	S.
230. Representatives Brouillet, Andersen and Kink: Increasing authority of some school boards.....	403	415	565	816	817	.....	865	866	S.
237. Representatives Litchman, Comfort and Andersen: Permitting attorney fees and travel expenses on criminal appeals to supreme court when indigent defendant.....	526	528	840	.....	.....	.....	.....	.....	.....
240. Representatives Lewis, Odell and Brouillett (by Departmental request): Exempting certain nondisabled rehabilitation referees from public assistance.....	360	364	849	.....	.....	876, 884	.....	.....	.....
242. Representatives Bigley, Lewis and Wedekind (by Departmental request): Providing log patrol licenses be obtained from department of natural resources.....	300	303	375	506	506	.....	545	545	S.
243. (Substitute) Judiciary Committee: Adding a judge to Spokane county	623	624	711	793	795	.....	844	845	S.
246. Representatives Beck, Hawley and McCormick: Prescribing procedure for annexation of fire protection districts areas	444	447	580	859, 862	859, 862	859, 941	971	971	S.
247. Representatives Lewis, Bigley and Siler (by Departmental request): Repealing obsolete section relating to fees for marks and brands for forest products.....	265	269	375	893	894	.....	910	934	S.
248. Representatives Lewis, Flanagan and Rosenberg (by Departmental request): Authorizing department of natural resources to enter into cooperative agreements to improve grazing ranges.....	360	364	525	872	872	.....	910	934	S.
249. Representatives Bigley, Brachtenbach and Taylor (by Departmental request): Authorizing entry upon lands or waters in the state for forestry purposes.....	403	415	525	894	894	.....	910	934	S.
252. (Second Substitute) Committee on Ways and Means: Budget bill for 1963-1965 biennium.....	736	736	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
253. Representatives Burtch, Anderson, Chatalas, DeJarnatt, Brouillet and Hurley (by Executive request): Pertaining to surplus commodities for use of public assistance recipients	458	458	500	791	791	.....	844	845	S.
255. Representatives Litchman, Comfort and Chatalas: Increasing monetary amount for jurisdiction of small claims in justice courts.....	623	624	711	893	898	834, 936, 962, 974, 977	978	983	S.
256. Representatives Anderson, Burtch and Earley: Imposing penalties for habitual vice offenders.....	581	584	.....	.....	.....	.....	.....	.....	.....
257. Representatives Lynch, Hadley and Bergh: Providing for refunds of certain college fees.....	403	416	673	805	806	796	865	866	S.
261. (Substitute) Committee on Water Resources and Pollution Control: Supplementing law relating to irrigation and rehabilitation districts.....	458	458	532	788	789	764, 782, 787, 844	865	866	S.
263. Representatives Rosenberg, Evans and McCormick (by Departmental request): Allocating part of automobile license fee to state patrol.....	265	269	369	715	716	708	744	745	S.
264. Representatives Jolly, Flanagan and Mundy (by Departmental request): Supplementing law relating to commission merchants, dealers, brokers, buyers and agents in agricultural products	360	365	776	874	875, 975	871, 872, 934, 962, 967, 974, 978	978	983	S.
270. Representatives Campbell, Copeland and Gorton: Requiring all governmental units to show in their budgets as separate items their annual retirement costs.....	444	447	.....	.....	.....	.....	.....	.....	.....
273. Representatives McCormick, Rosenberg and Wang: Regulating common carriers.....	444	447	622	787	788	473, 764, 844	865	866	S.

275. Representatives Rosenberg, Mundy and McDougall: Providing for certification back to and vesting of title in counties, cities and towns of unneeded state highway routes	230	236	359	.....	.....	.....	.....	.....	.....
280. Representatives Mahaffey, Wintler and Campbell: Authorizing special instruction in lieu of one-semester course in Washington history and government.....	444	447	565	689	689	.....	732	732	S.
281. Representatives Huntley, Mundy and Henry: Implementing law relating to the Washington state patrol retirement system	444	447	526	856	856	.....	910	934	S.
283. Representatives Lynch, McCaffree and Hurley: Defining "unable to work" in regard to compensation for pregnant women	712	713	840	.....	.....	.....	.....	.....	.....
286. Representatives Bergh, King and May: Providing the director of labor power to appoint certain personnel.....	444	447	565	790	790	.....	844	845	S.
289. Representatives Morrissey, McDougall, and Lynch: Substituting the chief of Washington state patrol for the director of licenses for the keeping of the records with regards to issuing gun permits.....	444	447	526	.....	.....	.....	.....	.....	.....
293. Representatives Conner and Adams: Extending date limitation on issuance of certain conditional licenses to practice medicine and surgery in this state.....	360	365	580	834	835	.....	865	866	S.
297. Representatives Campbell, Hood and Moos: Insuring fire district personnel	548	551	645	880	880	870	910	934	S.
299. (Substitute) Committee on Social Security and Public Assistance: Authorizing membership in state employees' retirement system for elective officials of labor organizations which qualify as employees under the act.....	778	779	841	866	866	.....	910	934	S.
303. Representatives Pritchard, Campbell and Mahaffey: Requiring high school physical training.....	360	365	565	687	687	732	732	732	P.V.
309. Representatives Beierlein and Clark: Repealing requirements relating to access and inspection of safe deposit boxes belonging to deceased persons.....	526	528	.....	.....	.....	.....	.....	.....	.....
311. Representatives Goldsworthy, Jolly and Moos: Establishing standards for and regulating warehousemen and shippers of agricultural commodities.....	526	528	777	879	880	869, 941	971	971	S.
312. (Substitute) Committee on Highways: Designating scenic highways	623	624	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
319. Representatives Garrett, Andersen and Grant: Relating to sale of property of public hospital districts.....	360	365	580	863	863	.....	910	934	S.
320. Representatives Garrett, Grant and Mahaffey: Increasing value of real estate that school board may sell to thirty-five thousand dollars from twenty thousand dollars.....	444	447	566	817	820	.....	865	866	S.
323. Representatives Newschwander, Adams and O'Brien: Reorganizing the board of dental examiners.....	548	551	.....	.....	.....	.....	.....	.....	.....
329. Representatives Leland, Garrett and Taylor: Authorizing fire protection districts to enter into conditional sales contracts	778	779	841	.....	.....	.....	.....	.....	.....
335. Representatives Hood and Backstrom: Providing that services of chiropodists be services covered by disability and group disability insurance policies.....	444	447	581	739	740	764	801	801	S.
343. Representatives Hawley, Olsen and Kirk: Relating to public highways and highway franchises.....	408	416	645	835	835	.....	865	866	S.
345. Representatives Evans, Rosenberg and Leland: Abolishing the toll bridge authority and transferring its powers and duties to the highway commission.....	602	604	.....	.....	.....	.....	.....	.....	.....
347. (Substitute) Committee on Highways: Giving counties right to hearing on limited access highway routes.....	602	604	645	857	857	.....	910	934	S.
348. Representatives Beck, Mundy and Flanagan: Authorizing port district dissolutions.....	778	779	841	.....	.....	.....	.....	.....	.....
349. Representatives Brouillet, Mahaffey and Henry: Providing certain sick leave benefits for noncertified personnel in schools	444	448	566	888	888	.....	910	934	S.

351. Representatives O'Donnell, Chatalas, and Newschwander: Allowing family to set aside income for dependent child.	646	648	777	863	863	.....	910	934	S.
359. Representatives May, McCormick and Comfort: Repealing certain underground safety provisions.....	444	448	548	853	859	.....	910	934	S.
360. (Substitute) Committee on Highways: Enacting uniform act on vehicle reciprocity.....	444	448	581	862	862	860	910	934	S.
361. Representatives Olsen, Sawyer and Mahaffey: Providing for a two years continuation of the world fair commission	602	604	673	706	706	702, 732, 736	732	732	Not Signed
367. Representatives Eberle, Smith and Jueling: Limiting metropolitan authority	444	448	.....	.....	.....	.....	.....	.....	.....
368. Representatives Uhlman, Andersen and Mundy: Transferring certain shorelands on Lake Union to the University of Washington.....	444	448	526	835	835	.....	865	866	S.
369. Representatives Haussler, Clark and McDougall: Providing that damages arising on bond or insurance under pesticide application act must be for actual use of pesticides	408	415	841	875	876	.....	910	934	S.
371. Representatives Olsen, Hawley and Braun: Relating to filing of inventories by county commissioners.....	778	780	841	876	876	.....	910	934	S.
372. Representatives Burtch, Pritchard and Henry: Deleting residency requirement for city firemen.....	778	780	.....	.....	.....	.....	.....	.....	.....
373. Representatives Gorton, Garrett and Pritchard: Providing automatic recount.....	444	448	677	.....	.....	.....	.....	.....	.....
378. Representatives Andersen, Rogers and Chatalas: Prohibiting unlawful possession of automobiles.....	712	713	.....	.....	.....	.....	.....	.....	.....
384. Representatives Moos, Mundy and Clark: Increasing third class city power.....	646	648	678	836	836	.....	865	866	S.
385. Representatives Evans, Huntley and Haussler: Implementing the law relating to county road improvement districts	444	448	581	791	791	492	844	845	S.
389. Representatives Schaefer, Clark and Gallagher: Creating state publication distribution center in state library.....	526	528	673	881	881	859, 941	971	971	S.
391. Representatives Lybecker, Comfort and Andersen: Clarifying joint tenancy law.....	778	780	842	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
392. Representatives Garrett, Goldsworthy and Grant: Authorizing procedure for transfer to state of federal airport facilities	458	458	500	814	814	.....	865	866	S.
394. Representatives Kink, Mundy and Lynch: Providing that state colleges may grant associate degrees in nursing.	444	449	730	804, 808	805, 809	796, 808, 897	910	934	S.
397. Representatives Gorton, Witherbee and Ackley: Broadening powers and functions of metropolitan municipal corporations	623	624	849	.....	.....	.....	.....	.....	.....
403. Representatives DeJarnatt and Mundy: Allowing soil and water conservation district to borrow money from the federal or state government.....	582	584	678	836	836	898	910	934	S.
404. Representatives Kink, King and Hood: Providing for net fishing by Washington fishermen under certain circumstances	444	449	696	889	889	941	971	971	S.
411. Representatives Burtch, Johnston and Huntley. Relating to persons driving under the influence of intoxicating liquor	646	648	784	.....	.....	.....	.....	.....	.....
412. Representatives Lewis, Miles and Garrett: Relating to vacation time for state employees.....	646	649	.....	.....	.....	.....	.....	.....	.....
417. Representatives Juelling, Garrett and O'Brien: Granting additional powers to water districts.....	712	713	842	886	886	.....	910	934	S.
418. Representatives McCormick, Henry and Juelling: Protecting firemen's pension rights on change in fire protection organizations	623	624	674	787	787	764	844	845	S.
422. Representatives Metcalf, Lewis and Braun: Affecting provisions for the declaration and affidavit of political candidacy	646	649	.....	.....	.....	.....	.....	.....	.....

423. Representatives Miles, Lewis and Smith: Providing for suggestion awards for state employees.....	623	624							
425. Representatives Grant, Garrett and Henry: Changing certain aircraft dealer's provisions.....	582	584							
431. Representatives Perry, O'Connell and Huntley: Authorizing quarterly licensing of certain vehicles.....	582	584							
432. Representatives Andersen, Bergh and Pritchard: Relating to minors under eighteen years of age purchasing motor vehicles	582	584	842						
436. Representative McCaffree: Reapportioning legislative districts	712	713							
437. Representatives Gorton, Garrett and Pritchard: Providing procedure for determining which voters have cast ballots at any primary or election.....	646	649							
438. Representatives Gorton, Garrett and Pritchard: Implementing the law relating to absentee voting at elections..	646	649							
441. Representatives Harris, Klein and Brachtenbach: Providing documents furnished director of licenses under the financial responsibility act be returned upon request	623	624							
453. Representatives Adams, McFadden and Chatalas: Absolving a person who renders first aid from liability.....	778	780	856						
455. Representatives Haussler, Hood and Bozarth: Increasing amount banks may invest in small business investment companies	778	780							
456. Representatives Garrett, Kirk and Kink: Relating to sewer district general funds.....	646	649	678						
459. Representatives Mundy and Moos: Increasing cemetery district authority	778	780	842	867	867		910	934	S.
460. Representatives Henry, Goldsworthy and King: Relating to registration and taxation of certain aircraft.....	623	625							
467. Representatives Moos, Garrett and Gorton: Authorizing cancellation of voter's registration for non-residence at registered address	646	649							
469. Representatives Copeland, Lind and Berentson: Authorizing payment of industrial insurance benefits to beneficiary while workman incarcerated.....	582	584	777						

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
474. Representatives Swayze, Backstrom and O'Connell: Providing for an advisory council on aging and prescribing powers and duties in relation thereto.....	778	780	842						
479. Representatives Moos, Garrett and Gorton: Shortening period for cancellation of permanent election where registrant has not voted.....	646	649							
481. Representatives Hood, Jueling and Bergh: Prescribing safety equipment and regulating motorboats.....	623	625	843						
487. Representative Copeland: Relating to distribution of motor vehicle and use fuel tax revenues.....	582	584	645	890	890		910	934	S.
488. Representatives Harris, Garrett and Hawley: Relating to group life insurance.....	623	625	674	724	724		744	745	S.
493. Representatives McCormick, Schaefer and Andersen: Authorizing trustee to be named as beneficiary of life insurance policy.....	646	650	674	853	853	837	910	934	S.
511. Representatives King, Canfield and Kink: Appropriating funds for the support of the legislative budget committee.....	623	625							
512. Representatives Evans, Canfield and Lind: Leasing of space by school districts and permitting options to purchase and lease back.....	778	780							
514. Representatives Newschwander, Hurley and Andersen: Changes public assistance laws to conform to federal requirements.....	778	780	843	873	873		910	934	S.
530. Representatives Kirk, Olsen and Wang: Relating to refunds of illegally collected taxes.....	778	781	843	870	870		910	934	S.

533. Representatives Hood, Kink and Bergh: Changing certain provisions dealing with the leasing of certain clam beds	712	713	.....	.....	.....	.....	.....	.....	.....
538. Representatives Bergh, McElroy and Andersen: Allows certain motor vehicles to proceed across highway railroad grade crossing without stopping when traffic control signal so directs.....	582	584	645	861	861, 976	935, 962, 968, 972, 976, 978	978	984	S.
539. Representative Beck: Implementing law relating to independent living rehabilitation programs.....	646	650	.....	.....	.....	.....	.....	.....	.....
551. Representatives McCormick, Swayze and Goldsworthy: Recognizing female members of the national guard as part of the state militia.....	623	625	674	837	837	.....	865	866	S.
558. Representatives Gorton, Garrett and Lewis: Authorizing recreation area study.....	779	781	873	.....	.....	889	.....	.....	.....
560. Representative Evans: Relating to city streets.....	779	781	800	887	888	.....	910	934	S.
565. Representatives Witherbee, Uhlman, McCormick, Bergh and Goldsworthy: Setting salaries for certain officers of state militia	623	625	674	.....	.....	.....	.....	.....	.....
570. Representatives Ackley, Backstrom and O'Donnell: Providing that women not be excluded from premises or place of work or employment because of sex.....	646	650	843	869	869	.....	910	934	S.
579. Representative Hood: Revising poultry exemption from sales tax	646	650	777	.....	.....	.....	.....	.....	.....
584. Representative Morrissey: Allowing schools and others to buy periodical subscriptions in a normal business way	779	781	800	892	893	891	910	934	S.
590. Representatives Burtch, Anderson and Savage: Placing hotel inspection fees in industrial insurance accident fund	779	781	843	894	895	.....	910	934	Vetoed
596. Representatives Jueling, Hood and Beierlein: Affecting penalties on banks and trust companies who solicit certain fiduciary business	712	713	801	.....	.....	.....	.....	.....	.....
608. Representatives Huntley, Rosenberg and Leland: Making appropriations and reappropriations relating to highways, streets and bridges.....	679	679	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE JOINT MEMORIALS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	<i>Received from House</i>	<i>First Reading and Committee Referral</i>	<i>Reported from Committee</i>	<i>Second Reading and Amend- ments</i>	<i>Third Reading and Final Passage</i>	<i>Other Action in Senate</i>	<i>Signed by Speaker</i>	<i>Signed by President</i>
4. Representatives Bergh, Kink and Hawley: Memorial to president to disregard recommendation to open Bering Sea halibut fishery to Japan.....	265	270	403	.....	.....	.....	.....	.....
7. Representatives Litchman, Conner and Kirk: Requesting United States Congress to change laws dealing with distribution of surplus agriculture commodities to state penal institutions	779	781	801	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE JOINT RESOLUTIONS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President
9. Committee on Constitution, Elections and Apportionment: Proposing amendment to Constitution on apportionment and redistricting.....	712	713	.....	.....	.....	.....	.....	.....
14. Representatives McCaffree, Garrett and Earley: Prescribing sixty day residence requirement for presidential elections	458	459	.....	.....	.....	.....	.....	.....
15. Representatives Earley, Evans, McCaffree, Brouillet, DeJarnatt, Pritchard, O'Donnell, Smith and Andersen: Ratifying proposed United States constitutional amendment to abolish the poll tax requirement for voting in federal elections.....	444	449	678	942	942	936, 972	983	984
21. Representatives Wintler, Kirk, O'Donnell, Henry, McCaffree, Lynch and Gleason: Informing the public by joint resolution of the statutes dealing with wage discrimination due to sex and penalties thereof.....	779	781	844	.....	.....	.....	.....	.....
27. Representative Dootson: Constitutional amendment limiting state indebtedness.....	779	781	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President
1. Representative Hurley: Relating to notifying the Governor that the Legislature is organized.....	14	14	.....	14	14	.....	18	18
2. Representative Hurley: Relating to joint session to receive the Governor's message.....	14	14	.....	14	14	.....	18	18
3. Representative Hurley: Relating to a joint session to receive the Governor's budget message.....	14	14	.....	14	15	14, 15, 18	30	30
4. Representatives Schaefer, O'Brien and Copeland (by Legislative Council request): Requiring that bills have fiscal notes prior to public hearing or committee action	113	116	.....	.....	.....	.....	.....	.....
5. Representative Hurley: Relating to a joint session for the purpose of viewing a film by the National Geographic Society	124	124	.....	124	124	.....	136	143
6. Representatives Hurley, Perry and Evans: Relating to memorial services commemorating deceased members of the legislature	202	206	.....	206	206	218	230	230
8. Committee on Rules and Order: Relating to final date for consideration of bills by thirty-eighth legislature.....	375	727	.....	727	727	735	744	745
10. Representatives Eldridge, Berentson and Taylor: Directing the feasibility study of Skagit river bypass.....	582	585	646	941	941	936	972	984
12. Representatives Eldridge and Lewis: Directing legislative council to investigate flag pole solicitation.....	646	650	.....	.....	.....	.....	.....	.....
13. Representatives Henry, Siler and Schaefer: Directing legislative council to study rural assessment and zoning practices	712	713	777	.....	.....	.....	.....	.....
15. Representative May: Expressing sympathy as to the death of Mr. Jack Hamilton.....	426	426	.....	426	427	.....	444	444
17. Representatives Savage, Burtch and Anderson: Authorizing the use of the legislative chambers for the youth legislature	909	911	.....	.....	.....	.....	.....	.....
19. Committee on Rules and Order: Relating to Sine Die adjournment of the regular session of the thirty-eighth legislature	978	978	.....	978	978	978	983	984

GENERAL TOPICAL INDEX TO SENATE JOURNAL[Ⓞ]

Accidents:

- Aircraft, guest liability, SB 563.
- Boats, regulations, report requirements, SB 102.
- Emergency care, liability exemptions, HB 453.
- Highway, construction priority, rate basis, SB 469.
- Motor vehicle
 - Accident insurance department, created, SB 513.
 - Lease, liability insurance provision, SB 105.
 - Operators, driving record, furnished, insurance purposes, SB 293, Sub SB 293.
 - Rentals, liability coverage, SB 133.
 - Report requirements, SB 289.

Actions and Suits: (see also "Civil Procedure")

- Alton V. Phillips company, authorized, *SB 618, Ch. 248. Not Signed.
- Diking district warrants, six-year statute of limitation enacted, SB 547.
- Eminent domain, condemnations, expert witnesses, attorney fees, SB 46.
- Employees, county, prosecuting attorney representation required, SB 574.
- Garnishment, exemptions increased, *SB 54, Ch. 13.
- Insurance, litigation costs, attorneys fees, certain cases allowed, SB 126.
- Justice courts, jurisdiction increase, SB 587.
- Metropolitan municipal corporation, suits, judgments, attorney fees, SB 474.
- Public assistance
 - Claims, fraudulent, lien recovery provision, SB 437.
 - Old age recipients, lien recovery clause, SB 209, SB 305.
- Sewer district assessment, appeals, filing provision, SB 89.
- Sheriffs, deputies, suspension, civil service appeals, SB 577.
- Small claims, limitation increase, *HB 255, Ch. 123.
- Torts, actions against state, payments, procedures, *SB 205, Ch. 159.
- U. S. court, affecting real property title, notices, *SB 62, Ch. 137.
- Veterans' public re-employment suits, costs, fee provision, SB 444.

Addington, Dr. A. E.:

- U of W regent, governor's appointment, referral, confirmation..... pp. 217, 697, 957

Ad Valorem Tax: (see also "Taxes")

- Refunds, unclaimed, transfers, *HB 530, Ch. 114.

Administrative Procedures Act:

- Contested cases, witnesses, subpoenas, provisions, SB 378.
- Legislators, bulletins, compilations, state agency rules, copies provided, SB 345.
- Legislative review provisions, rules, regulations, SB 59, *Sub SB 59, Ch. 186.
- Liquor control board included, *SB 99, Ch. 237.
- Superior court appeals, procedure, SB 560.

Adoption:

- Court denial, child custody determination, SB 431, SB 495.

Advertising:

- Beauty culture schools, restrictions, SB 480.
- Constitutional amendment, maximum rates established, SB 259.
- Highway scenic areas, restrictions, Sub HB 312.

Aeronautics: (see also "Airports")

Aircraft

- Accidents, guest liability, SB 563.
- Dealers, business address certificate, display requirement, HB 425.
- Fuel, excise tax
 - Imposed, SB 508.
 - Turbo prop, jet, exempted, SB 622.

ⓄThe Topical Index does not include House bills which were not introduced in the Senate. Refer to House Journal.

*(Asterisks indicate bills passed by both Senate and House.)

Aeronautics—Continued**Aircraft—Continued**

Excise tax

Commission revenue allocation, SB 267.

First registration determination, monthly schedule, *SB 287, Ch. 199.

Registrations, fee discount eliminated, HB 460.

Airport property, public, runways, tax exempt, SB 430.

Commission

Federal airport facilities, transfer to state, *HB 392, Ch. 73.

Members, governor's appointment, referrals, confirmation.....

.....pp. 112, 216, 354, 355, 359, 696, 953

Aged Persons:

Advisory council on aging established, SB 476, HB 474.

Homes, nonprofit, property tax exempt, SB 358.

Medical assistance, state compliance, *SB 525, Ch. 211.

Real property taxes, certain exemptions authorized, SB 397, SB 566.

Agencies:

Administrative rules, regulations, legislative review, SB 59, *Sub. SB 59, Ch. 186.

County, hospital purchasing agents, authorized, SB 549.

Debt-pooling, SB 361.

Public

Meetings, public notice law, specific exceptions, SB 26.

Park commission agreements, youth corps projects, SB 579.

Publication subscriptions, provisions, *HB 584, Ch. 116.

Purchasing agencies, third class cities, cemetery, fire protection districts, established,

*HB 384, Ch. 72.

Agriculture and Livestock:

Agricultural experiment station, Columbia Basin, established, SB 488.

Animals, diseased, destruction, federal cooperation program, HB 225.

Apple advertising commission, membership, authority, assessments, changes, *SB 235, Ch. 145.

Commission merchants, bond requirement, licenses, *HB 264, Ch. 232.

Commodities, storage, shipment, handling, *HB 311, Ch. 124.

Cooperative associations

Directors, officers, election requirements, HB 54.

Liquid petroleum gases, certain sales prohibited, HB 410.

Crop growers, fuel oil sales tax, exempted, SB 73.

Experimental substation, Washington State University, Wenatchee, SB 117.

Farm labor contractors, administrative transfer, HB 185.

Grazing land, cooperative agreements authorized, *HB 248, Ch. 99.

Horticultural plants, products, inspection, standard, *HB 211, Ch. 122.

Insects, ladybugs, commercial exportation, prohibited, SB 331, *HB 264, Ch. 232.

Livestock

Public sales, permits, licenses, regulations, HB 204.

Slaughtering, humane methods, SB 315.

Meat inspection cost, state share, payment, SB 421.

Milk, dairy products, standards, enforcement, SB 264, *SB 265, Ch. 58.

Mushroom processors, unemployment compensation coverage repealed, SB 463.

Pesticide

Chemicals, pure food and drug act, *SB 262, Ch. 198.

Damages, actual use, liability, bond, insurance coverage, *HB 369, Ch. 107.

Poultry, sales, use tax exemption, HB 579.

Production credit association, B&O tax, exemption, *SB 44, Ch. 136.

Ragweed

Control, weed districts commissioners, county health officer requirements, SB 459.

Eradication study

Agriculture department appropriation, SB 458.

Health department appropriation, SB 452.

Sheepherders' outfits, motor vehicle licenses, exemption, SB 536.

*(Asterisks indicate bills passed by both Senate and House.)

Agriculture and Livestock—Continued

Surplus agriculture commodity distribution, institutions for felons included, HJM 7.
 Warehouses, licenses, standards, rules, regulations, *HB 311, Ch. 124.
 Weed districts, financial obligations, expanded, *HB 60, Ch. 52.

Aircraft: (see "Aeronautics" also "Airports")

Airports:

Aircraft fuel, excise tax, imposed, SB 508.
 Federal facilities, transfer to state, *HB 392, Ch. 73.
 Port district improvements, authorized, *SB 298, Ch. 147.
 Property, public, runways, tax exempt, SB 430.

Alaska:

Washington, joint commission, salmon industry, legislative council study, resolution
 No. 39p. 981

Alcoholism:

Health department program, liquor control board fund allocation, SB 263.

Aliens:

Epileptics, deportation provision repealed, SB 72.
 Fishing, commercial, prohibited, SB 531.
 Land ownership, restriction repeal, SJR 5.

Allied Daily Newspapers:

Thanks, services extended, resolution No. 28p. 966

Aluminum:

Manufacturing, B&O tax reduction, SB 492.

Ambulances:

Cities, third class, service
 County contracts permitted, *SB 11, Ch. 131.
 Permitted, SB 3.

Amendments:

Senate rules
 Permanent
 Rule 47p. 200
 Rule 58p. 356
 Temporary rule 58pp. 18, 29, 34, 52, 56, 59, 64

Amusement:

Blue laws, local option, election, SB 348.

Anacortes:

Harbor line changes authorized, *SB 103, Ch. 139.

Animals:

Beaver, hunting, trapping, regulations, permits, SB 571, SB 81, *Sub SB 81, Ch. 177,
 Sec. 11 P. V.
 Diseased, destruction, federal cooperative program, HB 225.
 Dog licenses
 Third class cities, fee limitation repealed, SB 25.
 Towns, annual provision eliminated, HB 113.
 Dogs, towns, running at large prohibited, SB 25.
 Livestock, public sales, permits, licenses, regulations, HB 204.
 Meat inspection cost, state share, payment, SB 421.
 Slaughtering, humane provisions, regulations, SB 315.

*(Asterisks indicate bills passed by both Senate and House.)

Annexation:

- Cities and towns
 - Fire protection districts
 - Firemen's pension, security rights protected, *HB 418, Ch. 63.
 - Procedure, *HB 246, Ch. 231.
 - Petition to join school district, *SB 419, Ch. 208.
 - Property, real, zoning restrictions, SB 554.
 - Review board favorable determination required, SB 406.
 - Unincorporated areas, certain utilities services, SB 214.
- Road district funds, transfer to cities, towns, SB 227.

Annual Sessions:

- Legislative, SJR 2, SJR 16.

Antwerp Messengers:

- Carrier pigeons, racing, hunting, trapping prohibited, *HB 18, Ch. 69.

Apartment Buildings:

- Condominiums, horizontal property regimes, created, regulations, *SB 4, Ch. 156.

Appeals:

- Industrial insurance
 - Code corrections, *SB 49, Ch. 6.
 - Hearings, examiners provision amended, SB 260, Ch. 148.
- Property taxes, equalization board, filing, procedures, SB 198.
- Teachers', professional practice commission, hearings, SB 238.
- Unemployment compensation, notices, timely service proof, HB 31.

Apples:

- Advertising commission, membership, authority, assessments, changes, *SB 235, Ch. 145.

Appointments:

- Committee, interim, special, standing: (see "Committees" also "Interim Committees")
- Governor's transmitted, referrals, confirmation
 - pp. 95, 96, 111, 112, 134, 135, 145, 170, 216, 217, 228, 229, 253-259,
 - 311, 351-355, 359, 427, 470, 473, 493, 508, 577, 696-698, 702, 730, 741-744, 946-960, 962-966
- Highway commission, referrals, confirmation..... pp. 60, 217, 577, 962

Apportionment: (see "Reapportionment")**Apprentices:**

- Barbers' training program, regulation, SB 423.
- Public works projects, hourly wage requirement, *HB 119, Ch. 93.
- State apprenticeship council, on-the-job training programs, federal agreements, *SB 555, Ch. 172.

Appropriations:

- Capital
 - Building construction account, legislative building murals, SB 139.
 - Construction commission, SB 573.
 - Grounds, west development plans, SCR 8.
- Department of:
 - Agriculture
 - Meat inspection costs, SB 421.
 - Ragweed eradication study, SB 458.
 - Commerce and economic development
 - New York World's fair participation, SB 386.
 - State project authority office, SB 435.
 - Conservation, Columbia interstate compact commission, HB 43, SB 207.

Appropriations—Continued**Department of—Continued****Employment security**

Disability compensation fund, SB 302.

Farm labor-contractors, licensing, HB 185.

Health

Community mental health services, SB 311.

Ragweed eradication study, SB 452.

Institutions**Probation**

Division, parole board funds, transfer, SB 385.

Services, county aid, *SB 146, Ch. 54.

Rainier school improvements, SB 481.

Labor and industries

Electrical advisory board establishment, *SB 370, Ch. 207.

Elevator inspection, regulations, *SB 91, Ch. 26.

Hotel operators' license account, SB 512.

Highway commission

Access highway, central Washington state college, SB 438.

Bridge construction, Fletcher bay to Winslow, SB 400.

Limited access, construction, Hood Canal bridge to Tacoma Narrows bridge, SB 326.

National park service parkway, Port Angeles to Olympic National park, SB 477.

Secondary

No. 1V reconstruction, Hylebos creek to King county line, SB 353.

No. 5G, McChord Air Force Base to Puyallup, SB 252.

No. 21D, Bremerton to Winslow, construction, SB 400.

Supplemental, reappropriation, HB 608.

Touchet river bridge construction, SB 505.

Industrial, scientific, economic research council, established, SB 588.**Law enforcement officers' training fund, SB 371.****Legislative****Bill**

Drafting, expenses, printing, *SB 77, Ch. 1.

Fiscal note requirement, HCR 4.

Budget committee, HB 511.

Legislators' subsistence, *SB 132, Ch. 2.**Mitchell, Andre Garth, improper incarceration, Western state hospital, SB 333.****Mortgage insurance fund, industrial development, SB 78.****Motor vehicle accident insurance, creation, SB 513.****Municipal corporations division, revolving fund established, *SB 496, Ch. 209.****Natural resources, certain harbor line relocation, *SB 103, Ch. 139.****Omnibus, state government appropriation bill, 1963-65 biennium, 2nd Sub HB 252.****Outdoor recreational fund, SB 383.****Prison terms and paroles board, rehabilitation film, public showing, SB 466.****Public pension commission, study, HB 63.****Publications, review board, obscene literature, control, SB 191.****State****Board of education**

Competitive college scholarships, SB 572.

School building construction, SB 546.

Government, omnibus appropriation bill, 1963-65 biennium, 2nd Sub HB 252.

Supreme court, judges pro tempore, *HB 155, Ch. 40.**Toll bridge authority**

Columbia river, Vernita, feasibility study, *SB 243, Ch. 197.

Supplemental, reappropriation, HB 608.

University of Washington, environment research facility, construction, *SB 323, Ch. 151.**Wahkiakum county, Westport ferry, reimbursement, motor vehicle fund, SB 42.****Washington state university, agricultural experiment substation, Wenatchee, SB 117.****World trade center commission, study, SB 539.**

*(Asterisks indicate bills passed by both Senate and House.)

Architecture:

Major course established, W.S.U., *SB 285, Ch. 23.

Archives:

Public documents, microfilm preservation, fees, *HB 33, Ch. 241, Sec. 3, P. V.

Armory:

King county, new site authorized, *SB 239, Ch. 146.

Nonmilitary use permitted, *SB 284, Ch. 149.

Seattle, sale, lease, exchange authorized, *SB 239, Ch. 146.

Arson:

Second degree, definition changed, *HB 188, Ch. 11.

Art:

Capitol historical museum, legislative building murals, depository, loans, SCR 9.

Commission, legislative building murals, authorized, SB 139.

Assessments: (see also "Taxes")

County road improvement districts, *HB 385, Ch. 84.

Fruit, soft, change exemptions permitted, *HB 51, Ch. 51.

LID, other improvements, public lands, changes, provisions, *SB 115, Ch. 20.

Mining claims, annual requirements, *HB 12, Ch. 64.

Property

Average percentage level report, SB 217.

Valuation, 50% true value assessment required, SB 223.

Reforestation lands, tax rates, provisions, *SB 160, Ch. 214.

Sewer districts, assessment appeals, filing provisions, SB 89.

Tax rolls, delivery, change provisions, SB 192.

Associated, United Press:

Continuous use, space first floor legislative building granted, resolution No. 37...p. 981

Associations:

Agriculture cooperatives, directors, officers, elections requirements, HB 54.

Production credit, B&O tax, exemption, *SB 44, Ch. 136.

Taxing districts, bi-annual fiscal state audit, SB 388.

Washington industries, appreciation, thanks expressed, resolution No. 30.....p. 967

Athletics: (see "Sports")**Attachments: (see also "Civil Actions")**

Garnishment, exemptions increased, *SB 54, Ch. 13.

Property, personal, exemption amended, SB 53.

Attorney General:**Charitable organizations**

Collections, contributions, rules, regulations, SB 308, Sub SB 308.

Trust funds, registration, supervision, SB 316.

Public

Contracts, identical, suspicious bids, reports, SB 428.

Service companies, rate hearings, counsel appointment, SB 357.

Attorneys:

Automobile license fees, state patrol allocation, *HB 263, Ch. 85.

Court appointed

Capital cases, appeals, fees, HB 237.

Mental illness commitments, SB 86.

Fees

Eminent domain, condemnation proceedings, SB 46.

Industrial insurance appeals, hearings, established, SB 350.

Attorneys—Continued

Fees—Continued

- Insurance suits, certain cases, allowed, SB 126.
- Metropolitan municipal corporation suits, favorable, payment, SB 474.
- Juvenile court appointment, right to counsel protected, SB 101.
- Public defenders, county authorized, SB 475.
- Testimony, graft, bribery cases, SB 395.

Audits:

- Cities, towns, counties, districts, associations, state fiscal audits, SB 388.
- Municipal corporation, costs, *SB 496, Ch. 209.

Automobiles: (see also "Motor Vehicles")

- Accidents, motor vehicle report, requirements, SB 289.
- Auctions, abandoned, stolen, *HB 195, Ch. 44.
- Diesel, exhaust equipment regulation, SB 399.
- Drivers
 - Intoxicated, blood alcohol content, limits lowered, HB 411.
 - Owners, financial responsibility, uniform code, SB 244, *Sub SB 244, Ch. 169.

Licenses

- Excise tax, prorated, last quarter, SB 346.
- Fees, state patrol allocation, *HB 263, Ch. 85.
- Horseless carriage, condition, certification, SB 487.
- Plates, entire name "Washington" required, SB 75.

Rentals

- Abandoned, failure to return, felony, HB 378.
- All accidents, liability coverage, SB 133.
- Safety equipment standards, brakes, regulations, *SB 424, Ch. 154.
- Seat belts compulsory, *HB 21, Ch. 117.
- Speedometer, mirror, requirements, SB 288.

Avey, Arthur K.:

- Aeronautics commission, governor's appointment, referral, confirmation..... pp. 112, 216, 354

Ball:

- Sheriff, court commissioner or clerk, approval authorized, SB 17.

Ballots: (see also "Elections")

- Absentee, provisions revised, HB 438.
- Elections, open primary, straight party voting, SB 425.
- School directors, positions numbered, *HB 181, Ch. 223.

Banks and Banking:

- Banking service corporations, capital stock investment permitted, *SB 196, Ch. 194.
- Estate executors, bond exemption, *HB 227, Ch. 46.
- Funds, minimum available, computation periods amended, *SB 196, Ch. 194.
- Industrial development corporation membership, *Sub SB 564, Ch. 162.
- Investments, small business companies, limitation increased, HB 455.
- Mutual savings
 - Existence extension provision, deleted, SB 35.
 - Investment, merger, conversion authority broadened, *SB 15, Ch. 176.
 - Mergers, conversions, trustee powers, SB 553.
- Safe deposit boxes, access after death provision repeal, SB 68.
- Stocks, authorized, unissued, regulation, provision, SB 201.

Barbers:

- Apprentice training program, regulation, SB 423.
- Board created, examination, licenses, rules, regulations, SB 237.

Beauty Culture:

- Schools, managers, operators, license provisions, SB 480.

*(Asterisks indicate bills passed by both Senate and House.)

Beaver:

Hunting, trapping, regulations, permits, SB 571, SB 81, *Sub SB 81, Ch. 177, Sec. 11, P. V.

Beer:

Store display, location surveillance, SB 186.

Bellingham:

Harbor line changes authorized, *SB 103, Ch. 139.

Bering Sea:

Halibut fisheries, Japanese entry prevention, *SJM 1, *HJM 4.

Bids:

Cities, towns

Garbage collection, disposal, *SB 39, Ch. 130.

Leases, purchase option, *SB 295, Ch. 170.

Contracts, public construction, over \$2500, requirement, private firms, SB 181.

County printing, maximum rate change, SB 166, Sub SB 166.

Public contracts, identical, suspicious, provisions, SB 428.

Billboards:

Highway scenic areas, restrictions, Sub HB 312.

Bills:

Legislative

Consideration limitation, *HCR 8.

Fiscal note requirement, HCR 4.

Indefinitely postponed, resolution No. 35.....p. 981

Special sessions, revenue appropriation consideration, limitation, SCR 12.

Birds:

Pigeons, carrier, racing, hunting, trapping prohibited, *HB 18, Ch. 69.

Bishop, Warren:

Central budget agency director, governor's appointment, referral, confirmation
.....pp. 95, 134, 135

Blair, James M., Sr.:

Highway commission, governor's appointment, referral, confirmation.....pp. 217, 966

Blind:

Advisory committee created, SB 515.

Pedestrian, regulations, motor vehicle operator violations, penalties, SB 517.

Students, higher education payments, provisions, *HB 198, Ch. 33.

Vending stands, public property, preference, *SB 225, Ch. 144.

Blue Law:

Gambling, local option election, SB 348.

Sunday sales prohibited, exceptions, penalties, SB 175.

Board of Education: (see "Education")**Board of Prison Terms and Paroles: (see "Paroles")****Boards:**

Barber, created, duties, rules, regulation, SB 237.

Boundaries review, created, *HB 131, Ch. 41.

Dental examiners, reorganization, HB 323.

Electrical advisory established, *SB 370, Ch. 207.

Merit awards, state employees, established, SB 489.

Optometry, membership, duties, discipline, regulation, *SB 120, Ch. 25.

*(Asterisks indicate bills passed by both Senate and House.)

Boards—Continued

- Outdoor recreational development
 - Created, powers, duties, SB 383.
 - Governor's special message pp. 200-202
- Publications review, obscene literature, membership, duties, created, SB 191.
- State
 - Certain abolished, duties transferred, SB 584.
 - Communications advisory, created, *SB 241, Ch. 160.
 - Naturopathic examiners created, SB 499.
 - Suggestion awards, state employees, established, HB 423.

Boats:

- Charter, fishing
 - License required, SB 532.
 - Sales, use tax exempt, SB 417.
- Commercial salmon fishing, Columbia river district, license fee decreased, SB 327.
- Marine fuel
 - Excise tax imposed, SB 380.
 - Motor vehicle tax, refunds repealed, SB 382.
- Safety, Coast Guard regulation, police jurisdiction, SB 102, HB 481.

Boeing Company:

- Labor dispute, International Association of Machinists, settlement, resolution No. 24 p. 847

Boilers:

- Inspection fees increased, *SB 511, Ch. 217.

Bonds:

- Agricultural commission merchants, requirements, *HB 264, Ch. 232.
- Bridges, Tacoma Narrows, Longview-Rainier, redemption, toll free provision, SB 83.
- Collection agencies, requirements increased, SB 231.
- Contractors, building, licensing provisions, *HB 89, Ch. 77, P. V.
- Irrigation district elections, notice requirement, *HB 13, Ch. 68.
- LID, unpaid, fund distribution, SB 13.
- Marine fuel distributors, carriers, licenses, regulations, SB 380.
- Open space land, financing, SB 27.
- Park and recreation
 - District formation, excess levies, election, provision, SB 578.
 - Land acquisition, SB 27.
- Pesticides, actual use, damages, liability, insurance, coverage, *HB 369, Ch. 107.
- Private schools, licensing provision, SB 450.
- PUD, revenue, funding, refunding obligations, HB 376, SB 405.
- School
 - Building construction, issuance, SB 546.
 - Districts
 - Debt limit increased, SB 550.
 - Indebtedness, assessed valuation base increased, SB 502.
 - Permanent school fund guarantee, SJR 14.

State

- Employees' board, director appointed, investments authorized, *SB 309, Ch. 174.
- Finance committee, outdoor recreational facilities development, issuance, SB 381.

Surety

- Banks, trust companies, estate executors, exempted, *HB 227, Ch. 46.
- Debt consolidation businesses, license provisions, SB 361.
- Toll bridge authority, Columbia river, Vernita, feasibility study, *SB 243, Ch. 197.
- Town marshal, discretionary, SB 38.
- Universities, improvements, additional general tuition fee authorized, *SB 413, Ch. 183.
- University of Washington, retirement, public grant land income, fund allocation, *SB 409, Ch. 216.

*(Asterisks indicate bills passed by both Senate and House.)

Bone, Homer T.:

Dam, Columbia river, named, SJM 10.

Bowden, Ward:

Secretary of senate, nomination, election, oath of office administered.....pp. 10, 11

Brands:

Forest products, fees, secretary of state provision repealed, *HB 247, Ch. 98.

Bremerton:

Highway, secondary No. 21D, to Winslow, construction, SB 400, SB 401.

Bridges:

Columbia river bridge piers construction, Alton V. Phillips Company, relief action, *SB 618, Ch. 248. Not Signed.
Fishing, sport, Hood Canal bridge permitted, SB 190, *HB 109, Ch. 240, P. V.
Fletcher bay to Kitsap peninsula, SB 400.
Longview-Rainier, toll free provisions, SB 83.
Tacoma Narrows, toll free provisions, SB 83.
Toll
Columbia river, Vernita, feasibility study, construction, bonds, *SB 243, Ch. 197.
Retention, certain bridges, maintenance provision repealed, SB 436.
Touchet river, construction, appropriation, SB 505.

Brokers:

Real estate
Licensing, examination revision, HB 8.
Sales, rentals, discrimination prohibited, SB 55.

Bucove, Dr. Bernard:

Health department director, governor's appointment, referral, confirmation...
.....pp. 95, 134, 351

Budget:

Central, director, governor's appointment, referral, confirmation.....pp. 95, 134, 135
Counties, budgetary transfers authorized, SB 478.
Director
State retirement fund billing, belated claims, *HB 100, Ch. 126.
Teletypewriter network, communications advisory board created, *SB 241, Ch. 160.
Message, joint session, from Governor Rosellini, *HCR 3.....pp. 46-51
State
Employees' retirement
Delinquent contributions, payment provisions, SB 387.
Departmental costs itemized, HB 270.
Government, omnibus appropriation 1963-65 biennium, 2nd Sub HB 252.
Town estimates, publication requirement eliminated, SB 22.

Buildings:

Apartments, horizontal property regimes, created regulations, *SB 4, Ch. 156.
Condominium, apartments, regulations, *SB 4, Ch. 156.
Doors, sliding, safety glass requirement, *SB 76, Ch. 128.
Leases, school districts, option to purchase, HB 512.
Legislative
Interim committee continuance, SCR 11.
Murals
Appropriation, SB 139.
Committee study, SCR 4.
Office, interim committee study, HCR 7.
School, construction
Fund allocation, bonds, excess levies, SB 546.
Standardized, SB 297.

*(Asterisks indicate bills passed by both Senate and House.)

Buildings—Continued

State, electricity expenditures study, SCR 14.
Universities, capital improvements, bond financing provision repealed, *SB 411,
Ch. 182.

Bumping Lake Reservoir Project:

Legislation authorizing, resolution No. 25.....p. 937

Buses:

Auto stages, maximum length increase, SB 465.
Charter, permits, operation, regulation, SB 322.
Commercial
 Interstate uniform information forms, SCR 5.
 Trade name, lettering size requirement, SB 402.
Diesel, exhaust equipment regulation, SB 399.
Reciprocal uniform commercial vehicle act, *Sub HB 360, Ch. 106.
Passenger, transportation of minors, safety standards required, SB 534.
Safety equipment standards, lights, brakes, regulations, *SB 424, Ch. 154.
School
 Activity use, charge authorized, *SB 48, Ch. 5.
 Personal injury insurance authorized, SB 535.
Urban transit systems, fuel tax refund continued, *SB 61, Ch. 187.

Business: (see also "Corporations")

Debt consolidation, licensing, bonding provisions, SB 361.
Industrial development corporations, *Sub SB 564, Ch. 162.
Paid in capitol affidavit provision deleted, SB 90.
Retail stores, six day week provision, HB 276.
Sunday, prohibited, exceptions, penalties, SB 175.

Business and Occupation Tax: (see "Taxes")**Campaigns: (see also "Candidates")**

Candidates, contributions
 List, donors' identification, SB 362.
 Receipts, expenditures, records, filing requirements, SB 354.
Political contributions, legislative council investigation, *SCR 6.

Canal:

Commission established, feasibility study, Puget Sound, Grays Harbor, Hood Canal,
SB 614.

Candidates: (see also "Elections")

Campaign contributions
 Legislative council investigation, *SCR 6.
 List, donors identification, SB 362.
 Receipts, expenditures, rceords, filing requirements, SB 354.
Council, election, numbered position requirement optional, SB 40.
Declarations, election law amendments, *Sub SB 356, Ch. 200.
Elections
 Open primary, straight party voting, SB 425.
 Primary, candidates, partisan, residency, qualification affidavits, HB 422.
Filing
 Date changed, SB 136.
 Declarations, sworn statements required, SB 551.
Irrigation district directors, election filing requirements, *HB 13, Ch. 68.
Nominations, party vote percentage requirement, *SB 143, Ch. 189.
Precinct committeemen, elected primary election, SB 249, SB 548.
School directors, separate positions, *HB 181, Ch. 223.
State auditor, non-partisan, SB 20.

*(Asterisks indicate bills passed by both Senate and House.)

Capital Improvements:**Universities**

Building, bond financing provision repealed, *SB 411, Ch. 182.

Improvements, additional general tuition fee bonds authorized, *SB 413, Ch. 183.

Capital Punishment:

Death penalties, supreme court review, SB 439.

Capitol Buildings and Grounds:

East capitol site income, disposition, *SB 482, Ch. 157.

Legislative

Interim committee continuance, SCR 11.

Murals

Appropriation, SB 139.

Committee study, SCR 4.

Office, interim committee study, HCR 7.

Parking rentals, funds, traffic regulation, *SB 483, Ch. 158.

State buildings, electricity expenditure study, SCR 14.

West capitol grounds, development plans, appropriation, SCR 8.

Capitol Historic Museum:

Murals, legislative building, depository, loans, SCR 9.

Capitol Lake:

Fish farm, recreational facilities, commemorative plaque, SJR 12.

Catholic Children's Service:

25th anniversary, commendation, resolution No. 16.....p. 441

Cemeteries:**Districts**

Excess levies authorized, SB 468, *HB 459, Ch. 112.

Third class cities, fire protection, joint purchasing agencies established, *HB 384, Ch. 72.

National, Fort George Wright, requested, SJM 13.

Towns, joint property acquisition, operations, SB 366.

Centralia:

Public lands, easement, street purposes, *SB 416, Ch. 81.

Central Washington State College:

Trustee, governor's appointment, referral, confirmation.....pp. 112, 698, 954

Century 21 Exposition: (see also "World Fair")

Liquidation provisions, report, *HB 361, Ch. 247. Not Signed.

World fair dissolution, legislative council study, evaluate, report, *SCR 3.

Charitable Organizations:

Annual reports, registrations, attorney general regulation, SB 308, Sub SB 308.

Trusts, funds, attorney general registration, supervision, SB 316.

Children:

Adoption, court denial, child custody determination, SB 431, SB 495.

Catholic, service, 25th anniversary, commendation, resolution No. 16.....p. 441

Delinquents, post institution placement, institution department jurisdiction, SB 34.

Dependent, aid

Grants, income savings permitted, *HB 351, Ch. 226.

Parental support enforcement, *Sub SB 275, Ch. 206.

Public assistance code amendments, *HB 514, Ch. 228.

Desertion, nonsupport, spouse testimony permitted, *HB 65, Ch. 10.

Illegitimate, paternity determination, SB 299.

Children—Continued

- Institution department, children, youth, care, study, world fair liquidation fund, SB 286.
- Juvenile correctional school, Echo lake, King county, established, *SB 32, Ch. 165.
- Mental retardation center, U. of W., *SB 170, Ch. 193.
- Psychopathic delinquent, institution care requirement repealed, SB 19.
- Rehabilitation, handicapped, community services, divisions established, SB 29.
- Support enforcement, uniform act strengthened, *HB 200, Ch. 45.
- Welfare advisory committee created, SB 515.

Chiropody:

- Disability insurance policy inclusion, *HB 335, Ch. 87.

Cigarettes:

- Tax evasion, out-of-state shipments, misdemeanor, SB 116.
- Tobacco, wholesale, tax reduction, SB 112.

Cities and Towns:

- Accounting system requirements, audits, *SB 496, Ch. 209.
- Air pollution control districts, newly incorporated, inclusion, *SB 149, Ch. 27.
- Ambulance service, first aid equipment, contracts permitted, *SB 11, Ch. 131.
- Annexation

Fire protection districts

- Firemen pension rights protected, SB 471, *HB 418, Ch. 63.
- Districts, procedure, *HB 246, Ch. 231.

Property, zoning restrictions, SB 554. **Review board favorable determination required, SB 406.** **Road districts, fund transfer, SB 227.** **School districts, petition to join, *SB 419, Ch. 208.** **Unincorporated areas, certain utilities services, SB 214.****Annual fiscal state audits, SB 388.****Assessment, 50% average level, liquor, highway funds ratio computation, SB 224.****Audits, municipal corporation division expenses, fund payments, *SB 496, Ch. 209.****Charters** **Cities second class, adoption permitted, *HB 128, Ch. 222.** **Constitutional amendment proposal, publication requirement, SJR 7.****Cities, reference adoption, state agency rules, regulations, fire codes, SB 21, *Sub SB 21, Ch. 184.****Civil defense** **Facilities, state use authorized, SB 37.** **Government continuity, emergency interim successor provisions, SB 128, *Sub. SB 128, Ch. 203.****Claims, payment, service, labor, audits required, SB 583.****Class AA, port districts acquisition, commercial waterway districts, *HB 210, Ch. 97.****Conditional sales purchasing, authority increased, *HB 105, Ch. 92.****Councilmen, election, numbered position provision, SB 40.****Dog licenses, annual provision eliminated, HB 113.****Elections, districts, class AA, A counties, date changed, November, odd-numbered years, SB 356, SB 530, *Sub SB 356, Ch. 200.****Electric utilities, county sales, facilities, contribution contracts, permitted, SB 250.****Employees** **Collective bargaining, labor union membership, rights, SB 134, SB 379.** **Hospital, medical care benefits, SB 151, *HB 6, Ch. 75.** **Subversive activities oaths, mandatory, SB 433.****Firearm sales, dealers' licenses, permits, *SB 271, Ch. 163.****Firemen** **Civil service residency requirements, repealed, HB 372.** **Death, disability benefits, non-fire emergency rescue work, SB 66.** **Minimum pension established, maximum limitation removed, SB 85.****Gambling, cardrooms, devices, machines, games of skill, legalized, *SB 360, Ch. 37.** **P. V. Not Signed.****Garbage disposal bids, second, third, fourth class cities authorized, *SB 39, Ch. 130.**

*(Asterisks indicate bills passed by both Senate and House.)

Cities and Towns—Continued
Highways

- Arterial, gas tax allocation, indebtedness payments, *HB 487, Ch. 113.
- Limited access, physical appearance planning requirements, SB 8, HB 122.
- State, direct title transfer authorized, HB 275, SB 292.

Incorporation, population requirements, class AA, A counties, *SB 220, Ch. 57.

LID

- Formation, adjacent unincorporated areas, permitted, *SB 219, Ch. 56.
- Guaranty fund, transfer to general fund, SB 158.
- Unpaid bonds, warrants, fund distribution, SB 13.
- Utilities, authorized, SB 268.

Liquor revenue fund allocation increased, HB 3.

Magazine subscriptions authorized, *HB 584, Ch. 116.

Metropolitan municipal corporations
Additional functions

- Authorized, HB 397.
- Without election, repealed, HB 367.
- Public works, revolving fund, planning, loans, authorized, SB 216.
- Suits, judgments, attorney fees, SB 474.

Municipal court created, jurisdiction, procedure, SB 246.

Parking, off-street, financing, construction, meter revenue, SB 269.

Parks, recreation, open space land acquisition, SB 27, HB 558.

Pension funds, shares, open-end investment, amount increased, SB 365.

Plats, subdivisions, proposed, hearings, *HB 146, Ch. 245.

Police
Civil service

- Employment, residence requirement repealed, SB 277.
- Examination, appointment, procedure amended, SB 278.
- Residency requirement, repealed, *HB 141, Ch. 95.
- False arrest insurance, *SB 24, Ch. 127.

Property

- Conveyance, recording, filing provisions, *HB 29, Ch. 49.
- Leases, purchase options, provisions, *SB 295, Ch. 170.
- Personal, governmental functions, use tax exempt, SB 212.
- Purchase, conditional sales contracts, *HB 105, Ch. 92.

Public

Contracts, identical, suspicious bids, provisions, SB 428.

Meetings

- Public notice law, specific exceptions, SB 26.
- Records, access rights, SB 204, SB 561.

PUD, water systems, sales authorized, SB 228.

Public work contracts

- Amount withheld reduced, job repayments accelerated, *SB 182, Ch. 233, Sec. 1 P. V.
- Over \$2500, bid requirements, private firms, SB 181.

Railroad belt line, acquisition, disposal authorized, SB 414.

Streets

- Mass transportation, rights of way, use authorization, SB 222.
- Program board created, street classification, SB 565.
- Uniform costs accounting, *HB 560, Ch. 115.

Teletypewriter network, communications advisory board created, *SB 241, Ch. 160.

Towns

Budget estimates, publication requirement eliminated, SB 22.

Consolidation with 1st class cities, permitted, SB 221.

Dogs

- License fee limitation repealed, SB 25.
- Running at large prohibited, SB 25.

Fuel tax allocation, nonarterial street use, permitted, SB 575.

Incorporation, area

- Population, minimum, maximum limitations, *Sub HB 110, Ch. 119.
- Size requirement repealed, SB 161.

Joint cemetery property acquisition, operations, SB 366.

*(Asterisks indicate bills passed by both Senate and House.)

Cities and Towns—Continued**Towns—Continued****Marshals**

Bonding discretionary, SB 38.

Police justice, salary limitation removed, SB 36.

Pursuit, arrest beyond city limits, SB 12, *SB 159, Ch. 191.

Police, mayor's jurisdiction, SB 38.

Reference adoption, statutes, state agency rules, regulations, fire codes, SB 21,
*Sub SB 21, Ch. 184.

Water systems, sales, first class counties, bordering Puget Sound, *Sub. SB 228,
Ch. 196.

Traffic regulations, state highway commission approval, *SB 296, Ch. 150.

Transit systems

Fuel tax refund continued, *SB 61, Ch. 187.

Operation beyond city limits authorized, SB 422.

Urban

Area government, joint interim committee, continued, SB 215.

Renewal property, transfer proceedings, SB 93.

Transit systems, pension benefits, protected, SB 95.

Water, sewer

Fire districts within municipal limits, jurisdiction, *SB 604. Vetoed.

Garbage systems, joint operation authorized, SB 377.

Cities (First Class):

Consolidation, third class, towns, permitted, SB 221.

Harbor department employees, police pension transfer, *SB 500, Ch. 82.

Incorporation provisions, SB 107.

Police pensions, escalator clause repealed, SB 442.

Political parties, deputy registrars, appointments, SB 617.

Retirement compensation increased, *HB 72, Ch. 91.

School district**Directors**

County, state superintendent, 1963 primary suspended, SB 28.

1963 primary election suspended, SB 1.

Organizations, exemptions, SB 106.

Cities (Second Class):

Charters, adoption permitted, *HB 128, Ch. 222.

Police

False arrest insurance, *SB 24, Ch. 127.

Pursuit, arrest, beyond city limits, SB 12, *SB 159, Ch. 191.

Cities (Third Class):**Ambulances**

First aid equipment, services permitted, *SB 11, Ch. 131.

Service permitted, SB 3.

Cemetery, fire protection, districts, joint purchasing agencies established, *HB 384,
Ch. 72.

Consolidation with 1st class permitted, SB 221.

Dog licenses, fee limitation repealed, SB 25.

LID, property cost liability removed, SB 18.

Officials, appointive, salary limitations removed, SB 45.

Police, false arrest insurance, *SB 24, Ch. 127.

Waterfront property, leases, powers increased, *SB 448, Ch. 155.

Water systems, sales, first class counties, bordering Puget Sound, *Sub SB 228,
Ch. 196.

Civil Defense:

Director, governor's appointment, referral, confirmation.....pp. 95, 254

Governmental continuity, emergency interim successor provisions, SB 128, *Sub SB
128, Ch. 203.

Highway facilities, discontinuance, replacement, provisions, SB 443.

*(Asterisks indicate bills passed by both Senate and House.)

Civil Defense—Continued

- Municipal facilities, state use authorized, SB 37.
- Public records, essential, preservation, *HB 33, Ch. 241, P. V.
- State government, emergency relocation, SB 125, SB 234.
- Volunteers, injury death, compensation provisions, SB 129, Sub SB 129.

Civil Procedure:

- Adoption, court denial, child custody determination, SB 431, SB 495.
- Alien insurers, eminent domain, service of notice, insurance commissioner, SB 307.
- Attachments, personal property exemption amended, SB 53.
- Children, death or injury, damages, SB 403.
- Desertion, nonsupport, spouse testimony permitted, *HB 65, Ch. 10.
- Eminent domain, condemnation proceedings, expert witness, attorney fees, SB 46.
- Illegitimate children, paternity determination, SB 299.
- Indians, state, civil, criminal jurisdiction, exceptions, *SB 56, Ch. 36.
- Insurance, litigation costs, attorneys' fees, certain cases allowed, SB 126.
- Mental commitment proceedings, court appointment, legal counsel, SB 86.
- Minors, juvenile court, right to counsel protected, SB 101.
- Motor vehicles, unlawful parking, civil matter, SB 523.
- Nonsupport, contempt of court proceedings, prosecution, SB 319.
- State agencies, contested cases, witnesses, subpoenas, provisions, SB 378.
- Uniform declaratory judgments act, stay ruling, restrain parties, SB 23.
- Witnesses, compulsory attendance, *SB 43, Ch. 19.

Civil Rights: (see "Discrimination")**Civil Service:**

- County employees' merit system established, HB 50.
- Federal, annuity, inheritance tax, exempt, SB 570.
- Firemen, cities and towns, residency requirements repealed, HB 372.
- Police, cities, towns
 - Employment, residence requirement, repealed, SB 277.
 - Examination, appointment, procedures amended, SB 278.
- Policemen, civil service, residency requirement, repealed, *HB 141, Ch. 95.
- Sheriff's deputies, county
 - Employment, residence requirement, repealed, SB 277.
 - Examination, appointment, procedure amended, SB 278.
 - Suspension, appeals, SB 577.
- State employees
 - Political activity restriction repeal, SB 334.
 - Promotions, without examination permitted, SB 412.

Claims:

- Court action, against state, *SB 205, Ch. 159.
- Estates in probate, court action, *HB 190, Ch. 43.
- Justice courts, jurisdiction increased, *HB 255, Ch. 123.
- Mining claims (see "Mining")
- Public assistance, old age recipients, lien recovery clause, SB 209, SB 305.
- Public, payment, service, labor, audits required, SB 583.

Clams:

- Cultivation land leases, acreage limitation removed, *SB 610, Ch. 79.

Clark County:

- Superior court judges, increased, SB 369, *Sub HB 243, Ch. 48.

Cocktail Lounges:

- Licenses, class H, population limitation, SB 258.

Codes: (see also "Revised Code of Washington")

- Commercial, uniform transactions, enacted, HB 129.
- Ethics, extended to legislative members, SB 10.

*(Asterisks indicate bills passed by both Senate and House.)

Codes—Continued

- Insurance, amendatory provisions, *SB 202, Ch. 195.
- Uniform military justice, enactment, *HB 35, Ch. 220, Sec. 3, P. V.

Cole, Jack C.:

- Washington state university regent, governor's appointment, referral, confirmationpp. 711, 730, 946

Collection Agencies:

- Bonds, requirements, increased, SB 231.

Collective Bargaining: (see also "Labor")

- Public employees, labor union agreements, SB 134, SB 379.
- Public utility department employees, *SB 233, Ch. 28.

Colleges and Universities: (see also under name of college)

- Blind students, payment provisions, *HB 198, Ch. 33.
- Community
 - Physical education, *HB 303, Ch. 235, P. V.
 - Vocational schools, land condemnation, limits, *HB 131, Ch. 41.
- Education expenses, income tax deduction, SJM 5.
- Employees
 - Group insurance, school contributions, provision, SB 253.
 - Nonacademic, state retirement coverage, SB 364.
 - Tax deferred annuities, permitted, SB 282.
- Insurance, health accident, students, employees, payment permitted, Sub HB 91.
- Research services, authorized, *HB 216, Ch. 30.
- Scholarships, competitive, appropriation, SB 572.
- State colleges
 - Associate nursing degree provision, *HB 394, Ch. 109.
 - Master of art, science degrees, authorized, SB 229.
 - Special student fees, use, *SB 167, Ch. 167.
 - Student fees, service charges, authorized, *SB 208, Ch. 143.
- Tuition, incidental fees, refund provisions, *HB 257, Ch. 89.
- Washington state university, architecture major course, established, *SB 285, Ch. 23.

Columbia Basin:

- Agricultural experiment station established, SB 488.
- Commission abolished, HB 16.
- Contract repayment, commending secretary of interior, resolution No. 10.....p. 140

Columbia Interstate Compact:

- Ratification, commission created, terms, duties, HB 43, SB 207.

Columbia River:

- Commercial
 - Fishing, licenses, Oregon reciprocity, *SB 338, Ch. 171.
 - Salmon fishing, license fee decreased, SB 327.
- Dam, named for Homer T. Bone, SJM 10.
- District, food fish handlers, privilege fee exemption, SB 595.
- Highway, secondary No. 3S, north bank Spokane river to junction Columbia river, SB 376.
- Toll bridge, Vernita, location, design, appropriation, *SB 243, Ch. 197.

Commerce and Economic Development:

- Department, monorail, acquisition, operation, sale authorized, SB 210.
- Director, governor's appointment, referral, confirmation.....pp. 95, 473, 951.
- New York world's fair, state building construction authorized, SB 386.
- Projects, financing, special levy, SB 435.
- Regional planning, responsibilities broadened, *SB 313, Ch. 161.
- State project authority office established, SB 435.
- Tourist promotion, state matching grant authorized, SB 188.

*(Asterisks indicate bills passed by both Senate and House.)

Commerce and Economic Development—Continued

- Washington state tourist magazine, publication, SB 420, SCR 7.
- World trade center commission, study, funds, SB 539.

Commercial Transaction:

- Uniform code enactment, HB 129.

Commission Merchants:

- Agricultural, bond requirements, licenses, *HB 264, Ch. 232.

Commissioner of Public Lands: (see "Public Lands")

Commissioners:

Court

- Default judgment filing time eliminated, *SB 65, Ch. 188.
- Minors, commitment complaints, hearings, *SB 65, Ch. 188.
- Library, expense limitation removed, *SB 63, Ch. 202.

Commissions:

- Capitol construction commission created, SB 573, SB 601.
- Canal, created, SB 614.
- Columbia
 - Basin, abolished, HB 16.
 - Interstate compact, established, HB 43, SB 207.
- Highway
 - Abolished, duties transferred, director, SB 398.
 - Membership increased, SB 426.
- Law enforcement officers' training, established, SB 371.
- Park and recreation
 - Abolished, SB 14, Sub SB 14.
 - Advisory, established, SB 498.
- Professional practice, public instruction department created, teachers' appeals, SB 238.
- Public pension commission established, appropriation, HB 63.
- Reciprocity, uniform act, commercial vehicles, enacted, *Sub HB 360, Ch. 106.
- State
 - Abolished, certain, duties transferred, SB 584.
 - Civil rights, created, HB 396.
 - Vehicle equipment safety, established, *SB 141, Ch. 204.
 - World trade center, created, SB 539.

Committees (Legislative): (see also "Interim Committees", also "Legislature")

- Conference, appointments pp. 961, 962
- Elisha P. Ferry statue, committee created, SB 177.
- Judicial council, members appointed..... p. 984
- Legislative
 - Budget committee, membership increase, HB 176.
 - Council, campaign contribution investigation, *SCR 6.
 - Liquor control board investigation, SCR 1.
 - Murals, study, SCR 4.
 - State flag history study, HCR 14, SCR 10.
- Public assistance
 - Abolished, authority transfer to director, HB 74.
 - Advisory committee, child welfare, blind, medical care subcommittees, created, SB 515.
- Reapportionment, redistricting, survey, committee appointed, resolution No. 12 p. 169
- Special appointments pp. 5, 13, 16, 17, 37, 43, 73, 97, 107, 112, 153, 167, 174, 187, 208, 218, 238, 247, 249, 284, 297, 356, 360, 375, 432, 457, 460, 472, 480, 550, 556, 609, 654, 679, 682, 703, 713, 717, 733, 978, 984
- Standing appointments pp. 28, 29, 59

*(Asterisks indicate bills passed by both Senate and House.)

Committees (Legislative)—Continued**State**

- Certain, abolished, duties transferred, SB 584.
- Citizens advisory parks, created, SB 14, Sub SB 14.
- Personnel, established, SJR 18.

Statute law, members appointedp. 984

Common Carriers: (see also "Railroad")

- Interstate, permits, issuance without hearing, temporary permits, SB 279, *HB 273, Ch. 242.

Communications:

- State advisory board, teletypewriter network, established, *SB 241, Ch. 160.

Community Colleges:

- Education board powers amended, numerical limit repealed, HB 24, SB 104, SB 506.
- Physical education provisions, *HB 303, Ch. 235, P. V.
- Schools
 - Districts, property acquisition, eminent domain provisions, *HB 131, Ch. 41.
 - Secondary extended Type I programs, certain prohibitions, SB 150.
- Students, potential, numerical requirements, SB 138.
- Tuition fees, minimum established, fund disposition, SB 484.

Community Property: (see "Property")**Compacts:****Columbia**

- Interstate, HB 43, SB 207.
- River fishing, membership, *SB 338, Ch. 171.

Motor vehicles

- Driver licensing, *HB 144, Ch. 120.
- Equipment safety, *SB 141, Ch. 204.

Condominiums:

- Apartment buildings, horizontal property regime, created, regulations, *SB 4, Ch. 156.

Conditional Sales Contracts: (see "Contracts")**Confections:**

- Machines, taffy pulling, milk shake, extrahazardous classification, SB 404.

Congress:

- Representatives, vacancies, gubernatorial appointment, SB 440.

Conlon, Russell T.:

- Highway department personnel board member, appointment, referral, confirmationpp. 240-243

Conservation and Development:

- Columbia interstate compact, ratification, appropriations, HB 43, SB 207.
- Drilling operations, oil, gas, cooperative development permitted, SB 520.

Constitutional Amendments:

- Advisory council, convention study, recommendations, SB 234.
- Alien land ownership restriction repealed, SJR 5.
- City charters, publication requirement, SJR 7.
- Constitutional convention
 - Proposal, submit to voters, SJR 10.
 - Vote requirement reduced, SJR 13.
- Federal
 - Poll tax abolished, ratification, SJR 11, *HJR 15.
 - Prayers, schools, governmental bodies, SJM 15.

*(Asterisks indicate bills passed by both Senate and House.)

Constitutional Amendments—Continued

- Governor, lieutenant governor, off year election, provision, SJR 9.
- House of representatives
 - Four year terms, SJR 1.
 - Number increased, SJR 6.
- Industrial development, mortgage loans, state insured, SJR 4.
- Legislative
 - Annual sessions, SJR 2, SJR 16.
 - Units established, membership increased, SJR 20.
- Presidential elections, voters, state residence requirements, HJR 14.
- Publications, advertising rates, maximum established, SB 259.
- School districts
 - Bonds, permanent school fund guarantee, SJR 14.
 - Excess levies, multiple year, vote requirements, SJR 17.
- Senatorial districts, retained, SJR 8.
- State debt limitation, provisions, HJR 27.
- Voting age, reduced to eighteen, SJR 3.

Constitutional Convention:

- Proposal, submit to voters, SJR 10.
- Vote requirement reduced, SJR 13.

Construction:

- Electrical code, repeal, SB 454.
- School building, standardized, SB 297.
- Underground, fuel burning equipment, restriction removed, SB 504.

Contractors:

- Building, licensing, bonding provisions, *HB 89, Ch. 77, P. V.
- Farm labor, regulations, administrative transfer, HB 185.
- Public works, contract solicitation, improper influence unlawful, SB 396.

Contracts:**Conditional sales:**

- Fire protection districts, purchasing authorized, HB 329.
- Purchasing, municipal authority increased, *HB 105, Ch. 92.
- Healing arts, competition restraint, prohibited, SB 590.
- Insurance, brokers, company agents, acts binding, SB 510.

Motor vehicles

- Leases, liability insurance, SB 105.
- Rentals, all accidents, liability coverage, SB 133.

Public

- Construction, over \$2500, bid requirement, private firms, SB 181.
- Identical, suspicious bids, provisions, SB 428.

Works

- Contracts, amount withheld reduced, job repayments accelerated, *SB 182, Ch. 238, Sec. 1, P. V.
- Solicitation, influence unlawful, SB 396.
- Retail installment, regulations, SB 415, *Sub SB 415, Ch. 236, Sec. 11, P. V.
- Water, sewer facilities, private construction, permitted, SB 189.

Cooperatives:

- Agriculture, directors, officers, election requirements, HB 54.

Coroners:

- Autopsy, inquest, jurisdiction increased, *SB 180, Ch. 178.

Corporations:

- Banking service, banks, trust companies, capital stock investment permitted, *SB 196, Ch. 194.
- Fees, anniversary date payment provision, SB 479.

*(Asterisks indicate bills passed by both Senate and House.)

Corporations—Continued

Industrial development

Establishment permitted, *Sub SB 564, Ch. 162.

Title only, SB 564.

Joint tenancy, stock, securities, survivor transfers, *SB 352, Ch. 132.

Medical clinic associations, formation authorized, SB 608.

Nonprofit, state business, state audits, required, SB 620.

Paid-in capital affidavit, provision deleted, SB 90.

Professional service, authorized, SB 461.

Correctional Institutions: (see "Institutions")**Councilmen:**

Candidates, numbered position requirement optional, SB 40.

Councils:

Abolished, duties transferred, SB 584.

Advisory council on aging established, SB 476, HB 474.

Industrial, scientific, economic research council established, SB 588.

Counties:

Air Pollution control, *SB 149, Ch. 27.

Ambulance service contracts, third class cities permitted, *SB 11, Ch. 131.

Assessment, 50% average level, liquor, highway fund ratio computation, SB 224.

Audits, fiscal, annual state, SB 388.

Board of education created, SB 110.

Budgetary transfers authorized, SB 478.

Cemetery districts, excess tax levy, *HB 459, Ch. 112.

City electric, sales, facilities, contribution contracts, permitted, SB 250.

Civil defense

Facilities, state use authorized, SB 37.

Government continuity, emergency interim successor provision, SB 128, *Sub SB 128, Ch. 222.

Class**A**

Park service areas created, assessments, election requirements, *SB 519, Ch. 218.

AA

Port district elections, commissioners at large, provisions, Sub HB 99.

Special districts, disincorporation procedures, *SB 213, Ch. 55.

Waterway districts, port district acquisition, *HB 210, Ch. 97.

AA, A

Cities, towns, district elections, date changed, November, odd-numbered years, SB 530, SB 356, *Sub SB 356, Ch. 200.

City incorporation, population requirement, *SB 220, Ch. 57.

Committee, school district organization abolished, authority transferred, SB 110.

Conditional sales purchasing, municipal authority increased, *HB 105, Ch. 92.

Consolidation, vote requirements, SB 569.

Courthouse, probate notice, posting provision, SB 71.

Diking, drainage districts, surplus property sales provisions, SB 178.

Districts, special, consolidation procedures, SB 218.

Employees**Civil**

Service system established, HB 50.

Suits, prosecuting attorney representation required, SB 574.

Collective bargaining, labor union membership, rights, SB 134, SB 379.

Hospital, medical care benefits, SB 151, *HB 6, Ch. 75.

Subversive activities, oaths, mandatory, SB 433.

Firearm sales, licenses, permits, *SB 271, Ch. 163.

Fire protection district mergers, *Sub HB 184, Ch. 42.

First class, bordering Puget Sound, water system sales, third class cities, towns, *Sub. SB 228, Ch. 196.

*(Asterisks indicate bills passed by both Senate and House.)

Counties—Continued

- Flood control, state land transfers, *HB 28, Ch. 90.
- Gambling, cardrooms, devices, games of skill, legalized, *SB 360, Ch. 37, P. V. Not Signed.
- Game range lands, county tax, game department payment, SB 605.
- Health
 - Officers, ragweed control, requirements, SB 459.
 - Service contracts, *HB 151, Ch. 17.
- Highways
 - Limited access, hearing provisions, *Sub HB 347, Ch. 103.
 - State, direct title transfer authorized, HB 275, SB 292.
- Irrigation districts directors, per diem increased, HB 93.
- Justice court districts, courthouse facilities, *SB 589, Ch. 213.
- Lands, leases, underground gas storage, *SB 464, Ch. 201.
- Liquor revenue fund allocation decreased, HB 3.
- Magazine subscriptions authorized, *HB 584, Ch. 116.
- Officers, elective, salary increase, *SB 6, Ch. 164.
- Parks, recreation
 - District formation, excess levies, bonds, election, provisions, SB 578.
 - Open space land acquisition, SB 27, HB 558.
 - Service areas authorized, formation, elections, *SB 519, Ch. 218.
- Payment claims, service, labor, audits required, SB 583.
- Plats, subdivisions, proposed, hearings, *HB 146, Ch. 245.
- Port districts, non-harbor, operations, powers, duties, clarified, *SB 298, Ch. 147.
- Precinct election officers, appointment procedure, SB 521.
- Printing bids, maximum rate change, SB 166, Sub SB 166.
- Probate notice, courthouse posting provisions, SB 71.
- Probation services
 - Aid program, overpayments cancelled, *SB 147, Ch. 190.
 - State aid extended, *SB 146, Ch. 54.
- Public
 - Assistance advisory committee, duties, SB 515.
 - Contracts, identical, suspicious bids, provisions, SB 428.
 - Meetings, public notice law, specific exceptions, SB 26.
 - Records, meetings, access rights, SB 204, SB 561.
- Work contracts
 - Amount withheld reduced, job repayments accelerated, *SB 182, Ch. 238, Sec. 1, P. V.
 - Over \$2500, bid requirements, private firms, SB 181.
- Purchasing agents, hospital, authorized, SB 549.
- Real property conveyance, recording, filing provisions, *HB 29, Ch. 49.
- RCW reenact Title 36, *SB 47, Ch. 4.
- Registrars, deputy, rural precinct committeemen, SB 270.
- River channels, abandoned, conveyed, *HB 28, Ch. 90.
- Roads
 - Abandoned, easement, rights, retained, SB 304.
 - Improvement districts, all counties, created, *HB 385, Ch. 84.
 - Mass transportation, rights of way, use authorization, SB 222.
 - Program board created, road classification, SB 545.
- School
 - District
 - Consolidation proceedings, authority transferred, SB 110.
 - Joint, federal forest revenues, distribution, SB 317.
 - Research services authorized, *HB 216, Ch. 30.
- Taxes, unclaimed refunds, reversion, *HB 530, Ch. 114.
- Teletypewriter network, communications advisory board created, *SB 241, Ch. 160.
- Third class, family court assistants, authorized, SB 41.
- Tolerance policy, gambling devices, *SB 360, Ch. 37, P. V. Not Signed.
- War attack, continuity of government provisions, *Sub SB 128, Ch. 203.
- Weed districts, financial obligations, *HB 60, Ch. 52.

*(Asterisks indicate bills passed by both Senate and House.)

County Officers:**Assessors:**

Property valuation

Appeals, filing provisions, SB 198.

Assessment, percentage level report, tax commission, SB 217.

50% true value assessment required, SB 223.

Reforestation lands, reclassification, *SB 160, Ch. 214.

Tax rolls, delivery to treasurer, SB 192.

Timberland valuation standards, *SB 349, Ch. 249. Not Signed.

Auditor:

County commissioners, equipment inventories, filing dates changed, *HB 371, Ch. 108.

Precinct election officers, appointment procedure, SB 521.

Real property title, federal court action, notice requirement, *SB 62, Ch. 137.

Recorded instruments, photo-reproduction, public use, SB 100.

Tax rolls, delivery provision changed, SB 192.

Timberlands, valuation, assessment computation, *SB 349, Ch. 249. Not Signed.

Use tax refunds, application time extended, *SB 121, Ch. 21.

Commissioners:

Equipment inventories, filing dates changed, *HB 371, Ch. 108.

Coroners:

Qualifications, duties, jurisdiction, *SB 180, Ch. 178.

Public Defender:

Office established, qualifications, duties, SB 475.

School Superintendent:

Educational research services, membership, purchase, authorized, *HB 216, Ch. 30.

Primary election, 1963, suspended, SB 28.

Sheriff:

Bail approval authorized, SB 17.

Civil service residence requirement repealed, *HB 141, Ch. 95.

Deputy, civil service

Employment, residence requirement, repealed, SB 277.

Examination, appointment, procedure amended, SB 278.

Motor vehicles, abandoned, disposition, liability repealed, *HB 195, Ch. 44.

Property real, abandoned, sale, *SB 57, Ch. 34.

Uniforms, standard provisions, *HB 42, Ch. 50.

Treasurer:

Deputies, suspensions, civil service appeals, SB 577.

Plat filing deposit increased, *HB 98, Ch. 66.

Tax

Levy notices, *HB 139, Ch. 94.

Rolls, delivery provisions, change, SB 192.

Courts:

Adoption denial, child custody determination, SB 431, SB 495.

Attorneys, appointed, supreme court appeal, compensation, HB 237.

Circuit system, King county established, SB 457.

Civil

Defense, government continuity, emergency interim successor provision, SB 128.

Procedure, witnesses, compulsory attendance, *SB 43, Ch. 19.

Commissioners

Clerk, bail approval authorized, SB 17.

Default judgment filing time eliminated, *SB 65, Ch. 188.

Minors, commitment complaints, hearings, *SB 65, Ch. 188.

Family, third class counties, assistants authorized, SB 41.

Federal, real property title, actions, notice requirement, *SB 62, Ch. 137.

Grand juries, selection, powers, SB 392.

Habitual vice offenders, definition, penalty, HB 256.

Indian jurisdiction, *SB 56, Ch. 36.

*(Asterisks indicate bills passed by both Senate and House.)

Courts—Continued**Justice**

- Districts, judges, jurisdiction, SB 486.
- Redesignated district, SB 462.
- Rooms, office space, *SB 589, Ch. 213.
- Mental illness commitments, legal counsel appointed, SB 86.
- Metro government, additional functions, without election, repealed, HB 367.
- Minors, over 16 years, liquor violations, jurisdiction, SB 187.
- Municipal, created, jurisdiction, procedure, SB 246.
- Police, justice, traffic violations jurisdiction, SB 58.
- Probate (see "Probate")
- Probation, presentence report, defense attorney, review required, SB 60.
- Records, inactive, destruction provisions, SB 7.
- Small claims, jurisdiction increased, *HB 255, Ch. 123.
- Superior (see "Superior Courts")
- Uniform declaratory judgments act, stay ruling, restrain parties, SB 23.

Cowen, Dr. David C.:

- Temporary president, nomination, election.....pp. 8, 9
- Watch presentation, Senate pages.....pp. 88, 89

Credit:

- Associations, production, B&O tax exempt, *SB 44, Ch. 136.
- Ratings, financial responsibility, false information, misdemeanor, SB 552.
- Sales, maximum interest rates established, SB 559.

Crimes and Criminal Procedure: (see also "Prisoners")

- Arson, second degree, definition changed, *HB 188, Ch. 11.
- Attorneys, appointed, supreme court appeal, compensation, HB 237.
- Bail approval, sheriffs, court commissioner or clerk authorized, SB 17.
- Bribery, graft, attorney's testimony mandatory, SB 395.
- Burglary
 - New classification, gross misdemeanor, *SB 491, Ch. 133.
 - Second degree, redefined, SB 276.
- Coin box theft, gross misdemeanor, *SB 491, Ch. 133.
- Criminal identification bureau, institution department, abolished, SB 118.
- Criminals, sane at trial, commitment, release, provisions, SB 257.
- Death penalties, supreme court review, SB 439.
- Felony convictions, court cost bills, state auditor, audit eliminated, SB 119.
- Habitual vice offenders, definition, penalty, HB 256.
- Indians, state civil jurisdiction, exceptions, *SB 56, Ch. 36.
- Justice
 - Court, county seat, trial, request permitted, SB 537.
 - Obstruction, penalties, increased, SB 391.
- Motor vehicle rentals, abandonment, failure to return, felony, HB 378.
- Narcotics
 - Procurement, use, regulation, penalties, *SB 173, Ch. 205.
 - Violations, state prosecution, penalties increased, SB 174.
- Obscene literature, sales to minors, gross misdemeanor, SB 179.
- Prisoners, reciprocal uniform detainer agreement, HB 101.
- Probation, presentence report, defense attorney, review required, SB 60.
- Public office, officers, bribery, graft, statute of limitations, SB 394.
- Sunday sales prohibited, exceptions, penalties, SB 175.
- Uniform reciprocal support act, strengthened, SB 347, *HB 200, Ch. 45.
- Witnesses, perjurers, competency qualification repealed, SB 494.

Dairy Products:

- Dairy technicians, licenses, duties, *SB 265, Ch. 58.
- Milk standards revised, SB 264, *SB 265, Ch. 58.

Damages: (see "Actions and Suits")

*(Asterisks indicate bills passed by both Senate and House.)

Dams:

Columbia river, named for Homer T. Bone, SJM 10.

Davis, Mary Ellen:

Central Washington state college trustee, governor's appointment, referral,
confirmationpp. 112, 698, 954

Daylight Saving Time:

Expiration date extended, *SB 92, Ch. 14.

Dayton:

Touchet river bridge construction, appropriation, SB 505.

Day Training Centers:

Mentally ill, institutional contracts, repeal, *SB 30, Ch. 129.

Deaths and Dead Bodies: (see also "Coroners")

Coroners, qualifications, duties, jurisdiction, *SB 180, Ch. 178.

Debts:

Consolidation businesses, bond provisions, SB 361.
State, limitation, voter approval provision, HJR 27.

Deeds:

Trust law established, conveyance, foreclosure provisions, HB 137.

Dentists and Dentistry:**Dental**

Examiners board reorganization, HB 323.
Hygienists, license fee increased, duties defined, HB 47.
Interns, residents, practice permitted, HB 52.

Department of Commerce & Economic Development: (see "Commerce & Economic Development")**Department of Conservation:** (see "Conservation")**Department of General Administration:** (see "General Administration Department")**Department of Health:** (see "Health")**Department of Institutions:** (see "Institutions")**Department of Motor Vehicles:** (see "Motor Vehicles")**Department of Natural Resources:** (see "Natural Resources")**Department of Public Assistance:** (see "Public Assistance")**Des Chutes River:**

Fisheries project, commemorative plaque, SJR 12.

Desertion and Nonsupport:

Contempt of court proceedings, prosecution, SB 319.
Spouse, testimony permitted, *HB 65, Ch. 10.
Uniform reciprocal support act, strengthened, SB 347, *HB 200, Ch. 45.

Dick, G. Merton:

Tax commission member, governor's appointment, referral, confirmation.....
.....pp. 359, 493, 702

Diking and Drainage Districts:

Eminent domain, commissioners powers, extended, *HB 158, Ch. 96.
Property, surplus sale provisions, SB 178.
Warrants, six-year statute of limitation, enacted, SB 547.

Discrimination:

- Employment, women, exclusion from premises prohibited, *HB 570, Ch. 229.
- Housing, city of Seattle, resolution No. 19435.....p. 74
- Real estate dealers, sales, rentals, prohibited, SB 55.

Districts: (see also name of "District")

- Air pollution control, newly incorporated municipalities, inclusion, *SB 149, Ch. 27.
- Apple advertising, subdivisions authorized, *SB 235, Ch. 145.
- Claims, payment, service, labor, audits required, SB 583.
- Commercial waterway, port acquisition, *HB 210, Ch. 97.
- Conservation
 - Soil, water, personal property tax exempt, *SB 251, Ch. 179.
 - Water, soil, borrowing authority, *HB 403, Ch. 110.
- Counties, class AA, A, cities, towns, elections, date changed, November, odd-numbered years, SB 530, SB 356, *Sub SB 356, Ch. 200.
- County park, recreation service areas, establishment, authority, *SB 519, Ch. 218.
- Drainage, diking, development, additional powers, *HB 158, Ch. 96.
- Health
 - Inspection service, fees authorized, *HB 150, Ch. 121.
 - Municipalities, services, sale, purchase, permitted, *HB 151, Ch. 17.
- Legislative, reapportionment, HB 436, SB 625, SB 626.
- LID, other improvements, public lands, assessment changes, *SB 115, Ch. 20.
- Port, levy extended, industrial development, SB 70.
- Port property, industrial development, sale, notice requirements, *SB 64, Ch. 138.
- Sewer improvement, unincorporated areas, formation, tax levies, election, SB 603.
- Special
 - Class AA counties, disincorporation procedure, *SB 213, Ch. 55.
 - Consolidation procedure, SB 218.
 - Television, created, regulations, SB 507.
 - Transportation benefit, formation, gasoline tax levy, SB 598.

Divisions:

- Building facilities, board of education, standardize school construction, SB 297.
- Community services, established, institution department, SB 29.
- Handicapped children, established, institutions department, SB 29.
- Juvenile rehabilitation established, institutions department, SB 29.
- Motor transport, established, general administration department, SB 607.

Divorce: (see also "Domestic Relations")

- Nonsupport, contempt of court proceedings, prosecution, SB 319.

Doctors: (see "Physicians and Surgeons")**Dogs:**

- Licenses
 - 3rd class cities, fee limitation repealed, SB 25.
 - Towns, annual provision eliminated, HB 113.
- Running at large prohibited, towns, SB 25.

Domestic Relations:

- Desertion, nonsupport
 - Contempt of court proceedings, prosecution, SB 319.
 - Spouse testimony permitted, *HB 65, Ch. 10.
- Uniform reciprocal support act, strengthened, SB 347, *HB 200, Ch. 45.

Doors:

- Safety glass required, *SB 76, Ch. 128.

Drivers' Licenses: (see "Motor Vehicles" also "Licenses")**Drivers' Training:**

- Schools, requirements, financing provisions, *HB 94, Ch. 39.
- Vocational education program, SB 98.

Drugs:

Chemicals, pesticides, uniform food, act amended, *SB 262, Ch. 198.

Dangerous

Doctors use, prescription, unprofessional conduct, *SB 171, Ch. 142.

Possession, sale, increased penalties, *SB 173, Ch. 205.

Manufacturers, stores, regulations, licensing, *SB 328, Ch. 38.

Narcotic, violations, state prosecution, penalties increased, SB 174.

Procurement, use, regulation, penalties, *SB 173, Ch. 205.

Sales, regulations, *SB 328, Ch. 38.

Drumheller, Joseph:

U of W regent, governor's appointment, referral, confirmation.....

.....pp. 217, 697, 957

Eastern State Hospital:

Washington correctional institution for women established, SB 31.

Eastern Washington State College: (see also "Colleges and Universities")

Trustee, governor's appointment, referral, confirmation.....pp. 112, 698, 955

Education: (see also "Schools" also "Colleges")

Blind students, college payment provisions, *HB 198, Ch. 33.

Board

Building facilities, division created, standardize construction, SB 297.

State

School building construction funds, allocation, SB 546.

Secondary type I program, review provisions, SB 150.

3rd class school districts, dissolution procedures, SB 274.

Community colleges

Board powers amended, HB 24, SB 104, SB 506.

Number limitation repealed, SB 104, SB 506, HB 24.

Driver

Education course, traffic violation fines, financing, *HB 94, Ch. 39.

Training vocational, program, SB 98.

Drop-outs, interim committee investigation, SCR 2.

Governor's messagepp. 336, 337

High schools

"Americanism versus Communism" course required, HB 235.

Physical education course, parent excuse request, repeal, *HB 303, Ch. 235, P. V.

Out-of-state students, reciprocal tuition, *HB 228, Ch. 47.

Psychological testing, public schools, policy, consent, regulations, SB 300.

Research services, school districts, membership, purchase authorized, *HB 216,
Ch. 30.

Scholarships, competitive college, appropriation, SB 572.

Schools

Directors, powers, reenactment 1961 amendments, *SB 48, Ch. 5.

Private, profit making, licensing, bonding, regulations, SB 450.

State

Board, approval, nonhigh school district secondary programs, HB 85.

Colleges

Associate nursing degree provision, *HB 394, Ch. 109.

Master of art, science degrees authorized, SB 229.

Student fees, service charges, authorized, *SB 208, Ch. 143.

Students, unpaid, on-the-job program, industrial insurance coverage, HB 9, SB 197.

Vocationally handicapped, nondisabled, definition broadened, *HB 75, Ch. 118.

Washington history course requirement modified, out-of-state students, *HB 280,
Ch. 31.

Elections:

Ballots, absentee, provisions revised, HB 438.

Blue laws, gambling, local option, SB 348.

Elections—Continued

- Campaigns, contributions, receipts, expenditures, records, filing requirements, SB 354.
- Candidates
 - Campaign contribution list, donors' identification, SB 362.
- Filing
 - Dates changed, SB 136.
 - Declaration, sworn statement required, SB 551.
- Cemetery districts, excess levies authorized, SB 468, *HB 459, Ch. 112.
- Cities and towns
 - Belt line railroad acquisition, disposal, SB 414.
 - Districts, class AA, A counties, date changed, November, odd-numbered years, SB 530, SB 356, *Sub SB 356, Ch. 200.
 - Joint water, sewer, garbage system, approval, SB 377.
- Cities, first class, incorporation provisions, SB 107.
- Constitutional convention
 - Proposal, submit to voters, SJR 10.
 - Vote requirement reduced, SJR 13.
- Councilmen, numbered positions requirement optional, SB 40.
- County consolidation, vote requirements, SB 569.
- Districts, special, consolidation procedure, SB 218.
- Fire protection districts, merger procedure, *Sub HB 184, Ch. 42.
- General, secretary of state recapitulation of votes cast November, 1962. . . . pp. 34-36
- Governor, lieutenant governor, off-year election, provision, SJR 9.
- Irrigation district directors, filing requirements, *HB 13, Ch. 68.
- Judges, supreme, superior court, unopposed, election eliminated, SJR 15.
- Metropolitan municipal corporations
 - Additional functions
 - Authorized, HB 397.
 - Without election, repealed, HB 367.
- Park
 - Recreation districts formation, excess levies, bonds, provision, SB 578.
 - Service area establishment, *SB 519, Ch. 218.
- Political party officers, recount requests authorized, HB 373.
- Port districts, commissioners at large, provisions, Sub HB 99.
- Precinct
 - Committeemen
 - Primary, elected, SB 249, SB 548.
 - Rural, deputy registrars, SB 270.
 - Officers, appointment procedure, SB 521.
- Presidential, voters, state residence requirements, HJR 14.
- Primary
 - Candidates
 - Nomination, party vote percentage requirements, *SB 143, Ch. 189.
 - Partisan, residency qualification affidavits, HB 422.
 - Date changed, SB 136.
 - First class cities
 - County school superintendent, suspended 1963, SB 28.
 - School districts, suspended 1963, SB 1, SB 28.
 - State school superintendent, suspended 1963, SB 28.
 - Open, straight party voting, SB 425.
 - Precinct committeemen, elected, SB 249, SB 548.
- Property tax, statewide excess levy, vote requirement, SB 573.
- School
 - Director
 - Numbered position required, *HB 181, Ch. 223.
 - Districts
 - Consolidation, SB 110.
 - Date change, March even numbered years, SB 372.
 - Excess levies, multiple year, vote requirements, SJR 17.
 - Property acquisition, without voter approval, value increase, *HB 320, Ch. 67.

Elections—Continued

Sewer improvement districts, formation, tax levies, voters approval, SB 603.
State

Auditor, non-partisan office, SB 20.
Representatives, four year terms, SJR 1.

Title only, SB 528.

Vote recapitulation, general, November, 1962..... pp. 34-36
Voters

Age reduced to eighteen, SJR 3.
Record, voting check list permitted, HB 437.
Registration, cancellation provisions, HB 479.
Residency qualifications, cancellation provisions, HB 467.
Voting, employee time off, paid, provisions, SB 96, SB 273.

Electricity—Power:

City utilities, facility distribution outside city limits, county tax contracts permitted,
SB 250.
Electrical construction code, repeal, SB 454.
Gas, public service companies, regulations, penalties, *SB 343, Ch. 59.
Installation, inspection, regulation, fees, amended, *SB 370, Ch. 207.
PUD, in-lieu tax payment, school district equalization fund penalty, SB 599, SB 600.
State buildings, expenditure study, SCR 14.
Transmission line placement request, public posting requirement repealed, SB 602.

Elevators:

Operation, installation, permits, regulations, *SB 91, Ch. 26.

Ellensburg:

Access highway, central Washington state college, SB 438.

Eminent Domain:

Condemned property, expert witness, attorney fees, SB 46.
Diking and drainage districts, commissioners powers extended, *HB 158, Ch. 96.
Gas, underground storage, *SB 464, Ch. 201.
Insurers, alien, service of notice, insurance commissioner, SB 307.
Property, personal, moving cost provisions, SB 533.
School districts, property acquisition, provisions, *HB 131, Ch. 41.

Employees:

Benefit plans, employers contributions, nonpayment, damages, SB 509.
Cities

First class, retirement compensation increased, *HB 72, Ch. 91.
Harbor department, police pension transfer, *SB 500, Ch. 82.

Colleges and universities

Group insurance, school contribution permitted, SB 253.
Non-academic, state retirement system coverage, SB 364.

Counties, civil

Service system established, HB 50.
Suits, prosecuting attorney representation required, SB 574.

Fire protection district, group insurance coverage, *HB 297, Ch. 101.

Garnishment, exemptions increased, *SB 54, Ch. 13.

Group, life insurance, spouse benefits increase permitted, *SB 169, Ch. 192.

Industrial health, safety, U. of W. research, *SB 323, Ch. 151.

Insurance, group

Health, accident, schools, colleges, students, permitted, Sub HB 91.
Life, spouse benefits increase, permitted, *SB 169, Ch. 192.

Natural resources, flight insurance, SB 33.

Oaths, subversive activities, certain industries, occupations required, SB 434.

Pensions, payments to insurer, premium tax reduction, *SB 88, Ch. 166.

Public

Group hospital, medical care benefits, *HB 6, Ch. 75, SB 151.
Municipal account records requirements, penalties, *SB 496, Ch. 209.

*(Asterisks indicate bills passed by both Senate and House.)

Employees—Continued**Public—Continued**

- Pensioner, employment restrictions, SB 359.
- Subversive activities oaths, mandatory, SB 433.
- Union membership, collective bargaining rights, SB 134, SB 379.
- Veteran's widow's examination preference, SB 9.
- Works, apprentices, minimum scale, *HB 119, Ch. 93.
- PUD, collective bargaining rights, *SB 233, Ch. 28.
- Retail stores, industrial insurance, coverage, SB 255.
- Sabbath, observance all religions, labor provisions, SB 131.

School**Certified**

- Leave of absence, regulations, *SB 48, Ch. 5.

Non-certified

- Sick leave benefits, *HB 349, Ch. 104.
- State retirement coverage, HB 62, SB 329.

- Sewer districts, salaries, general fund disbursement authorized, HB 456.

State

- Accrued sick leave, longevity, retirement benefits, SB 445.
- Civil service, political activity restrictions repealed, SB 334.
- Continuous employment, additional leave authorized, SB 493, SB 613.
- Employees' merit award system, SB 489.
- Promotions, without examination permitted, SB 412.
- Suggestion awards board established, HB 423.
- Vacation leaves, arrangement provisions, HB 412.
- Retirement system
 - Certain advance notice requirements, waived, SB 184.
 - Certain labor unions, elective officials, eligibility, *Sub HB 299, Ch. 225.
 - Contributions, employers non-payment, billing, *HB 100, Ch. 126.
 - Corporate bond investments authorized, *SB 309, Ch. 174.
 - Delinquent contributions, payment provisions, SB 387.
 - Investment powers increased, SB 407.
 - Liquor vendors excluded, SB 183, *SB 497, Ch. 210.
- Underground, shift limitations, decompression regulations, SB 453, *HB 359, Ch. 105.
- Unemployment compensation, disability program, tax, established, SB 302.
- Urban transit systems, pension benefits, protected, SB 95.
- Voting, time off, paid provisions, SB 96, SB 273.
- Wages, pay period monthly maximum established, SB 518.
- Welfare trust funds annual statement filing, SB 195.
- Women, discrimination, exclusion from premises, prohibited, *HB 570, Ch. 229.

Employment Security: (see also "Unemployment Compensation")

- Appeal notices, timely service proof, HB 31.
- Department
 - Disability compensation program established, SB 302.
 - Farm labor contractors, administration, HB 185.
- Unemployment compensation
 - Benefits, work refusal, disqualification time, SB 306.
 - Employers' contributions, rate determination, experience rating, SB 355.
 - Wage base, benefits, increased, SB 337.

Epileptic Persons:

- Deportation provision repealed, SB 72.

Ethics:

- Optometrists, regulations, *SB 120, Ch. 25.
- Osteopaths, professional conduct standards, *SB 171, Ch. 142.
- Pharmacists, professional conducts standards, SB 172.
- Public employees' code, legislators' inclusion, SB 10.

Excise Taxes: (see "Taxes")

*(Asterisks indicate bills passed by both Senate and House.)

Executors and Administrators:

- Banks, trust companies, bond exemption, *HB 227, Ch. 46.
- Guardians, property exchanges permitted, SB 280.
- Mutual savings banks, decedent's deposits, transfer, *SB 15, Ch. 176.
- Non-residents, barred, reciprocity required, SB 2.
- Probate creditor claims, allowances, rejection, court provisions, *HB 190, Ch. 43.
- Trust companies, executor appointments, solicitation permitted, HB 596.
- Trustees, life insurance beneficiary, provisions, *HB 493, Ch. 227.

Explanations of Votes, Protests: (see "Members")**Exports:**

- Logs, public timberland sales, foreign exportation prohibited, SB 266.

Farms: (see also "Agriculture and Livestock")

- Labor contractors, administration transfer, HB 185.
- Production credit association, B&O tax, exemption, *SB 44, Ch. 136.

Federal Government:

- Airport facilities, transfer to state, *HB 392, Ch. 73.
- Bumping lake reservoir project legislation requested, resolution No. 25.....p. 937
- College education expense, income tax deduction, petitioned, SJM 5.
- Congress, Senate permanent investigations subcommittee, chairman John L. McClellan, commendations, SJR 19.
- Constitutional amendment, prayers, governmental bodies, schools, SJM 15.
- Cooperative program, diseased animals, destruction, HB 225.
- Food, drug act, tolerances for food additives, agricultural pesticides, *SB 262, Ch. 198.
- Forest products industry, aid petitioned, SJM 7.
- Grays Harbor south jetty, reconstruction, petitioned, *SJM 9.
- Halibut conservation, Japanese entry Eastern Bering sea prevention, *SJM 1, HJM 4.
- Income tax, personal exemption increased, petitioned, SJM 4.
- Indians, identification cards, certain fishing areas, SB 344.
- Irrigation and reclamation districts, water delivery, federal reclamation law, state conformity, SB 108, *HB 17, Ch. 3.
- Medical assistance for aged, state compliance, SB 516, *SB 525, Ch. 211.
- Minerals, sound national policy petitioned, *SJM 8.
- National cemetery, Fort George Wright, requested, SJM 13.
- Olympic national park, state, federal timber land exchange, *SB 154, Ch. 53.
- Political campaign contributions, \$100 income tax deduction, petitioned, SJM 12.
- Poll tax abolished, amendment ratification, SJR 11, HJR 15.
- Power commission consideration Rock Springs project, resolution No. 9.....p. 132
- Property disposition, intergovernmental, federal government included, SB 162.
- Public Law 874 funds directed to intended use, resolution No. 23.....p. 846
- Representatives, vacancies, gubernatorial appointment, SB 440.
- Secretary of interior commended, Columbia basin contract repayment, resolution No. 10p. 140
- Soil and water conservation districts, federal loans authorized, SB 514, *HB 403, Ch. 110.
- State apprenticeship council, on-the-job training, federal agreements, *SB 555, Ch. 172.
- Surplus
 - Commodities, distribution, institutions for felons included, HJM 7.
 - Food, distribution time limit removed, *HB 253, Ch. 219.
- Tourists, overseas, American, duty exemption limit increase petitioned, SJM 11.
- U.S.S. Missouri, Puget Sound permanent berth, SJM 6.
- Veterans new hospital Vancouver, petitioned, SJM 3.
- Washington state university, agricultural experiment station, grant, SB 117.
- Whitestone reclamation project rehabilitation urged, resolution No. 5.....p. 65
- Youth conservation corps, enactment petitioned, SJM 2.

*(Asterisks indicate bills passed by both Senate and House.)

Fees:

- Aircraft, registrations, discount eliminated, HB 460.
- Attorneys
 - Metropolitan municipal corporation suits, favorable, payment, SB 474.
 - Witness, eminent domain, condemnation proceedings, SB 46.
- Boiler inspection, increased, *SB 511, Ch. 217.
- College tuition, incidental fees, refund provision, *HB 257, Ch. 89.
- Corporation, anniversary date payment provision, SB 479.
- Electrical installation inspection, *SB 370, Ch. 207.
- Estate appraisers, Sub HB 157.
- Fishing, commercial, privilege and catch fees
 - Delinquent, penalty, SB 335, Sub SB 335.
 - Quarterly payments, SB 336.
- Food fish handlers, Columbia river district, privilege exemption, SB 595.
- Health districts, inspection service, *HB 150, Ch. 121.
- Real estate, excessive advanced banned, HB 8.
- State documents, microfilm preservation, *HB 33, Ch. 241, Sec. 3 P. V.
- Students
 - Colleges of education, service charges authorized, *SB 208, Ch. 143.
 - University of Washington, Washington State University, special, hospital, housing, student activities, *SB 167, Ch. 167.
- Supreme court, certain increased, SB 567.
- University of Washington, incidental, tuition, segregated, defined, *SB 301, Ch. 181.
- Washington State University, incidental, tuition, segregated, defined, *SB 290, Ch. 180.

Ferries:

- Highway commission, ferries, equipment leases authorized, SB 200.
- Puget Sound
 - Reserve account, excess funds, ferry system purposes, SB 130.
 - System, toll bridge authority, charters, lease-purchases, SB 203.
- Rates, distance basis requirement, SB 368.
- Westport, one-half operation cost reimbursed, motor vehicle fund, SB 42.

Ferry, Elisha P.:

- Hall of fame statue, committee created, SB 177.

Financial Institutions:

- Industrial development corporation membership, *Sub SB 564, Ch. 162.
- Mutual savings banks, amendments, *SB 15, Ch. 176.

Financial Responsibility:

- Credit ratings, false information, misdemeanor, SB 552.
- Documents, right of return provision, HB 441.
- Juvenile delinquents, parental institutional support, HB 78.
- Motor vehicle operators, owners, uniform code, SB 244, *Sub SB 244, Ch. 169.
- Residential school inmates, patient, parent, medical dental charges, SB 148.

Firearms:

- Pistols, dealers' license, sales, regulation, *SB 271, Ch. 163.

Fire Protection:

- Cities
 - Third class
 - Cemetery districts, joint purchasing agencies established, *HB 384, Ch. 72.
- Towns
 - Codes, reference adoption, statutes, SB 21, *Sub SB 21, Ch. 184.
 - Within municipal limits, jurisdiction, *SB 604. Vetoed.
- Districts
 - Annexation, firemen's pension rights protected, SB 471, *HB 418, Ch. 63.
 - City and town annexations, procedure, *HB 246, Ch. 231.
 - Employees, group insurance, *HB 297, Ch. 101.

Fire Protection—Continued**Districts—Continued**

- Forest-type land, levy exempt, SB 283, SB 69.
- Merger procedure, *Sub HB 184, Ch. 42.
- Purchasing, conditional sales contracts, authorized, HB 329.
- Tax levy increase authorized, SB 283.

Firemen:

- Benefits, nonfire, emergency, rescue, SB 66.
- Cities and towns, civil service residency requirements, repealed, HB 372, *HB 141, Ch. 95.
- Funeral benefits increased, SB 85.
- Pensions
 - Fire protection district annexation, rights protected, SB 471, *HB 418, Ch. 63.
 - Minimum established, maximum limitation removed, SB 85.
- Volunteer, state employees' retirement system administration, SB 408.

Fireworks:

- Public displays, permits, SB 410.
- Rockets, model engines, certain law exclusion, SB 490.
- Sales, prohibited, SB 410.

Fish: (see also "Fisheries", "Fishing", "Shellfish")

- Buyers, definition changed, SB 340.
- Conservation, fisheries director jurisdiction, SB 341.
- Commercial, privilege and catch fees
 - Delinquent, penalties, SB 335, Sub SB 335.
 - Quarterly payments, SB 336.
- Food handlers, Columbia river district, privilege fee exemption, SB 595.
- Game, spawn, unauthorized stocking, prohibited, SB 373.
- Halibut, Eastern Bering sea, Japanese entry prevention, *SJM 1, HJM 4.
- Industries, fisheries department accounts, inspection provision, SB 592.
- Ladders, private property, state replacement, renewal, permitted, *SB 339, Ch. 153, *SB 374, Ch. 152.
- Primary market value defined, SB 594.
- Sales, possession, illegal, prohibited, penalties, SB 591.
- Salmon
 - Commercial fishing
 - Columbia river district, license fee decreased, SB 327.
 - Trolling, angling gear, reciprocal law provision, *HB 404, Ch. 234.
 - Industry, legislative council study feasibility joint Alaska-Washington commission, resolution No. 39p. 981
 - Wholesalers, license requirements, SB 596.

Fisheries:

- Capitol lake, fish farm, recreational facilities, commemorative plaque, SJR 12.
- Commercial fishing licenses, personal suspension, forfeiture, provisions, SB 593.
- Department
 - Fish, shellfish industries, account inspection, provisions, SB 592.
 - State land acquisition, priority rights, SB 230.
- Director
 - Fish ladders, replacement, renewals, private property, permitted, *SB 339, Ch. 153, *SB 374, Ch. 152.
 - Fish, shellfish conservation program, jurisdiction, SB 341.
 - Starlund, George, governor's appointment, referral, confirmation. pp. 96, 134, 253
- Fish buyers, definition changed, SB 340.
- Halibut, Eastern Bering sea, Japanese entry prevention, *SJM 1, HJM 4.

Fishing:

- Charter boats
 - License required, SB 532.
 - Sales, use tax exemption, SB 417.

Fishing—Continued**Commercial**

- Aliens, prohibited, SB 531.
- Columbia river, Oregon reciprocity, *SB 338, Ch. 171.
- Gear, nonresident license requirement, SB 597
- Privilege and catch fees
 - Delinquent, penalties, SB 335, Sub SB 335.
 - Quarterly payments, SB 336.

Salmon

- Columbia river district, license fee decreased, SB 327.
- Trolling, angling gear, reciprocal law provision, *HB 404, Ch. 234.
- Hood Canal bridge, use permitted, SB 190, *HB 109, Ch. 240, P. V.
- Indians, federal identification card, certain fishing areas, SB 344.

Licenses

- Personal, commercial, suspension, forfeiture provisions, SB 593.
- Residents, age 65 free, SB 135.
- Public water, use provisions, SB 375.

Flag:

- State history, legislative committee, study, SCR 10.
- Washington state association, legislative council investigation, HCR 12.

Fletcher Bay:

- Bridge construction to Kitsap peninsula, SB 400.

Flood Control:

- Metropolitan districts, projects, state participation, SB 163.
- River channels, abandoned, conveyed to county, *HB 28, Ch. 90.

Food:

- Additives, radiation provisions, pure food and drug act, *SB 262, Ch. 198.
- Kosher, sale regulation, SB 470.
- Meat inspection cost, state share, payment, SB 421.
- Milk, milk products, standards revised, SB 264, *SB 265, Ch. 58.
- Mushroom processors, unemployment compensation coverage repealed, SB 463.
- Surplus commodities, distribution, expiration date repealed, *HB 253, Ch. 219.

Forestry:

- Access rights, acquisition, natural resources department, jurisdiction, *SB 155, Ch. 140.
- Forest products
 - Brands, fees, secretary of state provision repealed, *HB 247, Ch. 18.
 - Industry, aid petitioned, SJM 7.
- Log patrol, administration transfer, natural resources department, *HB 242, Ch. 12.
- Natural resources officials, forestry duties, entry authorized, all lands, waters, *HB 249, Ch. 100.
- Olympic national park, state, federal timber land exchange, *SB 154, Ch. 53.
- Protection tracts, exempt fire protection levy, SB 69, SB 283.
- Reforestation lands, assessments, taxation, rates, provision, *SB 160, Ch. 214.
- Timberlands, valuation, tax assessment computation, *SB 349, Ch. 249. Not Signed.
- Timber sales, public lands, foreign export prohibited, SB 266.

Forrest, Marshall:

- Western Washington state college trustee, governor's appointment, referral confirmationpp. 112, 698, 955

Fort George Wright:

- National cemetery, establishment, additional land, schools, parks, SJM 13.

Franchises:

- Highways, hearing notices, requirements, *HB 343, Ch. 70.

*(Asterisks indicate bills passed by both Senate and House.)

Franklin High School:

Forensic achievement commendation, resolution No. 14.....p. 398

Freeways: (see also "Highways—Primary")

Limited access

Cities and towns, physical appearance plan required, SB 8, HB 122.

County hearings, physical appearance planning, *Sub HB 347, Ch. 103.

French, Dr. C. Clement:

Western interstate commission higher education member, governor's appointment, referral, confirmationpp. 229, 436, 471

Fruit: (see also "Horticulture")

Apple advertising commission, membership, authority, assessments, changes, *SB 235, Ch. 145.

Commission members, processor election requirements, *HB 51, Ch. 51.

Horticultural grades, standards, *HB 211, Ch. 122.

Orchards, crop growers, fuel oil sales tax exempted, SB 73.

Fuel:

Aircraft, excise tax

Imposed, SB 508.

Turbo prop, jet, exempted, SB 622.

Distributors, carriers, marine, licenses, bonds, regulations, SB 380.

Motor vehicle

Diesel, exhaust equipment regulation, SB 399.

Excise tax, refunds, overpayments, destruction, SB 622.

Marine

Excise tax imposed, SB 380.

Tax refund, repealed, SB 382.

Wholesale price uniformity, SB 256.

Tax

City allocation, arterial highway indebtedness payment, *HB 487, Ch. 113.

Commercial vehicles, supply tank imports, SB 623.

Town allocation, nonarterial street use, permitted, SB 575.

Use tax, identification cards, cancellations, exemption, SB 624.

Funds:

Aeronautics account, airplane excise tax revenue, SB 267.

Charitable organizations, trusts, attorney general registration, supervision, SB 316.

East capitol site income, disposition, SB 482.

Federal forest revenue, joint school districts, county distribution, SB 317.

Hotel operators' license account, created, SB 512.

Industrial building mortgage insurance fund, created, SB 78.

Law enforcement officers' training fund, SB 371.

Liquor

Control board, excess, allocation health department, alcoholism program, SB 263.

Revenue allocation revision, HB 3.

LID guaranty, transfer to general, SB 158.

Motor vehicle accident insurance revolving, SB 513.

Municipal revolving created, *SB 496, Ch. 209.

Natural resources equipment created, *SB 156, Ch. 141.

Outdoor recreation

Bond redemption, SB 381.

Created, SB 383.

Park and recreation land acquisition account, SB 27, HB 558.

Personnel department, budget revision, pro rata procedures, *SB 240, Ch. 215.

Public works revolving, metropolitan planning, loans, SB 216.

Puget Sound reserve account, excess, ferry system allocation, SB 130.

Road district, annexing cities, towns, transfer, SB 227.

School, permanent, school district bonds guarantee, SJR 14.

*(Asterisks indicate bills passed by both Senate and House.)

Funds—Continued

- Sewer district, general, employees' salaries payment, HB 456.
- Special services revolving, community college fees, SB 484.
- State
 - Capitol vehicle parking, established, *SB 483, Ch. 158.
 - Patrol, highway account, unexpended, reversion repealed, *HB 189, Ch. 83.
 - Teachers' retirement, triennial examination repealed, *HB 61, Ch. 9.
 - Tourist promotion, state matching grant authorized, SB 188.
 - Unemployment compension, administrative contingency, interest retained, SB 453.
 - Weed districts, annual expenditures, *HB 60, Ch. 52.

Funerals:

- Firemen benefits increased, SB 85.

Gambling:

- Blue laws, local option, election, SB 348.
- Cardrooms, devices, machines, games of skill, legalized, *SB 360, Ch. 37, P.V., Not Signed.
- Partial veto by governor asked on *SB 360, resolution No. 21.....p. 797

Game:

- Department
 - Beaver damage claims, *Sub SB 81, Ch. 177, P. V.
 - Range lands, county tax payments, SB 605.
 - State land acquisition, priority rights, SB 230.
- Hunting
 - Special drawing, consecutive years, participation prohibited, SB 310.
 - State parks permitted, SB 384.

Garbage:

- Cities
 - Second, third, fourth class disposal bids authorized, *SB 39, Ch. 130.
 - Towns, water, sewer systems, joint operations, SB 377.
- Collection companies, gross operating revenue, fees, *SB 343, Ch. 59.

Garnishments:

- Exemptions increased, *SB 54, Ch. 13.

Gas:

- Electricity, public service companies, regulations, penalties, *SB 343, Ch. 59.
- Underground storage provisions, regulations, *SB 464, Ch. 201.

Gasoline:

- Marine, excise tax imposed, SB 380.
- Price signs, size, posting, regulation, SB 97.
- Tax
 - Commercial vehicles, supply tank imports, SB 623.
 - Marine, refund repealed, SB 382.
 - Refunds, rights transferrable, park commission, SB 232.
- Wholesale price uniformity, SB 256.

General Administration Department:

- Capitol parking, fund established, *SB 483, Ch. 158.
- East capitol site income, disposition, *SB 482, Ch. 157.
- Director, Fred J. Martin, governor's appointment, confirmation.....pp. 96, 97
- Liquor stores, leases, jurisdiction transferred, SB 432.
- Motor transport division, motor pool control, regulation, SB 607.
- School district supplies, purchase authorized, HB 260.
- State buildings, electricity expenditure study, SCR 14.

Glass:

- Safety, sliding doors, requirement, *SB 76, Ch. 128.

*(Asterisks indicate bills passed by both Senate and House.)

Gonzaga Preparatory School:

Forensic achievement commendation, resolution No. 14.....p. 398

Gordon, Eleanor:

Parks, recreation commission member, governor's appointment, referral,
confirmationpp. 229, 311, 949

Governor:

Appointments, transmitted, referrals, confirmation.....
.....pp. 95, 96, 111, 112, 134, 135, 145, 170, 171, 172, 216, 217, 228, 229, 253-259, 311,
351-353, 359, 427, 470, 473, 493, 508, 577, 696-698, 702, 711, 730, 741-744, 946-960, 963-966

Civil defense, legislative emergency sessions, government relocation, SB 125.

Congressional representatives, vacancy appointment, SB 440.

Dental examiners board, reorganization, HB 323.

Education messagepp. 336, 337

Election, off-year provision, SJR 9.

Executive clemency grantedp. 145

February proclaimed heart month, resolution No. 11.....p. 144

Highway commission, designated chairman, HB 553.

Indian jurisdiction, special message.....p. 939

Joint session

Budget message, *HCR 3.....pp. 46-51

Message, *HCR 2p. 21

Legislature

Notification

Adjourn, Sine Die, *HCR 19.

Committee appointed, reportpp. 978, 984

Organization, *HCR 1.

Committees appointedp. 15

Messages: See APPENDIX for bills vetoed or partially vetoed.

Outdoor recreational development program, special message.....pp. 200-202

Parks, recreation department established, appointments, administration, SB 14, Sub
SB 14.

Partial veto SB 360 asked, resolution No. 21.....p. 797

Public law 874 funds directed, intended use, resolution No. 23.....p. 846

Senate bills approved: See APPENDIX.

Successors, war attack provisions, *Sub SB 128, Ch. 203.

Grand Juries:

Selection, petit jurors, powers, SB 392.

Grays Harbor:

Canal feasibility study, Puget Sound, Hood Canal, SB 614.

Jetty, federal reconstruction petitioned, *SJM 9.

Greeley, Clair V.:

Parks, recreation commission member, governor's appointment, referral,
confirmationpp. 229, 311, 949

Green Hill:

Fencing provision, certain areas, SB 418.

Groshell, Charlotte Paul:

Prison terms, parole board member, governor's appointment, referral,
confirmationpp. 229, 730, 741

Guardians:

Property exchanges permitted, SB 280.

Gubernatorial Appointments: (see "Governor")

Guests:

- Asano, Dr. K., foreign exchange doctor, presented..... p. 187
- Bargreen, Howard, former senator, presented..... p. 97
- Crosby, Bill, introduced, singing entertainment..... pp. 708, 733
- Dixon, Gerald G., former senator, presented..... pp. 174, 175
- Elway, Harry S., Jr., former senator, presented..... pp. 97, 98
- Evans, Mark, narrator film "Washington State—Land of Contrasts"..... p. 165
- Haddon, Lula, former senator, presented..... p. 17
- Hurley, John M., thanks extended, recognition of service, resolution No. 19
..... pp. 654, 655
- Leber, Ernest R., former representative, presented..... p. 17
- McKay, Neil, mayor of Olympia, presented..... pp. 16, 17
- Papajani, John, former senator, presented..... pp. 43, 45
- Pearson, Francis, former senator, chairman utilities, transportation
commission, presented pp. 284, 285
- Pelly, Congressman Thomas M., presented..... pp. 247, 248
- Reynolds, Grant, deputy chairman, Republican national committee,
presented pp. 238, 239
- Richards, Ronald C., specialist fourth class, presented..... p. 73
- Scruby, Wilbur, honorary senator, presented..... p. 37
- Shami, Misbah-Ud-Din, foreign exchange student, presented..... pp. 153, 154
- Smith, Representative Samuel J., presented..... p. 249
- Voyce, Thomas, former senator, presented..... p. 187
- Wills, Maury, distinguished citizen award, presented, resolution No. 8.... pp. 167, 169

Hamilton, Jack:

- Expression of sympathy, *HCR 15.

Handicapped:

- Children division established, department of institutions, SB 29.
- Vocational rehabilitation, independent living funds, time limitation removed, *SB
556, Ch. 134.
- Vocationally handicapped, non-disabled, definition broadened, *HB 75, Ch. 118.

Happy, John:

- Commemoration article, Seattle P-I..... pp. 450, 451

Harbors:

- Commission, harbor lines, certain relocations, study, recommendation, *SB 103,
Ch. 139.
- Departments abolished, employees' retirement transfer, *SB 500, Ch. 82.
- Improvements, port districts authorized, *SB 298, Ch. 147.

Hawaii:

- United States Senator Daniel K. Inouye, presented..... p. 556

Health:**Department**

- Air pollution control districts, newly incorporated municipalities, inclusion, *SB
149, Ch. 27.
- Alcoholism program, liquor control board excess fund allocation, SB 263.
- Community mental health services, appropriation, SB 311.
- Director, governor's appointment, referral, confirmation..... pp. 95, 134, 351
- Ragweed eradication study, appropriation, SB 452.
- Diseased animals, federal cooperative program, HB 225.
- Districts
 - Inspection service, fees, authorized, *HB 150, Ch. 121.
 - Municipalities, services, sale, purchase, permitted, *HB 151, Ch. 17.
- Healing arts contracts, competition restraint, prohibited, SB 590.
- Heart month, February proclaimed, resolution No. 11..... p. 144
- Medical assistance for aged, state compliance, SB 516, *SB 525, Ch. 211.

Health—Continued

- Radiation control agency, radioactive materials, licensing, provisions, SB 324.
- Ragweed
 - Control, county health officer, requirements, SB 459.
 - Eradication study, agriculture department appropriation, SB 458.
- Safety division, underground employees, shift limitations, decompression regulation, repealed, SE 453, *HB 359, Ch. 105.
- University of Washington, environment research facility, construction, *SB 323, Ch. 151.

Health and Welfare Plans:

- Employee welfare trust funds, annual statement filing, SB 195.
- Public employees, hospital, medical care benefits, SB 151, *HB 6, Ch. 75.

Hegland, Leonard:

- Public assistance director, governor's appointment, referral, confirmation pp. 96, 170, 255

Highways:

- Access, central Washington state college, appropriation, SB 438.
- Appropriations, reappropriations, projects continued, HB 608.
- Bridges, Tacoma Narrows, Longview-Rainier, redemption, toll free provision, SB 83.
- City parking, traffic regulation, highway commission approval, *SB 296, Ch. 150.
- Commission
 - Abolished, duties transferred, director, SB 398.
 - Direct title transfers, counties, cities and towns authorized, HB 275, SB 292.
 - Ferries, equipment leases authorized, SB 200.
 - Governor's appointments, referrals, confirmation pp. 60, 217, 577, 962
 - Membership increased, SB 426
 - Personnel board appointments, referrals, confirmation pp. 240-243
 - Route numbering changes permitted, HB 279, *SB 291, Ch. 24.
 - Toll bridge authority duties, administrative transfer, HB 345.
- Construction
 - Long range priority program, established, *SB 576, Ch. 173.
 - Priority accident rate basis, SB 469.
- County road districts, assessment units, *HB 385, Ch. 84.
- Ferries, Puget Sound reserve account fund allocated, SB 130.
- Franchises, hearing notices, requirements, *HB 343, Ch. 70.
- Limited access
 - Cities and towns, physical appearance plan required, SB 8, HB 122.
 - County hearings, physical appearance planning, *Sub HB 347, Ch. 103.
 - Hood Canal bridge to Tacoma Narrows bridge, construction, appropriation, SB 326.
 - Speed limit regulations, *HB 143, Ch. 16.
- Mass transportation, rights of way, use authorization, SB 222.
- Military, civil defense facilities, discontinuance, replacements, provision, SB 443.
- Motor vehicle equipment safety compact, *SB 141, Ch. 204.
- National park service parkway, Port Angeles to Olympic national park, appropriation, SB 477.
- Public utility district motor vehicles, privilege tax levy, SB 460.
- Railroad grade crossings, certain motor vehicles, control signal provisions, *HB 538, Ch. 125.
- Richland to Vernita, Columbia river toll bridge approach, *SB 243, Ch. 197.
- Scenic areas, designation, Sub HB 312.
- Shore, tideland, beach areas, public recreational use, *SB 544, Ch. 212.
- Skagit river by-pass project, flood control, study, *HCR 10.
- State patrol account
 - Motor vehicle licenses, *HB 263, Ch. 85.
 - Unexpended funds, reversion repeal, *HB 189, Ch. 83.
- Title only, SB 526.
- Trucks, wide loads, special permits, SB 199.

*(Asterisks indicate bills passed by both Senate and House.)

Highways—Primary:

Limited access

- Cities and towns, physical appearance plan required, SB 8, HB 122.
- County hearings, physical appearance planning, *Sub HB 347, Ch. 103.
- No. 1, Marysville to junction secondary No. 1A, extended, SB 236.
- No. 3, Dayton, Touchet river bridge construction, appropriation, SB 505.
- No. 6, Pend Oreille name changed to Newport, *HB 109, Ch. 240, Sec. 2, P. V.
- No. 12, Longview to Longview bridge approach, extended, SB 312.

Highways—Secondary:

- No. 1A, junction to Marysville, extended, SB 236.
- No. 1T, Vancouver to Ridgefield, relocation extension, stockpiling provision, SB 501.
- No. 1V, Marine view drive, Hylebos creek to King county line, reconstruction, appropriation, SB 353.
- No. 3B, Toppenish to Woodland, feasibility study, SB 140.
- No. 3S
 - Junction primary No. 3, Spokane to vicinity of Country Homes, SB 473.
 - North bank Spokane river to junction Columbia and Spokane rivers, SB 376.
- No. 4B, Odessa to Ritzville established, SB 429.
- No. 5G, McChord Air Force Base to Puyallup, reconstruction, appropriation, SB 252.
- No. 6C, Mead to Mt. Spokane summit, construction, SB 272.
- No. 11J, Lind to Warden, established, SB 429.
- No. 21D, Bremerton to Winslow, SB 400, SB 401.

Hodde, Charles W.:

Tax commissioner, governor's appointment, referral, confirmation...pp. 711, 731, 947

Holidays:

Good Friday, legalized, SB 446.

Homesteads:

Inheritance, value limits increased, *SB 52, Ch. 185.

Hood Canal:

Bridge

- Fishing, sport, permitted, SB 190, *HB 109, Ch. 240, P. V.
- Puget Sound, Grays Harbor feasibility study, SB 614.
- To Tacoma narrows bridge, limited access highway, construction, SB 326.

Horizontal Property Regimes: (see "Condominiums")**Horticulture:**

- Apple advertising commission, membership, authority, assessments, changes, *SB 235, Ch. 145.
- Fruit, soft, definition changes, exemptions permitted, *HB 51, Ch. 51.
- Insects, ladybugs, commercial exportation, prohibited, SB 331, *HB 264, Ch. 232.
- Orchards, crop, fuel oil sales tax, exempted, SB 73.
- Pears, Bartlett, standards, assessments, *HB 51, Ch. 51.
- Pesticides, damage, liability, bond, insurance coverage, *HB 369, Ch. 107.
- Plants, products, grades, standards, inspection, regulation, *HB 211, Ch. 122.
- Vegetables, grain, storage, shipment, handling, *HB 311, Ch. 124.

Hospitals:

- County purchasing agents authorized, SB 549.
- Dental interns, practice permitted, HB 52.
- Districts, surplus property, sales authorized, *HB 319, Ch. 102.
- Mental, involuntary commitment, legal rights, procedure, SB 254.
- Patients, mental
 - Residential schools transfers, SB 144.
 - Unlicensed personnel training, administer medication, SB 87.
 - Varying charge schedules, provisions, SB 145.
- Veterans, new hospital, Vancouver, petitioned, SJM 3.

*(Asterisks indicate bills passed by both Senate and House.)

Hotels:

- Inspection, fees
 - Industrial insurance accident fund, *HB 590. Vetoed
 - License account, provisions, SB 512.

House Trailers:

- Excise tax, first registration determination, monthly schedule, *SB 287, Ch. 199.

Housing:

- Discrimination (see "Discrimination")

Hughes, John B.:

- Commendation, program "To Make a Bill," resolution No. 17.....p. 491

Hunter, Harris:

- Board prison terms, parole member, governor's appointment, referral, confirmationpp. 229, 731, 744

Hunting:

- Beaver, hunting, trapping, regulations, permits, SB 571, SB 81, *Sub SB 81, Ch. 177, Sec. 11, P. V.
- Licenses, eyesight requirements, SB 16.
- Pigeons, carrier, racing, hunting, trapping prohibited, *HB 18, Ch. 69.
- Special season, consecutive years, participation prohibited, SB 310.
- State parks, permitted, SB 384.

Hurley, John B.:

- Letter of interest regarding booklet, "Thomas Jefferson, the Giant".....p. 655
- Recognition, thanks expressed for service, resolution No. 19.....p. 654

Hylebos:

- Highways, secondary No. IV, to King county line, SB 353.

Income Tax (see also "Taxes")

- College education expense deduction, SJM 5.
- Federal
 - Deduction, \$100 political campaign contribution, petitioned, SJM 12.
 - Personal exemption increased, SJM 4.

Indians:

- Fishing, certain areas, federal identification card, SB 344.
- Jurisdiction, governor's message.....p. 939
- State, civil, criminal jurisdiction, exceptions, *SB 56, Ch. 36.
- U. S. Commissioner, George Pierre appointment recommended, resolution No. 26p. 943

Industrial Insurance: (see also "Workmen's Compensation")

- Accident fund, hotel inspection fees, *HB 590. Vetoed.
- Appeals, hearings
 - Attorneys' fees, established, SB 350.
 - Examiner provision amended, *SB 260, Ch. 148.
- Code correction, *SB 49, Ch. 6.
- Employer payments
 - Default penalties, SB 540.
 - Medical aid, default penalties, SB 540.
 - Rate provisions, SB 527.
- Injured workmen
 - Jurisdiction, other states, reciprocity, *SB 314, Ch. 29.
 - Transporting, medical aid payments, SB 485.
- Occupational health, safety research, U of W, *SB 323, Ch. 151.
- Permanent partial disability, loss of earnings, pension, SB 303, SB 619.
- Reciprocal agreements, conflict of jurisdiction, *SB 314, Ch. 29.

*(Asterisks indicate bills passed by both Senate and House.)

Industrial Insurance—Continued

- Retail store employees, industrial insurance covered, SB 255.
- School students, unpaid on-the-job program coverage, SB 197.
- Workmen's compensation
 - Extrahazardous employment, taffy pulling, milk shake machines included, SB 404.
 - Payments suspended, incarceration, HB 469.
 - Permanent partial disability, second injury claim authorized, SB 342.

Industry:

- Development
- Corporations
 - Establishment permitted, *Sub SB 564, Ch. 162.
 - Title only, SB 564.
- Port district
 - Improvements authorized, *SB 298, Ch. 147.
 - Property, sale, notice requirement, *SB 64, Ch. 138.
- Economic development projects, financing, special levy, SB 435.
- Extrahazardous employment, safety standards, requirement, SB 615.
- Industrial
 - Loan companies, small loan regulation, SB 472.
 - Scientific, economic research council established, SB 588.

Insects:

- Ladybug, commercial exportation, prohibited, SB 331, *HB 264, Ch. 232.

Installment Sales:

- Retail, contracts, regulations, *Sub SB 415, Ch. 236, P. V.

Institutions:

- Bureau of criminal identification abolished, SB 118.
- Children, youth, care, study, world fair liquidation fund use, SB 286.
- Community service division established, SB 29.
- Correctional, juvenile delinquents, parental institutional support, HB 78.
- County probation service, extended, SB 146.
- Criminals, sane at trial, commitment, release, provisions, SB 257.
- Day training centers, mentally deficient care, expiration date repealed, *SB 30, Ch. 129.
- Department, probation and parole division established, SB 385.
- Epileptics, nonresidents, aliens, deportation provision repealed, SB 72.
- Homes for aged, nonprofit, property tax exempt, SB 358.
- Green Hill
 - Fencing, certain areas, SB 418.
 - Maple Lane, court commissions complaint hearings, *SB 65, Ch. 188.
- Handicapped children division established, SB 29.
- Juvenile
 - Correctional school, Echo Lake, King county, established, *SB 32, Ch. 165.
 - Delinquents, post institutional placement, jurisdiction, SB 34.
 - Rehabilitation division established, SB 29.
- Mental
 - Children's, nonsectarian, state contracts authorized, SB 142.
- Hospital
 - Unlicensed personnel training, administer medication, SB 87.
 - Varying charge schedule, provisions, SB 145.
 - Involuntary commitments, legal rights, procedure, SB 254.
- Mentally deficient nonsectarian childrens', contracts authorized, SB 142.
- Parental school properties, Luther Burbank, Martha Washington, state purchase, SCR 15.
- Parolees, probationers rehabilitation, public film showing, SB 466.
- Probation services aid program, overpayments cancelled, *SB 147, Ch. 190.
- Psychopathic delinquents, psychiatric care requirement repealed, SB 19.

*(Asterisks indicate bills passed by both Senate and House.)

Institutions—Continued

- Rainier school, improvements, appropriation, parental reimbursement provisions, SB 481.
- Residential schools, mentally
 - Deficient over 18, commitment, parental charges, SB 148.
 - Ill inmates, transfer to state hospitals, SB 144.
- Sexual psychopaths
 - Commitment designation, SB 79.
 - Unsafe, treatment completion, court jurisdiction, SB 185.
- State, physicians' licenses, issuance termination date extended, *HB 293, Ch. 65.
- Surplus agriculture commodity distribution, felons included, HJM 7.
- Women, correctional institution, Medical Lake, established, SB 31.

Instruments, Legal:

- Photo-reproduction, county auditor, public use, SB 100.

Insurance: (see also "Industrial Insurance")

- Brokers, company agents, acts binding, SB 510.
- Capital, surplus requirements, process service, fraternal license provisions, *SB 202, Ch. 195.
- Casualty, fire, resident general agents, B & O tax, *SB 211, Ch. 168.
- Code, comprehensive amendments, *SB 202, Ch. 195.
- Commissioner
 - Alien insurers, eminent domain, service of notice, SB 307.
 - Teachers' retirement fund examination, repeal, *HB 61, Ch. 9.
- Companies
 - Brokers' acts binding, SB 510.
 - Stock, par value change, provisions, *SB 351, Ch. 60.
- Disability, chiropody inclusion, *HB 335, Ch. 87.
- Employee
 - Pensions, payment to insurer, premium tax reduction, *SB 88, Ch. 166.
 - Welfare trust funds, annual statement, filing, SB 195.
- False arrest, police, cities, second, third class and towns, *SB 24, Ch. 127.
- Firemen, nonfire, emergency rescue benefits, SB 66.
- Flight, natural resources employees, SB 33.
- Group
 - Fire protection district employees, *HB 297, Ch. 101.
 - Health, accident, schools, colleges, students, employees, permitted, Sub HB 91.
 - Higher education employees, school contribution provision, SB 253.
 - Hospital, medical care benefits, public employees, SB 151, *HB 6, Ch. 75.
- Life
 - Employer membership, employee program, *HB 488, Ch. 86.
 - Spouse benefits increase permitted, *SB 169, Ch. 192.
- Industrial (see "Industrial Insurance")
- Liability, contractors, registration requirements, *HB 89, Ch. 77, P. V.
- Life, trustee beneficiary, provisions, *HB 493, Ch. 227.
- Mortgage, industrial
 - Development loans, state insured, SJR 4.
 - Projects, finance authority, SB 78.
- Motor vehicle
 - Accident insurance department, created, SB 513.
 - Leases, liability provision, SB 105.
 - Liability, uninsured motorist coverage, requirement, HB 495.
- Operators
 - Driving record, furnished, insurance purposes, SB 293, Sub SB 293.
 - Owners, financial responsibility, uniform code, SB 244, *Sub SB 244, Ch. 169.
- Pesticides, damage, liability, bond, coverage, *HB 369, Ch. 107.
- Rate factor, premium, deposited, invested, income included, SB 127.
- School buses, personal injury, authorized, SB 535.
- Suits, litigation costs, attorney fees, certain cases allowed, SB 126.

*(Asterisks indicate bills passed by both Senate and House.)

Interim Committees: (see also "First Extraordinary Session Journal Index")**Education**

Public school drop-outs, investigation, SCR 2.

Reading program, progress report, Western Washington state college campus school, resolution No. 18.....p. 620

Game and game fish, watersheds, public recreation use, study, SCR 13.

Legislative

Budget, appropriation, 1963-65, HB 511.

House members appointed.....p. 984

Building accommodations, SCR 11.

Council, house members appointed.....p. 623

Urban area government, joint committee, continued, SB 215.

Investments:**Banks**

Available funds, *SB 196, Ch. 194.

Trust companies, small business investments, limitation increased, HB 455.

Mutual savings banks, authority broadened, *SB 15, Ch. 176.

Public retirement systems, powers increased, SB 407.

Savings and loan associations, investments, maximums increased, *SB 390, Ch. 246, Sec. 8, P. V.

Irrigation Districts:

Assessments, state land provisions, *SB 115, Ch. 20.

Directors

Election filing requirements, *HB 13, Ch. 68.

Per diem increased, HB 93.

Lakes recreational use, control, regulation, SB 261, Sub SB 261, *Sub HB 261, Ch. 221.

Water delivery, federal reclamation law, state conformity, SB 108, *HB 17, Ch. 3.

Jackson, Waldo A.:

Commendation, song "This Is Washington," resolution No. 27.....p. 944

Japan:

Halibut fisheries, Eastern Bering Sea, entry prevention, *SJM 1, HJM 4.

Johnson, Charlie:

Sergeant at Arms, nominated, elected.....pp. 12, 13

Joint Fact-finding Committee on Highways, Streets and Bridges:

Skagit river by-pass project, flood control, study, HCR 10.

Joint Rules:

Legislature, adopted, HCR 18.

Joint Session:

Budget message from Governor Rosellini, *HCR 3.....pp. 46-51

Memorial service, deceased members, *HCR 6.....pp. 420-423

Message from Governor Rosellini, HCR 2.....p. 21

"Washington State—Land of Contrast" film, *HCR 5.....p. 164

Joint Tenancy:

Instruments, interest created, written, SB 332, HB 391, SB 616.

Securities, stock, transfer to survivor authorized, *SB 352, Ch. 132.

Jones, Ernest G.:

Highway department personnel board member, appointment, referral, confirmationpp. 240-243

Judges:

Justice court districts, jurisdiction, SB 486.

Justices of the peace, redesignated district, SB 462.

*(Asterisks indicate bills passed by both Senate and House.)

Judges—Continued**Municipal**

- Replace police, regulation, jurisdiction, SB 246.
- Solemnize marriages, permitted, SB 82.

Retirement, state employees' retirement administration, SB 408.

Superior court

- Civil action filing fee increased, retirement fund allocation, SB 612.
- Clark county, increased, SB 369, *Sub HB 243, Ch. 48.
- King county, increased, SB 330, *Sub HB 243, Ch. 48.
- Prejudice disqualification, visiting, appointment, SB 242, Sub SB 242.
- Pro tempore, salary increase, SB 568.
- Snohomish county, increased, *SB 157, Ch. 35.
- Spokane county, increased, SB 367, *Sub HB 243, Ch. 48.
- Yakima county, increased, *Sub HB 243, Ch. 48.

Supreme court

- Judicial conferences, study committees, chief justice authority, SB 320.
- Temporary duty authorization, *HB 155, Ch. 40.

Supreme, superior**Court**

- Retirement payments, age provisions, SB 557.
- Unopposed, election eliminated, SJR 15.
- Salary increase, SB 542.

Judgments:

- Default, court commissioners, filing time eliminated, *SB 65, Ch. 188.
- Uniform declaratory judgments act, stay ruling, restrain parties, SB 23.

Judicial Council:

Senate member appointed.....p. 984

Juries:

- Death penalty, mercy recommendations, SB 439.
- Grand, selection, powers, SB 392.

Justice Courts:

- Civil actions, proceedings, jurisdiction increase, SB 587.
- Courts, redesignated district courts, SB 462.
- Criminal trial, county seat, request permitted, SB 537.
- Districts
 - Courthouse facilities, *SB 589, Ch. 213.
 - Judges, jurisdiction, SB 486.
- Garnishment exemptions increased, *SB 54, Ch. 13.
- Indians, state jurisdiction, *SB 56, Ch. 36.
- Obscene literature, concurrent jurisdiction, SB 74.
- Small claims, jurisdiction increased, *HB 255, Ch. 123.

Juvenile Courts:**Minors**

- Right to counsel protected, SB 101.
- Traffic violation jurisdiction removed, SB 58.

Ketcham, Ernest J.:

Highway commission, governor's appointment, referral, confirmation....pp. 217, 963

King County:

- Armory, new site, authorized, *SB 239, Ch. 146.
- Highway, secondary No. 1V, Hylebos creek to county line, reconstruction, SB 353.
- Juvenile correctional school, Echo lake, established, *SB 32, Ch. 165.
- Superior court, circuit system established, SB 457.
- Superior court judge, additional, SB 330, *Sub HB 243, Ch. 248.

King, John L.:

U of W regent, governor's appointment, referral, confirmation.....pp. 217, 697, 958

*(Asterisks indicate bills passed by both Senate and House.)

KING-TV:

Commendation on revenue and taxation program, resolution No. 22.....p. 845

Kitsap Peninsula:

Bridge construction to Fletcher Bay, SB 400.

Klatt, Robert E.:

Aeronautics commission member, governor's appointment, referral,
confirmation pp. 112, 216, 355

Labor:

Apprentices, minimum wage scale, *HB 119, Ch. 93.

Collective bargaining

Public employees, SB 134.

PUD employees, *SB 233, Ch. 28.

Factory health, safety, personnel, *HB 286, Ch. 62.

Machinists union, settlement labor dispute, Boeing, resolution No. 24.....p. 847

On-the-job training agreements, *SB 555, Ch. 172.

Sabbath observance, employees, all religions, provisions, SB 131.

Unions

Certain, elective officials eligibility, state employees' retirement system,

*Sub HB 299, Ch. 225.

Members, group life insurance, spouse coverage, *SB 169, Ch. 192.

Workmen occupational health, safety, research, U of W, *SB 323, Ch. 151.

Labor and Industries Department: (see also "Industrial Insurance")

Apprenticeship council, on-the-job training program, federal agreements

*SB 555, Ch. 172.

Electrical advisory board established, installation, inspection, *SB 370, Ch. 207.

Elevators, permits, regulations, inspection, *SB 91, Ch. 26.

Farm labor contractors, administrative transfer, HB 185.

Industrial insurance

Accident fund, hotel inspection fees, *HB 590. Vetoed.

Appeals, hearings

Attorneys' fees, established, SB 350.

Examiner provision amended, *SB 260, Ch. 148.

Reciprocal agreements, conflict of jurisdiction, SB 379, *SB 314, Ch. 129.

School students, unpaid on-the-job program, SB 197.

Mining inspectors, salaries, jurisdiction provision, SB 524.

Safety division

Personnel assignment, ventilation, sanitation provisions, *HB 286, Ch. 62.

Underground

Construction, restriction removed, SB 504.

Employees, shift limitations, decompression regulations repealed, SB 453,

*HB 359, Ch. 105.

Wages, male, female equality, employer notification, HJR 21.

Women, pregnant, benefits, limitation, HB 183.

Workmen's compensation

Extrahazardous employment, taffy pulling, milk shake machine included, SB 404.

Permanent partial disability, second injury claim authorized, SB 342.

Ladybugs:

Insects, commercial exportation prohibited, SB 331, *HB 264, Ch. 232.

Lakes:

Irrigation districts, recreational use, control, regulation, SB 261, Sub SB 261,

*Sub HB 261, Ch. 221.

Long lake, name changed, Spokane lake, SB 451.

Public fishing recreation use, provisions, SB 375.

Water level, petition, notice requirements revised, *HB 153, Ch. 243.

*(Asterisks indicate bills passed by both Senate and House.)

Lake Union:

Shorelands, public, transferred U of W, *HB 368, Ch. 71.

Leases:

Cities, towns, property, purchase options, provisions, *SB 295, Ch. 170.
 School districts, buildings, options to purchase, HB 512.
 Shellfish, tidal water beds, provisions, HB 533.

Legal Publications:

Notices, rate basis changed, SB 165, Sub SB 165.

Legislative Budget Committee:

Appropriation, 1963-65, HB 511.
 House members appointed.....p. 984
 Membership increase, HB 176.
 World fair commission, two year continuation, *HB 361, Ch. 247. Not Signed.

Legislative Building:

Accommodations, interim committee continued, SCR 11.
 Murals
 Capitol historical museum, depository, loans, SCR 9.
 Committee study, SCR 4.

Legislative Conferences:

Leaders attend national, resolution No. 31.....p. 979
 Secretary attend national, resolution No. 33.....p. 980

Legislative Council:

Campaign contributions investigation, report, *SCR 6.
 House members appointed.....p. 623
 Property assessments, zoning study, HCR 13.
 Salmon industry, study feasibility joint Alaska-Washington commission,
 resolution No. 39.....p. 981
 State administrative rules, regulations, review provisions, SB 59, *Sub SB 59, Ch. 186.
 Washington state flag association, investigation, HCR 12.
 World fair dissolution, study, evaluate, report, *SCR 3.

Legislative Districts:

Deputy registrars, appointments, cities, first class, SB 617.
 Reapportionment
 HB 436, SB 625, SB 626.
 Title only, SB 627, SB 628, SB 629, SB 630.
 Senatorial districts, retained, SJR 8.
 State representatives, number increased, apportionment provisions, Sub HJR 9.

Legislative Redistricting: (see "Reapportionment")

Legislators:

Bulletins, compilations, state agency rules, copies provided, SB 345.
 Deceased, memorial services, *HCR 6.....pp. 420-423
 Legislative units established, membership increased, SJR 20.
 Representatives
 Four-year terms, SJR 1.
 Number increased, SJR 6.
 Apportionment provisions, Sub HJR 9.
 Subsistence appropriation, *SB 132, Ch. 2.

Legislature: (see also "Legislators")

Adjournment Sine Die, notification to Governor, *HCR 19.
 Committee appointed, report.....pp. 978, 984
 Administrative rules, regulations, legislative review, SB 59, *Sub SB 59, Ch. 186.
 Annual sessions, SJR 2.

*(Asterisks indicate bills passed by both Senate and House.)

Legislature—Continued

- Appropriations, bill drafting, expenses, printing, *SB 77, Ch. 1.
- Bills
 - Consideration limitation, *HCR 8.
 - Fiscal note requirement, HCR 4.
 - Indefinitely postponed, resolution No. 35.....p. 981
- Civil defense, state government relocation, emergency provisions, SB 125, SB 234.
- Code of ethics extended to cover members, SB 10.
- House of Representatives
 - Four year terms, SJR 1.
 - Number increased, SJR 6.
- Joint rules adopted, HCR 18.
- Joint session
 - Budget message from Governor Rosellini, *HCR 3.....pp. 46- 51
 - Memorial service, deceased members, *HCR 6.....pp. 420-423
 - Message from Governor Rosellini, *HCR 2.....p. 21
 - "Washington State—Land of Contrast" film, *HCR 5.....p. 164
- Journals
 - Printing, format provision repealed, SB 449.
 - Session laws, printing, indexing, appropriation, *SB 77, Ch. 1.
- Legislative
 - Budget committee, membership, increase, HB 176.
 - Units established, membership increased, SJR 20.
- Legislators, subsistence appropriation, *SB 132, Ch. 2.
- Liquor control board investigation, committee, SCR 1.
- Lobbyists, daily reports, earnings, sources, requirements, SB 543.
- Murals, legislative building, SB 139.
- Organization, notification to governor, *HCR 1.
 - Senate, house committees appointed, report.....pp. 15, 18
- Reapportionment, legislative districts, HB 436, SB 625, SB 626.
- Redistricting, special committee appointed, resolution No. 12.....p. 169
- Senators elected, holdover, secretary of state certification.....pp. 3, 4
- Special sessions, revenue, appropriation bill consideration, limitation, SCR 12.
- Urban area government, joint interim committee, continued, SB 215.
- War attack provisions, quorum, special sessions, *Sub SB 128, Ch. 203.
- Youth legislature, use of chambers, HCR 17.

Lennart, Ernest W.:

- Abraham Lincoln commemoration address, resolution No. 13.....pp. 227, 249-252
- Temporary president, nomination.....p. 8

Liability: (see also "Financial Responsibility," also "Insurance")

- Emergency care, injured, physically ill, exempted, HB 453.

Libraries:

- Commissioners, expense limitation removed, *SB 63, Ch. 202.
- Conditional sales, purchasing authority increased, *HB 105, Ch. 92.
- LID, formation authority provision revised, *SB 389, Ch. 80.
- State, publication distribution center established, *HB 389, Ch. 233.

Licenses:

- Agricultural commission merchants, bond requirements, *HB 264, Ch. 232.
- Aircraft dealers, business address certificate, display requirement, HB 425.
- Airplane, excise tax revenue, aeronautics commission allocation, SB 267.
- Barbers
 - Apprentices, satisfactory completion, training program, SB 423.
 - Fee increased, SB 237.
 - Schools, fee increased, SB 237.
- Beauty culture schools, operators, managers, provisions, SB 480.
- Beavers, trapping, *Sub 81, Ch. 177, P. V.
- Charter boats, fishing, requirement, SB 532.
- Corporation fees, anniversary date payment provision, SB 479.

*(Asterisks indicate bills passed by both Senate and House.)

Licenses—Continued

- Contractors, building, bonding provisions, *HB 89, Ch. 77, P.V.
 Dairy technicians, duties, regulations, *SB 265, Ch. 58.
 Debt consolidation businesses, bond provisions, SB 361.
 Dental hygienists, fee increased, duties defined, HB 47.
 Dog
 Third class cities, fee limitation repealed, SB 25.
 Towns, annual provision eliminated, HB 113.
 Drug sales, manufacturing, *SB 328, Ch. 38.
 Electrical installations, bond, *SB 370, Ch. 207.
 Elevator conveyances, installation, operation, *SB 91, Ch. 26.
 Financial responsibility
 Documents, right of return provisions, HB 441.
 Uniform code, motor vehicle operators, *Sub SB 244, Ch. 169.
 Firearms, dealers, sales, individual purchase permits abolished, *SB 271, Ch. 163.
 Fish, shellfish wholesalers, requirements, SB 596.
 Fishing, commercial
 Columbia river, Oregon reciprocity, *SB 338, Ch. 171.
 Gear, non-resident operator, requirements, SB 597.
 International waters, special permits, *HB 404, Ch. 234.
 Personal suspension, forfeiture, provisions, SB 593.
 Salmon, Columbia river, fee decreased, SB 327.
 Fishing, residents, age 65, free, SB 135.
 Horseless carriage, motor vehicle, condition certification, SB 487.
 Hotel, fees, inspection, provisions, SB 512.
 Hunting, eyesight requirements, SB 16.
 Liquor, class H, population limitation, SB 258.
 Livestock, public sales, permits, regulations, HB 204.
 Log patrol, department of natural resources, *HB 242, Ch. 12.
 Marine fuel distributors, carriers, bonds, regulations, SB 380.
 Marriage
 Minors' minimum age increased, SB 427, *HB 48, Ch. 30.
 Prior marital financial obligations, disclosure, HB 134.
 Valid thirty days, SB 455.
 Waiting period, mandatory, SB 294.
 Midwifery, laws repealed, exceptions, *HB 114. Vetoe.
 Mortgage investment companies, registration required, SB 123.
 Motor vehicle
 Commercial, fleets, reciprocity, *Sub HB 360, Ch. 106.
 Excise tax
 Increased, *SB 287, Ch. 199.
 Prorated, last quarter, SB 346.
 Fee allocation, state patrol, *HB 263, Ch. 85.
 Horseless carriage, condition certification, SB 487.
 License plates, entire name "Washington" required, SB 75.
 Shepherders' outfits exemption, SB 536.
 Operators
 Driver license compact, state participation, *HB 144, Ch. 120.
 Financial responsibility documents, right of return, HB 441.
 Instruction permit, age 15½, *HB 94, Ch. 39.
 Intoxication test required, penalties, SB 138.
 Juvenile, minimum age eighteen years, HB 30.
 Suspended, occupational permits, SB 503.
 Violation system, suspension, revocation, authority, HB 95.
 Naturopaths, examinations, regulations, board created, SB 499.
 Nurses, practical, fee increase, *HB 70, Ch. 15.
 Optometrists, board established, fees, regulations, *SB 120, Ch. 25.
 Pharmacists, applications, license requirements, fees increased, *SB 328, Ch. 38.
 Physicians, surgeons, conditional, issuance limitation, date extended, *HB 293, Ch. 65.
 Pistols, dealers, sales, provisions, *SB 271, Ch. 163.
 Private schools, profit making, regulations, SB 450.

*(Asterisks indicate bills passed by both Senate and House.)

Licenses—Continued

- Radioactive materials, by-products, manufacture, transportation, utilization, SB 324.
- Real estate
 - Brokers, salesmen, revisions, HB 8.
 - Division, administrator appointed, board revised, HB 8.
- Towing, wrecking trucks, flat additional fee, SB 5, SB 176, *SB 247, Ch. 18.
- Trapping, beaver included, SB 571, SB 81, *Sub SB 81, Sec. 11, P. V.
- Trucks, trailers, quarterly gross weight, requirement reduced, HB 431.
- Warehouses, agricultural commodities, standards, rules, regulations, *HB 311, Ch. 124.
- Weapons, concealed, records, jurisdiction transferred state patrol, HB 289.

Liens:

- Public assistance claims, fraudulent, lien recovery provision, SB 437.

Lieutenant Governor:

- Appropriation, legislative subsistence, *SB 132, Ch. 2.
- Election, off-year provision, SJR 9.

Lincoln, Abraham:

- Commemoration address, Senator Lennart, resolution No. 13.....p. 227

Lind:

- Highway, secondary, No. 11J, to Warden, established, SB 429.

Liquor:

- Beer, wine, store display, location surveillance, SB 186.
- Control board
 - Administrative expenses, liquor revolving fund payment, *SB 582, Ch. 239, Sec. 3, P. V.
 - Administrative procedures act, included, *SB 99, Ch. 237.
 - Excess funds, health department, alcoholism program allocation, SB 263.
 - Legislative committee investigation, SCR 1.
 - Member, governor's appointment, referral, confirmation.....pp. 229, 427
- Licenses, class H, population limitation, SB 258.
- Manufacturers' representatives, retail licensees' calls permitted, SB 467.
- Minors, over 16 years, violations, court jurisdiction, SB 187.
- Motor vehicle operators
 - Intoxicated, alcohol blood level limits lowered, HB 411.
 - Intoxication test required, penalties, SB 137.
- Revenue fund allocation revision, HB 3.
- Sales, University of Washington, restricted area, repealed, *SB 164. Vetoed.
- Stores
 - Leases, jurisdiction transferred, general administration department, SB 432.
 - Private operation, trial basis, SB 441.
- Vendor agents, state employees' retirement system, excluded, SB 183, *SB 497, Ch. 210.

Livestock: (see "Agriculture and Livestock")**Llewellyn, Ensley:**

- Civil defense director, governor's appointment, referral, confirmation.....pp. 95, 145, 254

Loans:

- Associations, industrial development corporation membership, *Sub SB 564, Ch. 162.
- Debt
 - Consolidation, licensing, bonding provisions, SB 361.
 - Pooling agencies, defined, SB 361.
- Industrial loan companies, small loan regulations, SB 472.
- Interest, maximum rates established, SB 559.
- Savings and loan associations, investments, maximums, increased, *SB 390, Ch. 246, Sec. 8, P. V.

*(Asterisks indicate bills passed by both Senate and House.)

Lobbyists:

Daily reports, earnings, sources, requirement, SB 543.

Local Improvement Districts:

Bonds, outstanding warrants, unpaid, time limitation, fund distribution, SB 13.

Cities and towns

Adjacent unincorporated areas, formation permitted, *SB 219, Ch. 56.

Utility LID authorized, SB 268.

Funds, transfer guaranty fund to general fund, SB 158.

Libraries, formation authority provision revised, *SB 389, Ch. 80.

Property cost liability removed, SB 18.

Public lands, assessments, changes, *SB 115, Ch. 20.

Logging: (see "Forestry")

Longview:

Highway, primary No. 12 to Longview bridge approach, extended, SB 312.

Longshoremen's Compensation Act:

Third party liability amendment, retention, SJM 14.

Lotteries:

Blue laws, local option, election, SB 348.

Luther Burbank School:

Boys, replaced, *SB 32, Ch. 165.

Property, state purchase, SCR 15.

Magazines: (see "Publications")

Mahoney, Gene:

Sergeant-at-arms, nominationp. 12

Manufacturers:

Liquor representatives, retail licensee calls permitted, SB 467.

Personal property, transit merchandise, sales exemption repealed, SB 226.

Radioactive materials, by-products, transportation, utilization, license, SB 324.

Manufacturing:

Aluminum, B & O tax reduction, SB 492.

Marriage:

Licenses

Expires, thirty days, SB 455.

Prior marital financial obligations, disclosure, HB 134.

Waiting period, mandatory, SB 294.

Minors, minimum age increased, SB 427, *HB 48, Ch. 230.

Municipal judges, solemnization permitted, SB 82.

Marshal: (see "Police")

Martha Washington School:

Girls, replaced, *SB 32, Ch. 165.

Property, state purchase, SCR 15.

Martin, Fred J.:

General administration director, governor's appointment, confirmation.....
.....pp. 96, 97, 107, 108

Martin, Howard:

Parks, recreation commission member, governor's appointment, referral, confirmation
.....pp. 229, 311, 950

*(Asterisks indicate bills passed by both Senate and House.)

Marysville:

Highway, primary No. 1 to junction secondary, highway No. 1A extended, SB 236.

McChord Air Force Base:

Highway, secondary No. 5G, to Puyallup, reconstruction, SB 252.

McClellan, John L.:

Commendations, chairman, senate permanent investigations subcommittee, SJR 19.

McLean, Winfield, A.:

Public assistance advisory committee member, governor's appointment, referral, confirmation pp. 112, 170, 256

Mead:

Highway, secondary No. 6C, to Mt. Spokane summit, construction SB 272.

Mechanical Devices:

Bingo, tolerance policy, *SB 360, Ch. 37, P. V., Not Signed.
Tax, reduced, SB 538.

Medical Aid: (see "Public Assistance")**Medical Lake:**

Washington correctional institution for women established, SB 31.

Medicine: (see also "Drugs")

Chiroprody, disability insurance inclusion, *HB 335, Ch. 87.

Healing arts contracts, competition restraint prohibited, SB 590.

Medical

Aid, hospitalization, public employees, authorized, *HB 6, Ch. 75.

Assistance for aged, state compliance, SB 516, *SB 525, Ch. 211.

Clinics associations, corporations, formation authorized, SB 608.

Mental hospitals, state, unlicensed personnel training, administer medicine, SB 87.

Midwifery, license laws repealed, *HB 114. Vetoed.

Nurses, practical, administer medication, supervision, *HB 70, Ch. 15.

Narcotics

Procurement, use, regulation, penalties, *SB 173, Ch. 205.

Violations, state prosecution, penalties increased, SB 174.

Naturopaths, examinations, regulations, board created, SB 499.

Nursing, associate degree, state colleges, provisions, *HB 394, Ch. 109.

Osteopaths, suffix M. D., permitted, SB 585.

Physicians, surgeons, conditional licenses, issuance, termination dates, *HB 293, Ch. 65.

Sales tax exemption, SB 606.

State colleges, associate nursing degree provision, *HB 394, Ch. 109.

Meetings:**Public**

Notice laws, state agencies, specific exceptions, SB 26.

Records, access rights, SB 204, SB 561.

Members: (see also "Interim Committees" and "Legislature")

Certified, secretary of state pp. 3, 4

Former, senate courtesies extended, resolution No. 2 p. 13

Memorial services, former deceased, *HCR 6, special committee appointed p. 218

Mileage allowance, report p. 75

Oath administered, newly elected p. 5

Postage allowance, resolution No. 4 p. 59

*(Asterisks indicate bills passed by both Senate and House.)

Members—Continued

Votes, explanations, protests

Explanations

Atwood, R. Frank, *SCR 3, *SB 4, SB 337.....pp. 161, 386, 758
 Chytil, Joe, *SB 4, SB 337.....pp. 386, 758
 England, Jack, *SCR 3, *SB 4.....pp. 161, 386
 Foster, F. Stuart, *SB 4, SB 337.....pp. 386, 758
 Freise, Herbert H., *SCR 3, SB 337.....pp. 161, 758
 Gallagher, Michael J., SJM 4.....p. 63
 Guess, Sam C., *SCR 3, *SB 4, SB 337.....pp. 161, 386, 758
 Hanna, H. B., SJM 4.....p. 63
 Kupka, George W., HB 43.....p. 583
 Lennart, Ernest W., SB 337.....p. 758
 Moriarty, Charles P., Jr., *SCR 3, *SB 4, SB 337.....pp. 161, 386, 758
 Neill, Marshall A., *SB 4, SB 337.....pp. 386, 758
 Peterson, Ted G., *SCR 3, *SB 4.....pp. 161, 386
 Raugust, W. C., SB 337.....p. 758
 Rickdall, Ralph L., *SB 4, SB 337.....pp. 386, 758
 Ryder, John N., *SB 4, SB 337.....pp. 386, 758
 Stender, John H., *SCR 3, *SB 4.....pp. 161, 386
 Thompson, Albert C., Jr., *SCR 3, *SB 4, SB 337.....pp. 161, 386, 758
 Williams, Walter B., *SCR 3, *SB 4, SB 337.....pp. 161, 386, 758
 Woodall, Perry B., *SB 4, SB 337.....pp. 386, 758

Protests

Gissberg, William A., SB 97.....p. 618

Memorial Services:

Deceased members, *HCR 6.....pp. 420-423
 Special committees appointedp. 218

Memorials:

- College education expense, income tax deduction, petitioned, SJM 5.
- Columbia river dam, named for Homer T. Bone, SJM 10.
- Constitutional
 - Amendment, prayers, governmental bodies, schools, SJM 15.
 - Convention call
 - Court of the Union, establishment, HJM 17.
 - State legislative apportionment, federal court jurisdiction prohibited, HJM 18.
- Dollar stabilization petitioned, HJM 13.
- Federal
 - Civil rights commission, make permanent, petitioned, HJM 9.
 - Income
 - Inheritance tax, repeal, petitioned, HJM 2.
 - Tax, personal exemption increased, petitioned, SJM 4.
- Forest products industry, aid petitioned, SJM 7.
- Fort George Wright national cemetery, establishment, additional land, schools, parks, SJM 13.
- Grays Harbor south jetty, reconstruction, petitioned, *SJM 9.
- Japanese entry Eastern Bering sea prevention, halibut conservation, *SJM 1, HJM. 4.
- Legislative, indefinitely postponed, Resolution No. 35.....p. 981
- Longshoremen's compensation act, third party liability amendment, retention, SJM 14.
- Minerals, sound national policy, petitioned, *SJM 8.
- Political campaign contributions, \$100 income tax deduction, petitioned, SJM 12.
- Statue, Elisha P. Ferry, committee created, SB 177.
- Surplus agriculture commodity distribution, institutions for felons included, HJM 7.
- Tourists, overseas, American, duty exemption limit increase petitioned, SJM 11.
- USS Missouri, Puget Sound permanent berth, SJM 6.
- Veterans, new hospital, Vancouver, petitioned, SJM 3.
- Youth conservation corp, enactment petitioned, SJM 2.

*(Asterisks indicate bills passed by both Senate and House.)

Mentally Ill: (see also "Institutions")

- Children's institutions, nonsectarian, state contracts authorized, SB 142.
- Commitment procedures
 - Involuntary hospitalization, legal rights, SB 254.
 - Legal counsel, court appointed, SB 86.
- Criminals, sane at trial, commitment, release, provisions, SB 257.
- Day training centers, institutions, expiration date repealed, *SB 30, Ch. 129.
- Health department, community mental health services, SB 311.
- Hospitalization, involuntary commitments, legal rights, procedures, SB 254.
- Minors, retarded children's center, University of Washington established, *SB 170, Ch. 193.
- Psychopathic delinquent institution psychiatric care requirement repealed, SB 19.
- Residential schools
 - Children over 18, commitment, parental charges, SB 148.
 - Inmates, transfer to state hospital, SB 144.
 - Sexual psychopaths, institution commitment, designation, SB 79.
 - Unsafe, treatment completion, court jurisdiction, SB 185.
 - Unlicensed personnel training, administer medication, SB 87.
 - Varying charge schedules, provisions, SB 145.

Merit System: (see "Civil Service")**Metropolitan Government:**

- Areas, development, study, planning, *SB 313, Ch. 161.
- Municipal corporations
 - Additional functions, HB 367, HB 397.
 - Suits, judgments, attorneys fees, SB 474.
- Park districts, conditional sales purchase contracts, *HB 105, Ch. 92.
- Public works revolving fund, planning, loans, authorized, SB 216.

Microfilm:

- Public documents, essential records, preservation, *HB 33, Ch. 241, P. V.

Midwifery:

- Laws repealed, previous licenses continued, *HB 114. Vetoeo.

Mikalson, Robert L.:

- Highway commission. governor's appointment, referral, confirmation.....pp. 217, 577, 964

Military:

- Armories, nonmilitary use permitted, *SB 284, Ch. 149.
- Armory, Seattle, sale, lease, exchange authorized, *SB 239, Ch. 146.
- Highway facilities, defense bases, discontinuance, replacement, SB 443.
- Personnel
 - Motor vehicles, outside state purchase, use tax exempt, *HB 46, Ch. 76.
 - Outside state purchases, personal property, use tax exempted, SB 194.
- State
 - Employees' retirement system, service credit, re-employment, SB 318.
 - Militia, general officers, salaries established, HB 565.
 - Uniform military justice code, enactment, *HB 35, Ch. 220, Sec. 3, P. V.
 - Women national guard, automatic members state militia, *HB 551, Ch. 74.

Milk and Milk Products:

- Standards revised, pasteurization, distributors, SB 264, *SB 265, Ch. 58.

Minerals: (see also "Mining")

- Access rights, acquisition, natural resources department, jurisdiction, *SB 155, Ch. 140.
- Mining claims, discovery shaft requirement eliminated, *HB 12, Ch. 64.
- National policy, petitioned, *SJM 8.

Mining:

- Claims, discovery shaft requirement eliminated, *HB 12, Ch. 64.
- Inspectors' salaries, jurisdiction provisions, SB 524.
- Minerals, sound national policy, petitioned, *SJM 8.
- Underground employment, shift, decompression regulations repealed, *HB 359, Ch. 105.

Minors: (see also "Children")

- Buses, transportation, state safety standards required, SB 534.
- Commitment complaints, court commissioner hearings, *SB 65, Ch. 188.
- Death, injury, damages, SB 403.
- Default judgments, court commissioners, filing time eliminated, *SB 65, Ch. 188.
- Delinquents, post institution placement, institution department jurisdiction, SB 34.
- Dependent
 - Aid to dependent children grants, income savings permitted, *HB 351, Ch. 226.
 - Parental support enforcement, SB 275, SB 541, *HB 514, Ch. 228, *Sub SB 275, Ch. 206.
- Drivers' training vocational education program, SB 98.
- Inheritance, direct payment increase, SB 281.
- Juvenile
 - Correction school, Echo Lake, King County, established, *SB 32, Ch. 165.
 - Court, right to counsel protected, SB 101.
 - Delinquents, parental institutional support, HB 78.
- Liquor violations, over 16 years, court jurisdiction, SB 187.
- Marriage, minimum age increased, SB 427, *HB 48, Ch. 230.
- Mentally retarded, University of Washington children's center, *SB 170, Ch. 193.
- Motor vehicles purchase, parental consent required, HB 432.
- Obscene literature sale, distribution to minors, gross misdemeanor, SB 179.
- Psychopathic delinquent institution psychiatric care requirement repealed, SB 19.
- School students, compulsory age increased, SB 67.
- Traffic violations, court jurisdiction, SB 58.
- Voting age reduced to eighteen years, SJR 3.

Montana:

- State legislators presented p. 472

Mitchell, Ande Garth:

- Appropriation, improper incarceration, Western state hospital, SB 333.

Morrison, Zelma Reeves:

- Eastern Washington state college trustee, governor's appointment, referral, confirmation pp. 112, 698, 955

Mortgages:

- Chattel, installment sales contracts, *Sub HB 415, Ch. 236, P. V.
- Foreclosures, abandoned real property, absolute title, *SB 57, Ch. 34.
- Industrial
 - Development loans, state insured, SJR 4.
 - Loans, state insurance, finance authority created, SB 78.
- Investment companies, regulated, SB 123.

Motor Vehicles: (see also "Automobiles" also "Buses" also "Trucks and Tractors")

- Abandoned, disposition, sheriffs' liability repealed, *HB 195, Ch. 44.
- Accident
 - Insurance department, created, SB 513.
 - Report requirements, SB 289.
- Ambulances, third class cities, service permitted, SB 3, *SB 11, Ch. 131.
- Buses
 - Auto stages, maximum length increase, SB 465.
 - Charters, permits, operation, regulation, SB 522.
 - Minors' transportation, state safety standards required, SB 534.
- Capitol ground parking, traffic regulation, *SB 483, Ch. 158.

*(Asterisks indicate bills passed by both Senate and House.)

Motor Vehicles—Continued**Commercial**

- Interstate uniform information forms, SCR 5.
- Name, trade name lettering, size requirements, SB 402.
- Reciprocal uniform act, *Sub HB 360, Ch. 106.

Common carriers, interstate, temporary permits, *HB 273, Ch. 242.

Diesel, exhaust equipment regulations, SB 399.

Equipment safety compact, *SB 141, Ch. 204.

Excise tax, first registration determination, monthly schedule, *SB 287, Ch. 199.

Fuel

Price sign, size, posting, regulation, SB 97.

Tax

City allocation, arterial highway indebtedness payment, *HB 487, Ch. 113.

Commercial vehicles, supply tank imports, SB 623.

Marine use, refund repealed, SB 382.

Refunds

Overpayment, destruction, SB 622.

Rights transferrable, park commission, SB 232.

Towns, allocation, non-arterial street use permitted, SB 575.

Turbo prop, jet aircraft, exempted, SB 622.

Urban transit systems, refund continued, *SB 61, Ch. 187.

Fund, state patrol highway account, reversion repeal, *HB 189, Ch. 83.

Leases, contracts, liability insurance provision, SB 105.

License

Excise tax, prorated, last quarter, SB 346.

Fees, state patrol allocation, *HB 263, Ch. 85.

Horseless carriage, condition certification, SB 487.

Plates, entire name "Washington" required, SB 75.

Shepherders' outfits, exemption, SB 536.

Military personnel, outside state purchase, use tax exempt, *HB 46, Ch. 76.

Minors, purchases, parental consent required, HB 432.

Motor carriers, certain cities, exempt certain state regulations, *SB 343, Ch. 59.

Operators**Driver**

Improvement program, violation point system, HB 95.

License compact, *HB 144, Ch. 120.

Driving record, furnished, insurance purposes, SB 293, Sub SB 293.

Intoxicated

Blood alcohol content, limits lowered, HB 411.

Breath, blood test required, penalties, HB 137.

Minors, traffic violation, court jurisdiction, SB 58.

Owners, financial responsibility, uniform code, SB 244, *Sub SB 244, Ch. 169.

Speed limits, minimum, *HB 143, Ch. 16.

Suspended, occupational permits, SB 503.

Violations

Pedestrian traffic regulations, penalties, SB 517.

Point system, license suspensions, revocation, authority, HB 95.

Parking

Off-street, financing, construction, meter revenue, SB 269.

Unlawful, civil matter, SB 523.

Unmetered zones, restriction, SB 114.

Public utility districts, privilege tax, levy, SB 460.

Railroad grade crossings, control signal provisions, *HB 538, Ch. 125.

Rentals

Abandoned, failure to return, felony, HB 378.

All accidents, liability, coverage, SB 133.

Safety equipment standards, lights, brakes, regulations, *SB 424, Ch. 154.

School buses, personal injury insurance authorized, SB 535.

Seat belts compulsory, *HB 21, Ch. 117.

Speed limits, limited access highways, regulations, *HB 143, Ch. 16.

Speedometer, mirror, requirement, SB 288.

State, motor transport division, motor pool control, regulation, SB 607.

*(Asterisks indicate bills passed by both Senate and House.)

Motor Vehicles—Continued

Towed vehicles, brake requirements, weight provisions, SB 111, *HB 94, Ch. 39.

Towing, wrecking trucks, flat additional fee, SB 5, SB 176, *SB 247, Ch. 18.

Traffic violation fines, driver education course financing, *HB 94, Ch. 39.

Trucks

Trailers, quarterly licenses, gross weight requirement reduced, HB 431.

Wide loads, special permits, SB 199.

Use**Fuel tax**

Exemption, identification cards, SB 624.

Transportation system exemption extended, *SB 61, Ch. 187.

Tax, refund application, time extended, *SB 121, Ch. 21.

Vehicle equipment safety compact adopted, *SB 141, Ch. 204.

Mount Spokane:

Highway, secondary No. 6C, to Mead, construction, SB 272.

Mowery, John A.:

Public assistance advisory committee member, governor's appointment, referral, confirmationpp. 112, 170, 257

Municipal Corporations: (see also "Cities and Towns" also "Metropolitan Government")

Division, state auditor, audit expense, *SB 496, Ch. 209.

Incorporation, area, population, minimum, maximum, *Sub HB 110, Ch. 119.

Health service contracts, *HB 151, Ch. 17.

Mutual Savings Banks: (see "Banks and Banking")**Narcotics:** (see also "Drugs")

Procurement, use, regulation, penalties, *SB 173, Ch. 205.

Violations, state prosecution, penalties increased, SB 174.

National Geographic:

"Washington State—Land of Contrast" film, legislative joint session, *HCR 5.

National Guard:

Armories, nonmilitary use permitted, *SB 284, Ch. 149.

Armory, Seattle, sale, lease, exchange authorized, *SB 239, Ch. 146.

Uniform military justice code, enactment, *HB 35, Ch. 220, Sec. 3, P. V.

Women, automatic members, state militia, *HB 551, Ch. 74.

Natural Gas:

Drilling, operation, cooperative development permitted, SB 520.

Underground storage permitted, *SB 464, Ch. 201.

Natural Resources: (see also "Forestry" also "Public Lands")

Beach recreational areas, property acquisition, *SB 544, Ch. 212.

Board, department of parks and recreation administration, SB 14.

Department

Access rights, acquisition, control, jurisdiction, *SB 155, Ch. 140.

Harbor line relocations, appropriation, *SB 103, Ch. 139.

Log patrol administration, *HB 242, Ch. 12.

Reforestation land classification, *SB 160, Ch. 214.

Timber appraisal manual, *SB 349, Ch. 249.

Water, nonnavigation use, permits issued, SB 152.

Employees, flight insurance, SB 33.

Equipment fund created, *SB 156, Ch. 141.

Grazing land, cooperative agreements authorized, *HB 248, Ch. 99.

Officials, forestry duties, all lands, waters, entry authorized, *HB 249, Ch. 100.

Olympic national park, state, federal timber land exchange, *SB 154, Ch. 53.

Shorelands, public, second class, sale jurisdiction, SB 153.

Youth and development and conservation division transferred, SB 456.

*(Asterisks indicate bills passed by both Senate and House.)

Naturopaths:

Examinations, licenses, regulations, board created, SB 499.

Newport:

Highway, primary No. 6, name changed to Newport, *HB 109, Ch. 240, Sec. 2, P. V.

Newspapers:

City and town charters, constitutional amendment proposal, publication requirement, SJR 7.

Legal, reapproval, termination date, established, SB 325.

New York World's Fair:

State participation authorized, SB 386.

Nicolai, Max:

State personnel board member, governor's appointment, referral, confirmation pp. 95, 217, 353

Nonresidents:

Commercial fishing, operators, gear, license requirements, SB 597.

Epileptics, deportation provision repealed, SB 72.

Executors, administrators barred, reciprocity required, SB 2.

Nonsupport: (see "Desertion and Nonsupport")**Nuclear Energy:**

Products, manufacturing, transportation, utilization, license provisions, SB 324.

Nurseries:

Horticultural plants, products, inspection, standards, *HB 211, Ch. 122.

Nurses:

Practical, duties, qualifications, fees revised, *HB 70, Ch. 15.

State colleges, associate nursing degree provision, *HB 394, Ch. 109.

Oaths:

Subversive activities

Employees, certain industries, occupations required, SB 434.

Public assistance recipients, requirement, SB 447.

Public employees, mandatory, SB 433.

Obscene Literature:

Justice court concurrent jurisdiction, SB 74.

Obscene defined, SB 74.

Publications review board created, membership, duties, SB 191.

Sales, distribution to minors, gross misdemeanor, SB 179.

Odessa:

Highway, secondary No. 4B, to Ritzville established, SB 429.

Officials:

Appointive

Public pensioners, public employment restrictions, SB 359.

Third class cities, salary limitations removed, SB 45.

County elective, salary increase, *SB 6, Ch. 164.

Public

Accounting systems, audits, *SB 496, Ch. 209.

Bribery, graft, crimes, statute of limitation, SB 394.

State, certain elective, salary increase, SB 542.

Oil: (see also "Fuel Oil")

Drilling, operation, cooperative development permitted, SB 520.

*(Asterisks indicate bills passed by both Senate and House.)

Olmstead, Charles R.:

Public assistance advisory committee, governor's appointment, referral, confirmationpp. 112, 170, 257

Olympic Games:

Support state of Oregon, obtain in 1968, resolution No. 20.....p. 733

Olympic National Park:

National park service parkway, to Port Angeles, SB 477, *SB 154, Ch. 53.

Open Space Land Act:

Parks and recreation land acquisition, financing, SB 27, HB 558.

Optometry:

Board, membership, duties, discipline, regulation, *SB 120, Ch. 25.

Ordinances:

Cities; reference adoption, state agency rules, regulations, SB 21, *Sub SB 21, Ch. 184.
Towns, reference adoption, statutes, state agency rules, regulations, SB 21, *Sub SB 21, Ch. 184.

Oregon:

Commercial fishing licenses, Columbia river, reciprocity, *SB 338, Ch. 171.
Olympic games in 1968, Washington support, resolution No. 20.....p. 733
State legislators presented.....pp. 432, 550

Osteopaths:

M.D. suffix permitted, SB 585.
Professional conduct standards, *SB 171, Ch. 142.

Oysters: (see also "Shellfish")

Clams, cultivation, state land leases, *SB 610, Ch. 79.
Lands, state, lease provisions, HB 533.

Pardons:

Patton, Blanche, conditional, executive granted.....p. 146

Parent:

Death, injury of child, damages, SB 403.
Dependent children, support enforcement, *Sub SB 275, Ch. 206.
Minors' motor vehicle purchases, consent required, HB 432.
Residential school inmates, parental support contribution, SB 148.

Parking:

Capitol grounds, rentals, funds, *SB 483, Ch. 158.
Off-street, financing, construction, meter revenue, SB 269.
Motor vehicles, unlawful, civil matter, SB 523.
State, east capitol site, funds, disposition, *SB 482, Ch. 157.
Zones, unmetered, restrictions, SB 114.

Parks and Recreation:

Advisory commission established, SB 498.

Commission

Abolished, SB 14, Sub SB 14.
Abolished, administrative transfer, SB 498.
Fuel tax refunds, rights transferrable, SB 232.

Members, governor's appointment, referrals, confirmations.....pp. 229, 311, 948

County, class A, park service areas created, assessments, elections, *SB 519, Ch. 218.

Department

Parks and recreation established, SB 14, Sub SB 14.
State land acquisition, priority rights, SB 230.

*(Asterisks indicate bills passed by both Senate and House.)

Parks and Recreation—Continued**Districts**

Elections, odd -numbered years, *Sub SB 356, Ch. 200.

Formation, excess levies, bonds, election, provisions, SB 578.

Irrigation district lakes, recreational use, control, regulation, SB 261, Sub SB 261, *Sub HB 261, Ch. 221.

Metropolitan districts

Flood control projects, state participation, SB 163.

Property purchase, conditional sales contracts, *HB 105, Ch. 92.

National park service parkway, port Angeles to Olympic national park, appropriation, SB 477.

Olympic national, state, federal timber land exchange, *SB 154, Ch. 53.

Open space land, acquisition, financing, SB 27, HB 558.

Outdoor recreational

Facilities, development, SB 381, SB 383.

Governor's special message..... pp. 200-202

Park commission, public agency agreements, youth corps projects, SB 579.

Recreational development, industrial development corporations, *Sub SB 564, Ch. 162.

State

Parks, game hunting, permitted, SB 384.

Recreational areas, bordering waters, designation, *SB 544, Ch. 212.

Waters, public, fishing, recreation use, provisions, SB 375.

Watersheds

Public recreation use, committee study, SCR 13.

Water, public use permitted, SB 193.

Youth development and conservation division, transferred natural resources, SB 456.

Parks, George F.:

Prison terms, parole board, member, governor's appointment, referral, confirmation pp. 229, 731, 743

Parole:

Bell, Frank, executive parole granted..... p. 146

Board, duties transferred institutions department, SB 385.

Delinquents, post institution placement, institution department jurisdiction, SB 34.

Parolees, rehabilitation film, public showing, SB 466.

Pears:

Standards, assessment changes, *HB 51, Ch. 51.

Pearson, Francis:

Utilities, transportation commission chairman, governor's appointment, confirmation pp. 227-229, 284-285

Penal Institutions: (see "Institutions")**Pend Oreille:**

Highways, primary No. 6, name changed to Newport, *HB 109, Ch. 240, Sec. 2, P. V.

Penitentiary: (see "Institutions")**Pensions: (see also "Retirement")**

City, town funds, shares, open-end investment, amount increased, SB 365.

Firemen

Fire protection district annexation, rights protected, SB 471, *HB 418, Ch. 63.

Minimum established, maximum limitation removed, SB 85.

Insurance, payments to insurer, premium tax reduction, *SB 88, Ch. 166.

Police

City harbor department employees transfer, *SB 500, Ch. 82.

Escalator clause, SB 442.

*(Asterisks indicate bills passed by both Senate and House.)

Pensions—Continued**Public**

- Commission, established, HB 63.
- Employees, public employment restrictions, SB 359.
- Systems, investment powers increased, SB 407.

State

- Employees, certain advance notice requirements, waived, SB 184.
- Patrol, service contributions, benefits, *HB 281, Ch. 175.
- Retirement system amendments, *SB 309, Ch. 174.
- Tax-deferred annuities permitted, education employees, SB 282.
- Teachers, retirement system, membership, SB 562.
- Urban transit system employees, benefits probated, SB 95.

Permits:

- Buses, charter, operation, regulation, SB 322.
- Elevators, construction, operation, *SB 91, Ch. 26.
- Fireworks, public displays, SB 410.
- Livestock, public sales, licenses, regulations, HB 204.
- Pistols, sales, provision, *SB 271, Ch. 163.

Personnel Department:

- Budget revision, pro rata funding procedure, *SB 240, Ch. 215.

Pesticides:

- Agricultural, provisions, pure food and drug act, *SB 262, Ch. 198.
- Damage, actual use, liability, bond, insurance coverage, *HB 369, Ch. 107.

Pharmacy:

- Board, membership increased, duties redefined, *SB 328, Ch. 38.
- Pharmacists, license, applications, requirements, fees increased, *SB 328, Ch. 38.
- Professional conduct standards, SB 172.

Phillips Company, Alton V.:

- Contractor, Columbia river bridge piers construction, relief action, *SB 618, Ch. 248.
- Not Signed.

Photographs and Microfilm:

- Counties, recorded instruments, photo-reproduction, public use, SB 100.
- Obscene, sale, distribution to minors, gross misdemeanor, SB 179.
- Public documents, essential records, preservation, *HB 33, Ch. 241, P. V.

Physicians and Surgeons:

- Chiropody, disability insurance inclusion, *HB 335, Ch. 87.
- Dangerous drugs, use, prescription, unprofessional conduct, *SB 171, Ch. 142.
- Healing arts contracts, competition restraint, prohibited, SB 590.
- Licenses, conditional, issuance, limitation date extended, *HB 293, Ch. 65.
- Medical clinics, associations, corporations, formation authorized, SB 608.
- Naturopathic, examinations, licenses, regulations, board created, SB 499.
- Osteopaths
 - Professional conduct standards, *SB 171, Ch. 142.
 - Suffix M.D., permitted, SB 585.

Pierre, George:

- U. S. commissioner Indian affairs, appointment recommended, resolution No. 26, p. 943

Pigeons:

- Carrier, racing, hunting, trapping prohibited, *HB 18, Ch. 69.

Pitlock, Harry H.:

- Washington state university regent, governor's appointment,
 - referral, confirmationpp. 711, 731, 946

Plats:

- Filing deposit increased, *HB 98, Ch. 66.
- Subdivisions, proposed, notice, hearings, *HB 146, Ch. 245.

Police:

- Boat operations, regulations, jurisdiction, SB 102, HB 481.
- Cities
 - False arrest insurance, *SB 24, Ch. 127.
 - Second class, towns, pursuit, arrest beyond city limit, SB 12, *SB 159, Ch. 191.
 - Towns, civil service
 - Employment
 - Examination, appointment, procedure amended, SB 278.
 - Residence requirements, repealed, SB 277, *HB 141, Ch. 95.
 - Judges, replace municipal judges, regulation, jurisdiction, SB 246.
 - Justices, town marshals, salary limitation removed, SB 36.
 - Law enforcement officers' training commission, established, SB 371.
 - Motor vehicle accident, report requirements, SB 289.
- Pensions
 - Escalator clause repealed, SB 442.
 - City harbor department employees, transfer, *SB 500, Ch. 82.
- Sheriffs, deputies, uniforms, *HB 42, Ch. 50.
- Town
 - Direction of mayor, SB 38.
 - Marshal, bonding discretionary, SB 38.

Political Parties:

- Campaign contributions
 - Legislative council investigation, *SCR 6.
 - Receipts, expenditures, records, filing requirement, SB 354.
 - \$100 income tax deduction, petitioned, SJM 12.
- Candidates
 - Campaign contribution list, donors identification, SB 362.
 - Nomination, party vote percentage requirement, *SB 143, Ch. 189.
 - Partisan, primary elections, qualification affidavit, HB 422.
- Cities, second, third class, towns, false arrest insurance, *SB 24, Ch. 127.
- Deputy registrars, appointments, cities, first class, SB 617.
- Elections, open primary, straight party voting, SB 425.
- Officers, recount requests authorized, HB 373.
- Precinct committeemen
 - Elected primary elction, SB 249, SB 548.
 - Rules, regulations, duties, SB 522.
- State employees, civil service, political restriction repeal, SB 334.

Pollution Control:

- Air, districts, newly incorporated municipalities inclusion, *SB 149, Ch. 27.
- Water research, resolution No. 15.....p. 440

Port Angeles:

- Harbor line changes authorized, *SB 103, Ch. 139.
- National park service parkway, to Olympic national park, SB 477.

Port Districts:

- Counties, class AA commercial waterway, district acquisition, *HB 210, Ch. 97.
- County, nonharbor, operations, powers, duties, clarified, *SB 298, Ch. 147.
- Dissolution, inactive districts, procedure, HB 348.
- Election date change, November, odd-numbered years, *Sub SB 356, Ch. 200.
- Industrial development district, property, sale, notice requirements, *SB 64, Ch. 138.
- Tax levy extended, industrial development, SB 70.

Power: (see "Electricity—Power")

Practical Nurses: (see "Nurses")

Precincts:**Committeemen**

- Elected primary election, SB 249, SB 548.
- Rules, regulations, duties, SB 522.
- Rural precincts, deputy registrars, SB 270.
- Election officers, appointment procedure, SB 521.
- Officers, elections, voting record check list, HB 437.

Precinct Committeemen: (see "Political Parties")**President of the Senate:****Certify**

- Employees' payroll, secretary, resolution Nos. 6, 32, 38.....pp. 65, 979, 981
- Senate expenditures, secretary, resolution Nos. 6, 32, 34.....pp. 65, 979, 980
- Chamber, committee rooms, use, resolution No. 32.....p. 980
- Cherberg, John A., opens thirty-eighth session.....p. 3

Committee appointments

- Conferencepp. 961, 962
- Specialpp. 5, 13, 15, 16, 17, 37, 43, 73, 97, 107, 112, 153, 167, 174, 187, 208, 218, 238, 247, 249, 284, 297, 356, 360, 375, 432, 457, 460, 472, 480, 508, 550, 556, 609, 654, 679, 682, 703, 713, 717, 733, 978, 984.
- Standingpp. 28, 29, 59
- Former, courtesies senate extended, resolution No. 2.....p. 13
- Presentation drawings, Senator Ernest W. Lennart.....p. 682
- Privilegepp. 708, 733
- Rulings: (see "Rulings of the President")

President Pro Tempore:

- Raugust, W. C., nominated.....p. 6
- Riley, Edward F., nominated, elected, oath of office administered.....pp. 6-8

President, Temporary:

- Cowen, David C., nominated, elected, oath of office administered.....pp. 8, 9
- Lennart, Ernest W., nominated.....p. 8

Primary Elections: (see "Elections")**Printing:**

- Counties, bids, maximum rate change, SB 166, Sub SB 166.

Legislative

- Appropriation, *SB 77, Ch. 1.

Journals

- Format provision repealed, SB 449.
- Session laws, indexing, *SB 77, Ch. 1.

Prison Terms and Paroles: (see also "Parole")

- Board members, governor's appointment, referrals, confirmations.....pp. 229, 730, 731, 741-743
- Probation, presentence report, defense attorney, review required, SB 60.

Prisoners: (see also "Crimes and Criminal Procedure")

- Detainers, reciprocal uniform agreement, HB 101.
- Probation, presentence, defense attorney, review required, SB 60.
- Workmen's compensation payments suspended, HB 469.
- Women, correctional institution established, Medical Lake, SB 31.

Probate:

- Banks, trust companies, bond exempted, *HB 227, Ch. 46.
- Creditor claims, court allowance, rejection, provision, *HB 190, Ch. 43.

Estate**Appraisers**

- Appointment, fees, SB 109, Sub HB 157.
- State appointment, fees, SB 321.
- Valuation adjustment, federal appraisal, inheritance taxation, SB 113.

Probate—Continued

- Executors, administrators, nonresidents barred, reciprocity required, SB 2.
- Guardians, property exchanges permitted, SB 280.
- Homestead inheritance, value limits increased, *SB 52, Ch. 185.
- Inheritance tax, federal civil service annuity, SB 570.
- Joint tenancy, written instrument, interest created, SB 332, HB 391, SB 616.
- Minors inheritance, direct payment increase, SB 281.
- Notice
 - Guardian, minor, incompetent, posting provision, SB 71.
 - Real property sales, posting provisions, SB 71.
- Public assistance, old age recipients, lien recovery clause, SB 209, SB 305.
- Safe deposit box, access after death, provision repealed, SB 68.

Probation: (see also "Parole")

County

- Officers, services, state aid increase, *SB 146, Ch. 54.
- Services aid program, overpayment cancelled, *SB 147, Ch. 190.
- Division of probation and parole established, powers, duties, SB 385.
- Presentence report, defense attorney, review required, SB 60.
- Probationers, parolees, rehabilitation film, public showing, SB 466.

Professions:

- Service corporations, authorized, SB 461.

Property: (see also "Real Estate")

Assessment

- 50% average level, liquor, highway funds ratio computation, SB 224.
- Zoning, legislative council study, HCR 13.
- Cities and towns, leases, purchase options, provisions, *SB 295, Ch. 170.
- Condemned, eminent domain hearings, expert witness, attorney fees, SB 46.
- County inventory, report date changed, *HB 371, Ch. 108.
- Damage, beavers, authority, kill or trap, *Sub SB 81, Ch. 177, P. V.

Estate

- Appraisers, state appointment, fees, SB 321.
- Inheritance tax, adjusted federal appraisal, SB 113.
- Guardians, exchanges permitted, SB 280.
- Homesteads, value limits increased, *SB 52, Ch. 185.
- Inheritance tax, estate appraisers revisions, SB 109, Sub HB 157.
- Joint tenancy, written instrument, interest created, SB 332, HB 391, SB 616.

Personal

- Attachment, exemption amended, SB 53.
- Private, entry, state authority, fire protection, *HB 249, Ch. 100.
- Public hospital districts, surplus, disposition, *HB 319, Ch. 102.

Tax

- Foreclosure proceedings, code correction, *SB 51, Ch. 8.
- Nonprofit homes for aged, exempt, SB 356.
- Rolls, delivery provision change, SB 192.
- Timberlands, valuation, assessment computation, *SB 349, Ch. 249. Not Signed.
- Valuation, 50% true value assessment required, SB 223.
- Waterfront, third class cities, leases, powers increased, *SB 448, Ch. 155.

Property—Personal:

- Eminent domain, moving cost provisions, SB 533.

Merchandise

- In transit, time limit repealed, SB 80.
- Manufacturer's transit, sales tax exemption repealed, SB 226.
- Military personnel, outside state purchases, use tax exempt, SB 194.
- Municipal corporations, government function, use tax exempt, SB 212.
- Retail installment contracts, regulations, SB 415, *Sub SB 415, Ch. 236, Sec. 11, P. V.
- Soil, water conservation districts, tax exempt, *SB 251, Ch. 179.

Tax

- Assessment rolls, publication requirements, modified, *HB 139, Ch. 94.
- Sales, redemption provision, *HB 135, Ch. 88.

*(Asterisks indicate bills passed by both Senate and House.)

Property—Real:

- Abandoned, foreclosure, sheriff's sale, absolute title, *SB 57, Ch. 34.
- Alien ownership, restriction repealed, SJR 5.
- Cities, towns, annexations, zoning restrictions, SB 554.
- Condominium, horizontal property regimes created, regulations, *SB 4, Ch. 156.
- Counties, abandoned roads, easement rights, retained, SB 304.
- Deeds of trust law established, HB 137.
- Diking, drainage districts, surplus property sales provisions, SB 178.
- Discrimination, sales, rentals, prohibited, SB 55.
- Disposition, intergovernmental, federal government included, SB 162.
- Eminent domain, personal property, moving cost provisions, SB 533.
- Hospital districts, surplus property, sales authorized, *HB 319, Ch. 102.
- LID's, cost liability removed, SB 18.
- Natural resources department acquisition, control, access rights, *SB 155, Ch. 140.
- Natural resources officials, forestry duties, all lands, waters, entry authorized, *HB 249, Ch. 100.
- Personal, municipal conditional contracts, *HB 105, Ch. 92.
- Plats
 - Filing deposit increased, *HB 98, Ch. 66.
 - Proposed, subdivisions, hearings, *HB 146, Ch. 245.
- Port districts, industrial development, sale, hearings, *SB 64, Ch. 138.
- Probate sales, notices, posting provisions, SB 71.
- Public
 - Assistance, old age recipients, lien recovery clause, SB 209, SB 305.
 - Conveyance, filing, grantees' expenses, *HB 29, Ch. 49.
 - Savings and loan associations, investments, loan, maximums increased, *SB 390, Sec. 8, P. V.
 - School districts, sale, purchase authority, value increased, *HB 320, Ch. 67.
 - Soil and water conservation districts, tax exempt, *SB 251, Ch. 179.
- Tax
 - Appeals, filing, procedures, SB 198.
 - Foreclosure proceedings, code correction, *SB 51, Ch. 8.
 - Refunds, unclaimed, transfers, *HB 530, Ch. 114.
 - Sales, redemption provision, *HB 135, Ch. 88.
- Taxes
 - Assessment rolls, publication requirements, modified, *HB 139, Ch. 94.
 - Certain exemptions, age 65, authorized, SB 397, SB 566.
 - Delinquent, redemption provisions, *HB 135, Ch. 88.
- Timberlands, valuation standards, *SB 349, Ch. 249.
- Title, federal court actions, notice requirement, *SB 62, Ch. 137.
- Towns, joint cemetery property acquisition, operations, SB 366.
- Urban renewal, transfer proceedings, SB 93.

Prosecuting Attorneys:

- County employees, actions, representation required, SB 574.
- Nonsupport
 - Contempt of court proceedings, prosecution, SB 319.
 - Investigation, prosecution duties, reciprocal enforcement, SB 347, *HB 200, Ch. 45.

Protests, Explanation of Votes: (see "Members")**Public Assistance:**

- Advisory
 - Committee, child welfare, blind, medical care subcommittees, SB 515.
 - Members, governor's appointments, referral, confirmation, pp. 112, 170, 256-259
 - Council on aging, established, SB 476, HB 474.
- Applicants, vocational rehabilitation refusal, aid denied, HB 240.
- Blind, vending stands, public property preference, *SB 225, Ch. 144.
- Claims, fraudulent, lien recovery provision, SB 437.
- Committee abolished, authority transfer to director, HB 74.
- Community work, training program, all recipients' employment, Sub HB 76.

Public Assistance—Continued**Dependent children**

- Aid grants, income savings permitted, *HB 351, Ch. 226.
- Support enforcement, SB 275, SB 541, *Sub SB 275, Ch. 206, *HB 514, Ch. 228.

Director Leonard Hegland, governor's appointment, referral, confirmation...
pp. 96, 170, 255

Medical

- Assistance for aged, federal state compliance, *SB 525, Ch. 211.
- Care advisory committee created, SB 515.
- Federal funds, qualification, SB 516.

Old age recipients, recovery, lien clause, SB 209, SB 305.

Recipients

- Residency requirements, emergency grants, SB 124.
- Subversive activity oath required, SB 447.
- Surplus commodities, sales, gifts prohibited, *HB 253, Ch. 219.

Surplus commodity distribution, expiration date repealed, *HB 253, Ch. 219.

Tax levies, authorized, millage re-allocated, SB 206.

Vocational rehabilitation, nondisabled, *HB 75, Ch. 118.

Publications: (see also "Newspapers")

Reapproval, termination date, established, SB 325.

Obscene material

- Court jurisdiction, definition, SB 74.
- Review board created, evaluations, duties, SB 191.
- Sales to minors, gross misdemeanor, SB 179.

Public agencies, subscription provisions, *HB 584, Ch. 116.

State

- Library distribution center established, *HB 389, Ch. 233.
- Treasurer's general fund report, date changed, SB 609.

Tax assessment rolls, requirements modified, *HB 139, Ch. 94.

Town budget estimates, requirement eliminated, SB 22.

Washington state tourist magazine, SB 420, SCR 7.

Public Defenders: (see "County Officers")**Public Documents:**

- Essential records, reproduction, preservation, *HB 33, Ch. 241, P. V.
- State distribution center created, *HB 389, Ch. 233.

Public Lands:

- Acquisition, certain departments, priority rights, SB 230.
- Centralia, easement, street purposes, *SB 416, Ch. 81.
- Clam cultivation lands, leases, acreage limitation removed, *SB 610, Ch. 79.
- Conveyance, filing, grantees expense, *HB 29, Ch. 49.
- Disposition, intergovernmental, federal government included, SB 162.
- Game commission range lands, county tax assessments, payments, SB 605.
- Grazing land, cooperative agreements authorized, *HB 248, Ch. 99.
- Juvenile correction school, establish, construct, Echo Lake, King County, *SB 32, Ch. 165.
- LID, other improvements, assessment changes, *SB 115, Ch. 20.
- Olympic national park, state, federal timberland exchange, *SB 154, Ch. 53.
- Shellfish, tidal water beds, leases, provisions, HB 533.
- Shorelands
 - Lake Union, transferred University of Washington, *HB 368, Ch. 71.
 - Second class, sales jurisdiction transferred, SB 153.
- State recreational areas, bordering waters, designation, *SB 544, Ch. 212.
- Timber sales, foreign export prohibited, SB 266.
- University of Washington grants, income, fund allocation, bond retirement, *SB 409, Ch. 216.
- Washington State University, sales, leases, authorized, *SB 168, Ch. 78.
- Watersheds
 - Public recreation use, committee study, SCR 13.
 - Water, recreation, public use permitted, SB 193.

*(Asterisks indicate bills passed by both Senate and House.)

Public Officials: (see "Officials")**Public Utilities:**

- Cities, towns, utility LID authorized, SB 268.
- Companies, excess earning rate, petition investigation, SB 363.
- Districts
 - Electric, in-lieu tax payment, school district equalization fund penalty, SB 599, SB 600.
 - Motor vehicles, privilege tax, levy, SB 460.
 - Revenue obligations, funding, refunding provisions, SB 405.
 - Title only, SB 611.
- Electric
 - Facilities, cities, distribution outside city limits, county tax contracts permitted, SB 250.
 - Transmission line placement request, posting requirement repealed, SB 602.
- Employees, collective bargaining rights, *SB 233, Ch. 28.
- Franchises, highways, hearing notices, *HB 343, Ch. 70.
- Natural gas, underground storage permitted, *SB 464, Ch. 201.
- Public service companies
 - Rate hearings, public counsel, appointment, SB 357.
 - Regulations, fees amended, *SB 343, Ch. 59.
- Water
 - First class counties, bordering Puget Sound, sales to third class cities, towns, *Sub SB 228, Ch. 196.
 - Systems
 - Sales, cities, towns authorized, SB 228.
 - Sewer system operation authorized, SB 245, *HB 417, Ch. 111.

Public Works:

- Agricultural experiment substation, additions, Wenatchee, SB 117.
- Contractors, improper influence, contract solicitation unlawful, SB 396.
- Contracts
 - Amount withheld, reduced, job repayments accelerated, *SB 182, Ch. 238, Sec 1, P. V.
 - Public construction over \$2500, competitive bids required, SB 181.
- Projects, apprentices, hourly wage requirement, *HB 119, Ch. 93.
- Public assistance relief program recipients, employment, Sub HB 76.

Publications: (see also "Newspapers")

- Advertising, constitutional amendment proposals, maximum rates established, SB 259.
- Cities, towns, charters, constitutional amendment proposal, requirement, SJR 7.
- Lake, water level, petition requirement removed, *HB 153, Ch. 243.
- Legal
 - Notices, rate basis changed, SB 165, Sub SB 165.

Puget Sound:

- Canal feasibility study, Hood Canal, Grays Harbor, SB 614.
- Ferry system, toll bridge authority, ferry charters, lease, lease-purchases, authorized, SB 203.
- Naval shipyard, USS Missouri permanent berth, SJM 6.
- Reserve account, excess funds, ferry system allocation, SB 130.

Purchasing:

- Agencies, third class cities, cemetery, fire protection districts, established, *HB 384, Ch. 72.
- Cemetery districts, joint, authorized, *HB 459, Ch. 112.
- Conditional sales, municipal authority increased, *HB 105, Ch. 92.
- County hospital agents, authorized, SB 549.
- Fire protection districts, conditional sales contracts, authorized, HB 329.

Puyallup:

- Highway, secondary No. 5G to McChord Air Force Base, reconstruction, SB 252.

*(Asterisks indicate bills passed by both Senate and House.)

Queen City Broadcasting Company:

Commendation on program "To Make a Bill," resolution No. 17.....p. 491

Radioactive Materials:

Manufacturing, transportation, utilization, license provisions, SB 324.
Radiation provision, pure food and drug act, *SB 262, Ch. 198.

Railroads:

Belt line, cities and towns acquisition, disposals, authorized, SB 414.
Grade crossings, certain motor vehicles, control signal provisions, *HB 538, Ch. 125.
Regulations, fees, amended, *SB 343, Ch. 59.

Raugust, W. C.:

President pro tempore, nominated.....p. 6

Real Estate: (see also "Property—Real")

Brokers, salesmen, licensing revision, board revised, administrator appointed, HB 8.
Cities

Third class, acquisition powers, *SB 448, Ch. 155.

Towns, long term lease, purchases, *SB 295, Ch. 170.

Discrimination, sales, rentals, prohibited, SB 55.

Doors, glass, safety, new, remodeled buildings, required, *SB 76, Ch. 128.

Mortgage foreclosure, abandoned property, *SB 57, Ch. 34.

Plats, subdivisions, proposed, hearings, *HB 146, Ch. 245.

Road improvement districts, assessments, *HB 385, Ch. 84.

Savings and loan associations, investments, loans, maximum increased, *SB 390,
Ch. 246, Sec. 8, P. V.

Taxes

Notices, treasurer's publication, *HB 139, Ch. 94.

Unclaimed refunds, transfer, *HB 530, Ch. 114.

Water, sewer, facilities, private construction contracts permitted, SB 189.

Reapportionment:**House of representatives**

Number increased, county population, apportionment provisions, Sub HJR 9.

One per county minimum, SJR 6.

Legislative

Districts, HB 436, SB 625, SB 626.

Title only, SB 627, SB 628, SB 629, SB 630.

Federal, court jurisdiction prohibited, HJM 18.

Units established, membership increased, SJR 20.

Redistricting survey, committee appointed, resolution No. 12.....p. 169

Reciprocal Legislation:

Columbia interstate compact, ratification, HB 43, SB 207.

Executors, nonresident, administrators barred, reciprocity required, SB 2.

Fishing

Licenses, commercial, Columbia river, *SB 338, Ch. 171.

Salmon, commercial, international waters, gear regulations, *HB 404, Ch. 234.

Industrial insurance conflict of jurisdiction, agreements, *SB 314, Ch. 29.

Motor vehicles**Commercial**

Fleets, regulations, *Sub HB 360, Ch. 106.

Interstate uniform information forms, *SCR 5.

Uniform act, *Sub HB 360, Ch. 106.

Drivers' licenses, interstate compact, *HB 144, Ch. 120.

Prisoner detainers, uniform agreement, HB 101.

Students, elementary, out of state, reciprocity program, *HB 228, Ch. 47.

Support act law strengthened, SB 347, *HB 200, Ch. 45.

*(Asterisks indicate bills passed by both Senate and House.)

Records:

- Court, inactive, destruction provisions, SB 7.
- Microfilm, public documents, essential, preservation, *HB 33, Ch. 241, P. V. Public
- Meetings, access rights, SB 204, SB 561.
- State distribution center created, *HB 389, Ch. 233.

Reclamation Districts: (see "Irrigation Districts")

Recreation: (see "Parks and Recreation," also "Sports")

Reforestation: (see "Forestry")

Regional Planning:

- Commerce and economic development department, responsibilities broadened, *SB 313, Ch. 161.

Rehabilitation: (see also "Vocational Education")

- Division, gifts, grants, acceptance, disbursement permitted, *SB 581.
- Irrigation districts, navigable water, power rights, *Sub HB 261, Ch. 221.
- Independent living program, grant restriction removed, HB 539, *SB 556, Ch. 134.
- Vocational
 - Additional funds, gifts, grants, bequests, *SB 581, Ch. 135.
 - Handicapped, nondisabled, definition broadened, *HB 75, Ch. 118.

Religions:

- Sabbath observance, all religions, labor provisions, SB 131.

Resolutions: (see also "Joint and Concurrent" in History Index)

Allied daily newspapers, expressing thanks, No. 28.....	p. 966		
Associated, United press, continuous use space, No. 37.....	p. 981		
Association of Washington industries, appreciation, thanks, No. 30.....	p. 967		
Bills, memorials, resolutions indefinitely postponed, No. 35.....	p. 981		
Boeing company, international association machinists, settle labor dispute, No. 24	p. 847		
Bumping lake reservoir project, legislation requested, No. 25.....	p. 937		
Catholic children's service, twenty-fifth anniversary commendation, No. 16.....	p. 441		
Columbia basin contract repayment, commending secretary interior, No. 10.....	p. 140		
Discrimination, housing, city of Seattle, resolution, No. 19435.....	p. 75		
Forty-mill tax limitation liberalization, No. 3.....	pp. 29, 30		
Franklin high, Gonzaga preparatory, Washington interscholastic activities association commended, No. 14.....	p. 398		
Governor's partial veto asked on SB 360, No. 21.....	p. 797		
Heart month, February proclaimed, No. 11.....	p. 144		
House notified senate <ul style="list-style-type: none"> Adjournment Sine Die, No. 36.....	p. 981	pp. 13, 15	
Hurley, John M., recognition, thanks expressed for service, No. 19.....	p. 654		
Jackson, Waldo A., commended, song "This is Washington," No. 27.....	p. 944		
KING-TV commended, revenue and taxation program, No. 22.....	p. 845		
Legislative <ul style="list-style-type: none"> Council, study joint Alaska-Washington commission, salmon, No. 39.....	p. 982	p. 979	
Lennart, Senator Ernest W., Abraham Lincoln commemoration address, No. 13	p. 227		
Oregon state, Olympic games, 1968, support, No. 20.....	p. 733		
Pierre, George, recommended, United States commissioner Indian affairs, No. 26	p. 943		
Postage allowance, members, officers, No. 4.....	p. 59		
Public Law 874, asking governor funds be directed to intended use, No. 23.....	p. 846		
Queen city broadcasting company, John B. Hughes, commendation, program, "To Make a Bill," No. 17.....	p. 491		

*(Asterisks indicate bills passed by both Senate and House.)

Resolutions—Continued

Reapportionment, redistricting survey, committee appointed, No. 12.....	p. 169
Rock Springs project consideration, federal power commission, No. 9.....	p. 132
Seattle university, commendation, basketball team, No. 7.....	pp. 83, 121
Secretary of senate	
Attendance national legislative conferences, No. 33.....	p. 980
Monthly interim salary, No. 38.....	p. 982
Preparation thirty-ninth session, No. 38.....	p. 981
Senate	
Chamber, committee rooms, permission for use, No. 32.....	p. 980
Completion session work, secretary, sergeant at arms, No. 32.....	p. 979
Courtesies extended, former presidents, members, secretaries, No. 2.....	p. 3
Custody, security, chamber, committee rooms, No. 32.....	p. 979
Expenditures approved, president, secretary, No. 6, No. 32, No. 34, No. 38	
..... pp. 65, 979, 980,	982
Flowers, expressing sympathy, bereavement senator's family, No. 32.....	p. 980
Journal completion, secretary, No. 32.....	p. 979
Special, next regular session, compensation, secretary, sergeant at arms,	
No. 38	p. 983
Warrants, treasurer issue, payment salaries, expenses, No. 6, No. 32, No. 38	
..... pp. 65, 980,	982
Washington research council, appreciation, thanks, No. 29.....	p. 966
Water pollution control research, No. 15.....	p. 441
Western Washington state college campus school research methods, techniques,	
teaching or reading, No. 18.....	p. 620
Whitestone reclamation project rehabilitation, No. 5.....	p. 65
Wills, Maury, distinguished citizen award, No. 8.....	p. 118

Retail Stores:

- Employees, industrial insurance coverage, SB 255.
- Installment sales, regulations, service charges, *Sub SB 415, Ch. 236, P. V.

Retirement: (see also "Pensions")**Cities, first class**

- Compensation increased, *HB 72, Ch. 91.
- Employees, benefits increased, *HB 72, Ch. 91.

Judges, superior

- Court, civil action filing fees increased, fund allocation, SB 612.
- Supreme court, payments, age provisions, SB 557.

Police

- City harbor department employees, transfer, *SB 500, Ch. 82.
- Escalator clause repealed, SB 442.

Public

- Employees, public employment restrictions, SB 359.
- Systems, investment powers increased, SB 407.

School noncertified employees, state coverage, HB 62, SB 329.**State employees' system**

- Accrued sick leave, longevity, benefits, SB 445.
- Administration, judges, volunteer firemen, state patrol systems, SB 408.
- Basic service pension repealed, *Sub HB 299, Ch. 225.
- Board director appointed, *SB 309, Ch. 174.
- Certain advance notice requirements, waived, SB 184.
- College nonacademic, employees, coverage, SB 364.
- Corporate bond investments authorized, *SB 309, Ch. 174.
- Costs itemized, departmental budgets, HB 270.
- Delinquent contributions, payment provisions, SB 387.
- Employers, contributions, nonpayment, billing, *HB 100, Ch. 126.
- Liquor vendor agents excluded, SB 183, *SB 497, Ch. 210.
- Re-employment, military service credit, SB 318.

State patrol, minimum age raised, provisions amended, *HB 281, Ch. 175.**Teachers**

- Funds, mortgage investment, membership, death benefit provision, SB 562.
- Triennial examination repealed, *HB 61, Ch. 9.

*(Asterisks indicate bills passed by both Senate and House.)

Revenue and Taxation Program:

KING-TV commended, resolution No. 22.....p. 845

Revised Code of Washington: (see also "Code")

- Banks and trust companies, mutual savings banks, provision deleted, SB 35.
- Counties, reenact Title 36, *SB 47, Ch. 4.
- Electrical construction, repeal, SB 454.
- Industrial insurance, correction, *SB 49, Ch. 6.
- Insurance, amendatory provisions, *SB 202, Ch. 195.
- Property tax, correction, *SB 51, Ch. 8.
- Public assistance, amendments, *HB 514, Ch. 228.
- School directors, powers, 1961 Acts amendments, re-enacted, *SB 48, Ch. 5.
- Tax, excise, correction, *SB 50, Ch. 7.
- Uniform commercial, enacted, HB 129.

Richland-Vernita:

Toll bridge, study, approaches, financing, *SB 243, Ch. 197.

Richfield:

Highway, secondary No. 1T, to Vancouver, relocation extension, stockpiling provisions, *SB 51.

Riley, Edward F.

President pro tempore, nominated, elected.....pp. 6-8

Riparian Rights:

Lake levels, petition, notice requirements revised, *HB 153, Ch. 243.

Ritzville:

Highway, secondary No. 4B, to Odessa, established, SB 429.

Rivers and Streams:

- Flood control, channels, abandoned, conveyed to county, *HB 28, Ch. 90.
- Skagit river by-pass project, flood control, study, *HCR 10.

Roads: (see also "Highways")

Access, state timber, *SB 155, Ch. 140.

Counties

- Abandoned, easement rights, retained, SB 304.
- Road program board created, road classification, SB 545.

Districts

- City, town, annexation, fund transfer, SB 227.
- Improvement, all counties, created, *HB 385, Ch. 84.

- Military, civil defense facilities, discontinuance, replacement, provision, SB 443.
- Natural resources department acquisition, control, access rights, *SB 155, Ch. 140.

Rockets:

Model engines, standards, SB 490.

Rock Springs Project:

Federal power commission consideration, resolution No. 9.....p. 132

Rose, Robert:

Commerce and economic development director, governor's appointment, referral, confirmationpp. 95, 473,951

Rules:

Senate

Permanent amended, adopted.....pp. 189-200, 356

Temporary

- Adoptedp. 13
- Amendment to 58.....pp. 18, 29, 34, 52, 56, 59, 64

*(Asterisks indicate bills passed by both Senate and House.)

Rules and Regulations:

- Contested cases, witnesses, subpoenas, provisions, SB 378.
- Legislative review provisions, rules, regulations, SB 59, *Sub SB 59, Ch. 186.
- Legislators, bulletins, compilations, state agency rules, copies provided, SB 345.

Rulings of the President:**Absentees**

- Call of senate, excused members returned, suspension of rules
 - necessary pp. 916, 917
- Excused until return to senate chamber..... p. 222

Amendments

- Additional to group adopted, take course new matter..... p. 650
- Amended, another entertained subsequent to vote..... p. 756
- Committee report, out of order..... pp. 564, 922
- Debate limited by majority vote..... pp. 810, 931
- Germane, scope and object of bill not enlarged..... pp. 384, 681

Joining

- Majority adopt motion to consider more than one concurrently..... p. 650
- Read subsequent to motion..... p. 650
- Lay on table, in order under suspension of rules..... p. 613
- Negative decision, cannot be renewed..... p. 684
- Particular considered, point of order permitted..... p. 614
- Reading dispensed with, suspension of rules required..... p. 650
- Reconsideration in order following working day if bill held over..... p. 536
- Reoffered after bill changed by further amendments adopted subsequently,
 - in order..... p. 661
- Scope and object enlarged, not germane..... pp. 392, 819, 890
- Suspension of rules, out of order..... p. 406

Appeal Decision of Chair

- Members may speak only once..... p. 394
- Remarks confined pp. 393, 394

Bills**Committee report****Received**

- Referred to rules committee without further action unless
 - ordered otherwise p. 923
- Rejection leaves before the senate..... p. 922
- Constitutionality not decided by presiding officer..... p. 785
- Final consideration, properly before body..... pp. 786, 920
- Indefinite postponement, debate in order..... p. 290

Reconsideration**Immediately**

- Carried, further notice out of order..... p. 693
- Precedence over all motions, except motion to adjourn..... p. 692
- Places on third reading..... p. 319
- Rule 61 suspended by majority vote after forty-ninth day..... p. 617
- Scope and object enlarged, point of order decided on contents, not title... p. 890
- Special order of business, in order at time specified..... p. 319

Business

- Special order, considered at time specified..... p. 319

Call of Senate

- Dispense, in order under roll call of senate, but not under roll call
 - on a question..... p. 747
- Excused members, requires suspension of rules to return..... pp. 916, 917
- Proceed subject to roll call, in order..... pp. 746, 747

Committees

- Commit without instructions, not debatable..... pp. 42, 490
- Conference report adopted, position of senate maintained, roll call
 - not necessary p. 974

Report

- Amended, out of order..... p. 564
- Clerical error correction, permitted by consent of senate..... pp. 925, 926
- Debate in order on proper..... p. 925

*(Asterisks indicate bills passed by both Senate and House.)

Rulings of the President—Continued

Committees—Continued

Report—Continued

- Received, bill referred to rules committee without action unless ordered otherwise p. 923
- Rejected, bill remains before senate..... p. 922

Consideration, question of

- Applies to motion, not matter contained therein..... p. 323
- Debate begun on main motion, in order..... p. 323
- In order after motion read..... p. 322

Constitutionality

- Bill or resolution, not decided by presiding officer..... p. 785

Debate

- Amendments, limited by majority vote..... pp. 810, 931
- Begun on main motion, question of consideration in order..... p. 323
- Commit, without instructions, out of order..... pp. 42, 490
- Confined to motion before the body..... pp. 328, 329
- Indefinite postponement, in order..... p. 290
- Previous question demanded, sustained, out of order..... p. 501
- Proper committee report, in order..... p. 925
- Rebuttal not permitted, did not ensue..... p. 345
- Suspension of rules, not permitted..... p. 150

Decorum

- Members conduct themselves..... p. 932

Discussion

- Colloquy out of order..... p. 785

Division

- Question, made upon call without motion..... p. 918

Election

- Officers, roll call necessary..... p. 10

Indefinite postponement

- Debate in order..... p. 290

Members

- Absent from roll call
 - Call of senate, excused, suspension of rules necessary to return... pp. 916, 917
 - Excused until return to senate chamber..... p. 222
- Appeal decision of chair
 - Remarks confined pp. 393, 394
 - Speak once only..... p. 394
- Conduct themselves with decorum..... p. 932
- Personal privilege
 - Confined to rebuttal..... p. 591
 - Derogatory remarks, rebuttal confined..... p. 502

Motions

- Additional in order, suspension of rules divided..... p. 406
- Amendments laid on table, in order under suspension of rules..... p. 613
- Commit without instructions, not debatable..... pp. 42, 490
- Debate confined pp. 328, 329
- Positive placed before negative..... pp. 481, 908
- Question of consideration, applies to motion not matter contained therein. p. 323
- Read, question of consideration in order..... p. 322
- Recess, cannot be laid on table..... p. 927
- Suspension of rules, debate not permitted..... p. 150
- To lay on table
 - Cannot be reconsidered when decided in affirmative..... p. 928
 - Main object not taken..... p. 921
 - Must be acted upon..... p. 924

Order of business

- Bills reported from committee, referred to rules committee without action unless ordered otherwise..... p. 923
- Special, in order at specified time..... p. 319

Personal privilege

- Rebuttal confined pp. 502, 591
- Remarks confined..... p. 151

Rulings of the President—Continued

Point of order	
Decided on contents of body of bill, not title when scope and object enlarged	p. 890
Raised	
Further proceedings out of order until matter determined.....	p. 614
Only at such times as particular amendments are being considered....	p. 614
Remarks confined	pp. 381, 681, 914
Rebuttal	
Debate did not ensue, not permitted.....	p. 345
Derogatory remarks, only on personal privilege.....	p. 502
Recess	
Motion cannot be laid on table.....	p. 927
Reconsideration	
Amendment, in order on following working day when bill held over.....	p. 536
Bill placed on third reading.....	p. 319
Carried immediately, further notice out of order.....	p. 693
Immediately, precedence over every other motion except to adjourn.....	p. 692
Out of order, motion to lay on table decided in affirmative.....	p. 928
Reference	
Committee report received, sent to rules committee without action unless otherwise ordered	p. 923
Without instructions, not debatable.....	pp. 42, 490
Remarks	
Appeal decision of chair, confined.....	pp. 393, 394
Personal privilege, confined.....	p. 151
Point of order, confined.....	pp. 381, 681, 914
Decorum observed	p. 932
Roll call	
Call of senate	
Motion to dispense, in order under roll call of senate but not under roll call on question.....	p. 747
Motion to proceed subject to, in order.....	pp. 746, 747
Conference committee report adopted, position of senate maintained, not necessary	p. 974
Election of officers, necessary.....	p. 10
Senate	
Authority as legislative body, to do whatsoever it pleases in the matter of legislation.....	p. 798
Permission, correct clerical error.....	pp. 925, 926
Position maintained, adopted conference committee report without roll call	p. 974
Power to issue subpoenas.....	p. 321
Special Order of Business	
Considered at specified time.....	p. 319
Subpoenas	
Senate power to issue.....	p. 321
Suspension of Rules	
Absent, excused member, required to return.....	pp. 916, 917
Amendments, reading dispensed.....	p. 650
Motion for	
Cannot be amended.....	p. 406
Debate not permitted.....	p. 150
Divided, additional motion in order.....	p. 406
Lay all amendments upon table, in order.....	p. 613
Majority vote after forty-ninth day, rule 61.....	p. 617
Two-thirds majority required.....	p. 922
Vote	
Amendments joined, majority adopt motion, consider more than one concurrently	p. 650
Majority limits debate.....	pp. 810, 931
Suspension of rule 61, majority, after forty-ninth day.....	p. 617
Two-thirds majority, suspension of rules.....	p. 922

*(Asterisks indicate bills passed by both Senate and House.)

Safe Deposit:

Access after death provision repealed, SB 68.

Safety: (see also "Traffic Control")

Automobile seat belts, compulsory, *HB 21, Ch. 117.

Boat operations, regulations, SB 102, HB 481.

Buses, minors transportation, state standards required, SB 534.

Division, ventilation, sanitation provisions, personnel assignment, *HB 286, Ch. 62.

Doors, glass, sliding, requirements, *SB 76, Ch. 128.

Electrical installations, code amendments, *SB 370, Ch. 207.

Extrahazardous employment, all industries, labor and industry standards, requirements, SB 615.

Model rocket engines, standards, SB 490.

Motor vehicles, equipment

Compact, *SB 141, Ch. 204.

Standards, lights, brakes, regulations, *SB 424, Ch. 154.

Underground

Construction, fuel burning equipment, restriction removed, SB 504.

Employees, shift limitations, decompression regulations, repeal, *HB 359, Ch. 105.

Salaries:

Apprentices, public work projects, hourly wage requirement, *HB 119, Ch. 93.

County elective officers, increase, *SB 6, Ch. 164.

Garnishment exemptions increased, *SB 54, Ch. 13.

High school students, theater work, minimum wage provision, SB 558.

Mining inspectors, jurisdiction provisions, SB 524.

Motor vehicle equipment safety compact adopted, *SB 141, Ch. 204.

Officials, appointive, third class cities, limitations removed, SB 45.

Pay period, monthly maximum established, SB 518.

Sewer district employees, general fund disbursement, authorized, HB 456.

State

Militia, generals, established, HB 565.

Officials, certain elective, increase, SB 542.

Superior court pro tempore judges, increased, SB 568.

Town marshals, police justices, limitation removed, SB 36.

Women, men, equality, employer notification, HJR 21.

Sales:

Credit, maximum interest rates established, SB 559.

Fireworks, prohibited, SB 410.

Foods, kosher, regulation, SB 470.

Gasoline, price signs, size, posting, regulations, SB 97.

Liquor, University of Washington restricted area, repealed, *SB 164. Vetoed.

Livestock, public permits, licenses, regulations, HB 204.

Pistols, permits, licenses, provisions, *SB 271, Ch. 163.

Property tax, redemption provisions, *HB 135, Ch. 88.

Retail

Below cost, quantity limitation prohibited, SB 248.

Installment contracts, regulations, SB 415, *Sub SB 415, Ch. 236, Sec. 11, P. V.

Sunday, prohibited, exceptions, SB 175.

Taxes, vending machines, percentage, gross receipts, *HB 53, Ch. 244.

Salesmen:

Liquor, retail licensee calls permitted, SB 467.

Real estate

Examinations, licensing revision, HB 8.

Sales, rentals, discrimination prohibited, SB 55.

Sales Tax: (see "Taxes")**Sandison, Gordon:**

Western interstate commission higher education member, governor's

appointment, confirmationpp. 111, 112

*(Asterisks indicate bills passed by both Senate and House.)

Savings and Loan Associations: (see also "Banks and Banking")

- Application, investigation, fee increase, *SB 390, Ch. 246, P. V.
- Investment reserves, loans, administration, amendatory provisions, *SB 390, Ch. 246, P. V.

Scenic Areas:

- Highways, certain areas, designation, Sub HB 312.

Scholarships:

- College, competitive, appropriation, established, SB 572.

School Districts:**Bonds**

- Indebtedness, assessed valuation base increased, SB 502.
- Permanent school fund guarantee, SJR 14.

Building**Construction**

- Electric PUD in-lieu tax payment, equalization fund, penalty, SB 599.
- Fund allocation, bonds, excess levies, SB 546.
- Leases, options to purchase, HB 512.

Buses

- Activity use authorized, *SB 48, Ch. 5.
- Personal injury insurance authorized, SB 535.

Cities

- First class, newly organized, school district organization exemption, SB 106.
- Towns, annexed areas, petition to join, *SB 419, Ch. 208.

Community colleges, student potential, numerical requirement, SB 138.

Consolidation proceedings, authority transferred, SB 110.

Debt limits increased, SB 550.

Directors

- County, state superintendent, 1963 primary election suspended, SB 28.
- 1963 primary election suspended, first class cities, SB 1.
- Numbered position required, *HB 181, Ch. 223.

Discipline, board directors jurisdiction, *SB 48, Ch. 5.

Driver education courses, traffic violation fines, financing, SB 111, *HB 94, Ch. 39.

Election date change

- March, even-numbered years, SB 372.
- Odd-numbered years, *Sub SB 356, Ch. 200.

Electric PUD in-lieu tax payment, equalization fund penalty, SB 600.

Employees

- Certified, leave of absence, regulations, *SB 48, Ch. 5.
- Hospitalization, medical aid provisions, *HB 6, Ch. 75.
- Noncertified, sick leave benefits, *HB 349, Ch. 104.
- Tax deferred annuities, permitted, SB 282.

Insurance, health, accident, students, employees, payment permitted, Sub HB 91.

Joint, federal forest revenue, county distribution, SB 317.

Nonhigh, secondary programs, establishment provisions, *HB 83, Ch. 33.

Property, real, acquisition

- Eminent domain, provisions, *HB 131, Ch. 41.
- Sales authority, value increased, *HB 320, Ch. 67.

Psychological testing, students, public school, policy, consent, regulation, SB 300.

Publication, magazine subscription provisions, *HB 584, Ch. 116.

Research services, membership, purchase, authorized, *HB 216, Ch. 30.

Seattle No. 1, parental school properties, state purchase, SCR 15.

Secondary Type I programs, vicinity community colleges, certain prohibition, SB 150.

Site changes, building removal, second class districts, restriction repealed, *HB 230, Ch. 61.

State capitol construction commission established, long range pay-as-you-go construction, facilities planning, SB 601.

Students

- Elementary, out-of-state, reciprocity program, *HB 228, Ch. 47.
- Unpaid, on-the-job program, industrial insurance coverage, SB 197.

*(Asterisks indicate bills passed by both Senate and House.)

School Districts—Continued**Tax levies**

Millage increase authorized, SB 206.

Multiple year, vote requirements, SJR 17.

Third class, uneconomic operation, dissolution procedure, exceptions, SB 274.

School Teachers: (see "Teachers")**Schools:**

Attendance, compulsory age increased, SB 67.

Barber, license fees, increased, regulations, requirement changes, SB 237.

Beauty culture, operators, managers, license provisions, SB 480.

Board of directors, powers, reenactment 1961 amendment, *SB 48, Ch. 5.

Boards, second class districts, building removal, site change, restriction repealed, *HB 230, Ch. 61.

Building construction

Fund allocation, bonds, excess levies, SB 546.

Standardized, SB 297.

Buses, activity use, charge authorized, *SB 48, Ch. 5.

Day training centers, institutions, expiration date repealed, *SB 30, Ch. 129.

Employees

Certified, leave of absence, regulations, *SB 48, Ch. 5.

Non-certified

Sick leave provisions, *HB 349, Ch. 104.

State retirement coverage, HB 62, SB 329.

Federal constitutional amendment, prayers, SJM 15.

High

Physical education courses, parental excuse request, repeal, *HB 303, Ch. 235, P. V.

School students, theater workers, minimum wage provision, SB 558.

State history, special instruction, out-of-state students, *HB 280, Ch. 31.

Nonhigh districts, secondary programs, regulations, *HB 83, Ch. 32.

Private, profit making, licensing, bonding, regulation, SB 450.

Public

Psychological testing, policy, consent, regulations, SB 300.

Student drop-outs, interim committee investigation, SCR 2.

Rainier residential, improvements, appropriation, parental reimbursement provisions, SB 481.

Research services, non-profit authorized, *HB 216, Ch. 30.

Secondary

Forensic activities efforts continued, resolution No. 14.....P. 398

Type I programs, vicinity community college, certain prohibition, SB 150.

State capitol construction commission established, long range pay-as-you-go, construction, facilities planning, SB 601.

Students

Elementary, out-of-state, reciprocity program, *HB 228, Ch. 47.

Expulsion, rules clarified, *SB 48, Ch. 5.

High school, theater work, minimum wage provision, SB 558.

Teachers'

Appeals, professional practice commission, hearings, SB 238.

Lunch period, duty free, provision, SB 84.

Seat Belts:

Automobiles, new, requirements, *HB 21, Ch. 117.

Seattle Post-Intelligencer:

John Happy's Day, article by Stub Nelson.....pp. 450-451

Seattle:**Armory**

New site authorized, *SB 239, Ch. 146.

Sale, lease, exchange authorized, *SB 239, Ch. 146.

*(Asterisks indicate bills passed by both Senate and House.)

Seattle—Continued

- Harbor line, changes authorized, *SB 103, Ch. 139.
 School district No. 1, certain correctional school property, state purchase, SCR 15.
 University, commendation of basketball team, resolution No. 7.....pp. 83, 121

Secretary of State:

- Certification of state senators elected, holdover.....pp. 3, 4
 Constitutional amendments, advertising, maximum rates established, SB 259.
 Forest product brands, fees, provision repealed, *HB 247, Ch. 98.
 Public documents, microfilm preservation, fees, *HB 33, Ch. 241, Sec. 3 P. V.
 Recapitulation votes cast general election November, 1962.....pp. 34-36

Secretary of the Senate:

- Bowden, Ward, nomination, election, oath of office administered.....pp. 10, 11
 Resolutions
 Compensation, preparation, special, next regular session, monthly interim salary, No. 38.....p. 981
 Complete work thirty-eighth regular session, No. 32.....p. 979
 Custody, security, chamber, committee rooms, No. 32.....p. 980
 Flowers sent, bereavement senator's family, No. 32.....p. 980
 Former, courtesies of senate extended, No. 2.....p. 13
 Legislative service agency conferences, attendance, No. 33.....p. 980
 Postage allowance, No. 4.....p. 59
 Senate
 Chamber, committee rooms, permission for use, No. 32.....p. 980
 Expenditures approved, No. 6, No. 32, No. 38.....pp. 65, 979, 980
 Journal, preparation, indexing, No. 32.....p. 979

Securities:

- Bank, trust companies, authorized, unissued, regulation, provision, SB 201.
 City, town pension funds, open-end investment shares, amount increased, SB 365.
 Insurance stock companies, par value change, provisions, *SB 351, Ch. 60.
 Joint tenancy provisions, transfer to survivor, *SB 352, Ch. 132.
 Mortgage investment companies, regulated, SB 123.
 Mutual savings banks, authority broadened, *SB 15, Ch. 176.
 Stocks, guaranty, savings and loan associations, par value change, *SB 390, Ch. 246, P. V.

Senate:

- Adjournment *Sine Die*, house notified, report, resolution No. 36.....pp. 981, 984
 Bereaved members, flowers sent, resolution No. 32.....p. 980
 Chamber, committee rooms use, permission, resolution No. 32.....p. 979
 Expenditures approved, president, secretary, resolutions Nos. 6, 32, 34, 38.....pp. 65, 979, 980, 982
 Expense appropriation, *SB 77, Ch. 1.
 Journal, secretary, preparation, indexing, resolution No. 32.....p. 979
 Members
 Newly elected, oath administered.....p. 5
 Subsistence appropriation, *SB 132, Ch. 2.
 Officers, election.....pp. 6-13
 Organized, house notified, report, resolution No. 1.....p. 13
 Pages, honored, presentation watches.....pp. 88, 89
 Resolutions (see "Resolutions")
 Rules, permanent, temporary adopted.....pp. 13, 18, 29, 34, 52, 56, 59, 64, 189-200
 Secretary of state, certification, senators elected, holdover.....pp. 3, 4
 Senatorial districts, retained, SJR 8.
 Standing committee appointments, approved.....pp. 28, 29, 59

Sergeant at Arms:

- Compensation, special, next regular session, resolution No. 38.....p. 981
 Completion thirty-eighth session work, resolution No. 32.....p. 980
 Johnson, Charlie, nomination, election, oath of office administered....pp. 12, 13
 Mahoney, Gene, nomination.....p. 12

*(Asterisks indicate bills passed by both Senate and House.)

Service Stations: (see also "Gasoline")

Gasoline sales, price signs, size, posting, regulations, SB 97.
 Motor vehicle fuel, wholesale price uniformity, SB 256.

Sewer Districts:

Cities, towns

Water, garbage systems, joint operation authorized, SB 377.

Within municipal limits, jurisdiction, *SB 604. Vetoeed.

City annexation, *HB 246, Ch. 231.

Commissions, assessment appeals, filing provisions, SB 89.

Construction, facilities, private, permitted, SB 189.

Employees' salaries, general fund disbursement authorized, HB 456.

Improvement districts, unincorporated areas, formation, tax levies, election approval, SB 603.

PUD systems, bordering Columbia river, construction, operation, *Sub SB 228, Ch. 196.

Water districts, sewerage system operation authorized, SB 245, *HB 417, Ch. 111.

Sexual Psychopaths:

Court jurisdiction, treatment completion, unsafe individuals, SB 185.

Institutional commitments, designation, SB 79.

Shelfman, Harold S.:

U of W regent, governor's appointment, referral, confirmation,

..... pp. 217, 697, 960

Shellfish:

Clam cultivation beds, state leases, acreage limitation removed, *SB 610, Ch. 79.

Commercial, privilege and catch fees, delinquent, penalties, SB 335, Sub. SB 335.

Conservation, fisheries director jurisdiction, SB 341.

Cultivation, tidal water beds, state leases, provisions, HB 533.

Fishing, commercial, privilege and catch fees, quarterly payments, SB 336.

Illegally taken, sales, possession, prohibited, penalties, SB 591.

Industries, fisheries department accounts, inspection provisions, SB 592.

Primary market value defined, SB 594.

Wholesalers, license requirements, SB 596.

Sheriffs: (see also "Police")

Abandoned, stolen cars, sale, liability repealed, *HB 195, Ch. 44.

Civil service residence requirement repealed, *HB 141, Ch. 95.

Uniforms, *HB 42, Ch. 50.

Shorelands:

Public

Lake Union, transferred University of Washington, *HB 368.

Second class sales, jurisdiction transferred, SB 153.

State acquisition, public recreational areas, *SB 544, Ch. 212.

Skagit River:

By-pass project, flood control, study, *HCR 10.

Slaughtering:

Diseased animals, federal cooperative program, HB 225.

Livestock, humane methods, regulations, SB 315.

Small Claims:

Limitation increased, *HB 255, Ch. 123.

Small Loan Companies: (see "Loans")**Snohomish County:**

Superior court judges, additional, *SB 157, Ch. 35.

Social Security: (see "Public Assistance" also "Old Age and Survivors' Insurance")

*(Asterisks indicate bills passed by both Senate and House.)

Soil and Water Conservation Districts:

- Property, tax exempt, *SB 251, Ch. 179.
- State, federal loans authorized, SB 514, *HB 403, Ch. 110.

Special Sessions:

- Appropriation, revenue, bill consideration, limitation, SCR 12.

Speed Limits: (see also "Highways")

- Maximum, minimum, *HB 143, Ch. 16.

Spokane:

- Highway, secondary No. 3S
 - Junction primary No. 3, Spokane to vicinity of country homes, SB 473.
 - North bank to junction Columbia and Spokane, SB 376.
- Lake, name changed from Long lake, SB 451.
- Superior court judges, additional, SB 367, *Sub HB 243, Ch. 48.

Sponburgh, Garland:

- State liquor control board member, governor's appointment, referral, confirmationpp. 229, 427

Sports:

- Blue laws, local option, election, SB 348.

Starlund, George:

- Fisheries department director, governor's appointment, referral, confirmationpp. 96, 134, 253

State Auditor:

- Felony convictions, court cost bills, audit eliminated, SB 119.
- Municipal corporations division, revolving fund established, *SB 496, Ch. 209.
- Municipalities, districts, associations, fiscal audits, SB 388.
- Non-partisan office, SB 20.
- Non-profit corporations, state business, audits required, SB 620.
- Street cost accounting, uniformity, *HB 560, Ch. 115.

State Board of Education: (see "Education")**State Board for Vocational Education:** (see "Vocational Education")**State Budget and Accounting:** (see "Budget")**State Employees' Retirement system:** (see "Retirement")**State Finance Committee:**

- Outdoor recreational facilities development, bond issuance, SB 381.

State Government:

- Administrative rules, regulations, legislative review, SB 59, *Sub SB 59, Ch. 186.
- Appropriation, omnibus, 1963-65 biennium, 2nd Sub HB 252.
- Boards, committees, commissions, councils, certain, abolished, SB 584.
- Buildings, vending stands, blind preference, *SB 225, Ch. 144.
- Capitol parking
 - Rentals, disposition, *SB 482, Ch. 157.
 - Traffic regulations, fund established, *SB 483, Ch. 158.
- Civil defense
 - Government continuity, emergency interim successor provisions, SB 128, *Sub SB 128, Ch. 203.
 - Municipal facilities, use authorized, SB 37.
- Claims against, procedure, *SB 205, Ch. 159.
- Columbia Basin commission abolished, HB 16.
- Criminal identification bureau, institution department, abolished, SB 118.
- Debt limitation, HJR 27.

State Government—Continued

- Department of parks and recreation established, SB 14, Sub. SB 14.
 Economic development projects, financing, special levy, SB 435.
- Employees**
 Accrued sick leave, longevity, retirement benefits, SB 445.
 Civil service, political restriction repeal, SB 334.
 Collective bargaining, labor union membership, rights, SB 134, SB 379.
 Continuous employment, additional leave authorized, SB 493, SB 613.
 Hospital, medical care benefits, SB 151, *HB 6, Ch. 75.
 Promotions, without examination permitted, SB 412.
 Retirement, departmental budgets, costs itemized, HB 270.
 Subversive activities, oaths, mandatory, SB 433.
 Suggestion awards, board established, HB 423.
 Vacation leaves, arrangement provisions, HB 412.
- Highway commission**
 Abolished, duties transferred, director, SB 398.
 Membership increased, SB 426.
- Holidays, Good Friday legalized, SB 446.
- Indian jurisdiction, criminal, civil matters, *SB 56, Ch. 36.
- Industrial**
 Development, mortgage loans, state insured, SJR 4.
 Finance authority created, SB 78.
- Law enforcement officers' training commission, established, SB 371.
- Library**
 Commissioners, expenses, mileage, *SB 63, Ch. 202.
 Publications distribution center created, *HB 389, Ch. 233.
- Liquor**
 Control board, included administrative procedures act, *SB 99, Ch. 237.
 Stores, leases, jurisdiction transferred, general administration department, SB 432.
- Motor vehicle accident insurance department, created, SB 513.
- Natural resources department, log patrol administration, *HB 242, Ch. 12.
- Officials, certain elective, salary increase, SB 542.
- Omnibus appropriation bill, 1963-65 biennium, 2nd Sub HB 252.
- Parks and recreation**
 Advisory commission established, SB 498.
 Commission abolished, SB 14, Sub SB 14, SB 498.
- Personnel**
 Committee, established, SJR 18.
 Department, budget revision, pro rata funding procedures, *SB 240, Ch. 215.
- Public**
 Assistance surplus commodities, distribution, expiration date repealed,
 *HB 253, Ch. 219.
 Contracts, identical, suspicious bids, provisions, SB 428.
 Documents, microfilm preservation, fees, *HB 33, Ch. 241, Sec. 3, P. V.
 Pension commission, established, appropriation, HB 63.
 Records, meetings access rights, SB 204, SB 561.
 Work contracts
 Amount withheld reduced, job repayment accelerated, *SB 182, Ch. 238,
 Sec. 1, P. V.
 Over \$2500, bid requirements, private firms, SB 181.
- Relocation, civil defense, emergency provisions, SB 125, SB 234.
- Soil and water conservation districts, state loans authorized, SB 514, *HB 403, Ch. 110.
- State**
 Auditor, non-partisan, SB 20.
 Buildings, electricity expenditures study, SCR 14.
 Employees' merit award system, SB 489.
 Teletypewriter network, communications advisory board created, *SB 241, Ch. 160.
 Toll bridge authority, abolished, HB 345.
 Tort claims, payment, *SB 205, Ch. 159.
 Youth development and conservation division, transferred natural resources
 department, SB 456.

State Patrol:

- Branch office, Kirkland-Bellevue, authorized, SB 586.
- Highway account, unexpended funds, reversion repeal, *HB 189, Ch. 83.
- Horseless carriage, condition certification, SB 487.
- Motor vehicle licenses, fee allocation, *HB 263, Ch. 85.
- Retirement
 - Minimum age raised, provisions amended, *HB 281, Ch. 175.
 - System, state employees' retirement administration, SB 408.
- Weapons, concealed, records, jurisdiction, HB 289.

State Personnel Board:

- Member, governor's appointment, referral, confirmationpp. 95, 217, 353

State Treasurer:

- General fund report, publication date changed, SB 609.
- Natural resources equipment fund created, *SB 156, Ch. 141.

Statute Law Committee:

- Legislative bill drafting, appropriation, *SB 77, Ch. 1.
- Senate members appointedp. 984

Stocks: (see "Securities")**Streets:**

- Centralia, public land easement, *SB 416, Ch. 81.
- Cities, towns
 - Traffic regulations, state approval, *SB 296, Ch. 150.
 - Uniform cost accounting, *HB 560, Ch. 115.
- City program board created, street classification, SB 565.
- Parking
 - Off-street, financing, construction, meter revenue, SB 269.
 - Unmetered zones, restriction, SB 144.
- Town, nonarterial, fuel tax allocation, SB 575.

Students: (see also "Colleges and Universities" also "Schools")

- Blind, college payments, direct to institution, *HB 198, Ch. 33.
- College, education expenses, income tax deduction, SJM 5.
- Colleges of education, fees, service charges, authorized, *SB 208, Ch. 143.
- Elementary, out-of-state, reciprocity provisions, *HB 228, Ch. 47.
- High school
 - Driver training provisions, *HB 94, Ch. 39.
 - Out-of-state, special instruction, state history, *HB 280, Ch. 31.
 - Physical education course, parent excuse request repeal, *HB 303, Ch. 235, P. V.
 - Theater workers, minimum wage provision, SB 558.
- Medical, dental, University of Washington, tuition uniformity, *HB 223, Ch. 224.
- Public schools
 - Drop-outs, interim committee investigation, SCR 2.
 - Psychological testing, policy, consent, regulations, SB 300.
- School
 - Attendance, compulsory age increased, SB 67.
 - Expulsion, rules clarified, *SB 48, Ch. 5.
 - Unpaid, on-the-job program, industrial insurance coverage, SB 197.

Subpoenas:

- State agencies, contested cases, witnesses, provisions, SB 378.

Subscriptions:

- Magazines, public agencies, authorized, *HB 584, Ch. 116.

Subsistence:

- Irrigation district directors, increased, HB 93.
- Legislators, appropriations, *SB 132, Ch. 2.
- Library commissioners, expense limitation removed, *SB 63, Ch. 202.

*(Asterisks indicate bills passed by both Senate and House.)

Sunday:

Sales prohibited, exceptions, SB 175.

Superior Court:

Administrative procedures act, appeals, provisions, SB 560.

Alton V. Phillips Co., court action authorized, *SB 618, Ch. 248. Not Signed.

Bonds, requirement, *HB 227, Ch. 46.

Circuit court system, King county, established, SB 457.

Civil actions, witnesses, compulsory attendance, fees, *SB 43, Ch. 19.

Claims against state, procedure, *SB 205, Ch. 159.

Commissioners, defaults, minors' commitment complaints, *SB 65, Ch. 188.

Criminal appeals, court appointed attorneys, compensation, HB 237.

Family

Court assistants, third class counties authorized, SB 41.

Support enforcement, *HB 200, Ch. 45.

Felony convictions, court cost bills, state auditor, audit eliminated, SB 119.

Garnishment exemptions increased *SB 54, Ch. 13.

Judges

Civil action filing fee increased, retirement fund allocation, SB 612.

Clark county, increased, SB 369, *Sub HB 243, Ch. 48.

King county, additional, SB 330, *Sub HB 243, Ch. 48.

Prejudice disqualification, visiting judge appointment, SB 242, Sub SB 242.

Probate claims, *HB 190, Ch. 43.

Pro tempore, salary increase, SB 568.

Retirement payments, age provisions, SB 557.

Salary increase, SB 542.

Snohomish county, increased, *SB 157, Ch. 35.

Spokane county, increased, SB 367, *Sub HB 243, Ch. 48.

Temporary duty, supreme court, authorization, *HB 155, Ch. 40.

Unopposed, election eliminated, SJR 15.

Yakima county, increased, *Sub HB 243, Ch. 48.

Jurisdiction, Indians, *SB 56, Ch. 36.

Mentally ill, involuntary commitments, legal rights, procedure, SB 254.

Probate, homestead awards increased, *SB 52, Ch. 185.

Unemployment compensation appeal notices, timely service proof, HB 31.

Supreme Court:

Death penalty, review, recommendations, SB 439.

Fees, certain, increased, SB 567.

Judges

Retirement payments, age provisions, SB 557.

Salary increase, SB 542.

Temporary duty, authorization, *HB 155, Ch. 40.

Unopposed, election eliminated, SJR 15.

Judicial conferences, study committees, chief justice authority, SB 320.

Surplus Property:

Food, distribution, time limit removed, *HB 253, Ch. 219.

Hospital districts, disposition, *HB 319, Ch. 102.

Tacoma:

Harbor line changes authorized, *SB 103, Ch. 139.

Narrows bridge to Hood canal bridge, limited access highway, construction, SB 326.

Tax Commission:

County assessor, property value, percentage level report, SB 217.

Estate appraiser

Appointment, fees, SB 109, HB 157.

State appointment, SB 321.

Excise taxes

Certain, payment date revision, SB 580.

Overpayment to offset deficiencies, allowable period changed, *SB 122, Ch. 22.

Tax Commission—Continued

- Members, governor's appointment, referral, confirmation. .pp. 359, 493, 702, 711, 731, 947
- Safe deposit box access law repeal, SB 68.
- Taxes, security deposit authorized, SB 529.

Taxes:

- Apartments, joint ownership, assessment provisions, *SB 4, Ch. 156.
- Assessment rolls
 - Delivery provision change, SB 192.
 - Publication requirements, modified, *HB 139, Ch. 94.
- B & O
 - Aluminum manufacturing, reduction, SB 492.
 - Fire, casualty insurance resident general agent, *SB 211, Ch. 168.
 - Production credit association, exemption, *SB 44, Ch. 136.
 - Retail sales redefined, 1961 law reenacted, *SB 50, Ch. 7.
- Cemetery districts, excess levies authorized, SB 468, *HB 459, Ch. 112.
- City electric, county sales facilities, contribution contracts, permitted, SB 250.
- Employees' pension premiums, reduction, *SB 88, Ch. 166.
- Excise
 - Aircraft fuel, imposed, SB 508.
 - Airplanes, allocated, state aeronautics commission, SB 267.
 - Certain, commission payment date revision, SB 580.
 - Code correction, *SB 50, Ch. 7.
 - Liquor, cities, towns allocation increased, HB 3.
 - Marine fuel, imposed, SB 380.
 - Mechanical devices, reduced, SB 538.
 - Motor vehicle
 - Amendments, *SB 287, Ch. 199.
 - Licenses, prorated last quarter, SB 346.
 - Overpayments to offset deficiencies, allowable period changed, *SB 122, Ch. 22.
 - Tax, increase, SB 621.
- Fire protection district
 - Increase authorized, SB 283.
 - Levies, forest land exempts, SB 69, SB 283.
- Forty-mill limitation liberalization, resolution No. 3. pp. 29, 30
- Fuel, town allocation, nonarterial street use, permitted, SB 575.
- Game range lands, county assessments, payments, SB 605.
- Income
 - Deduction, college education expenses, SJM 5.
 - Federal, personal exemption increased, SJM 4.
- Inheritance
 - Estate
 - Appraisers, state appointment, fees, SB 321.
 - Valuation adjustment, federal appraisalment, SB 113.
 - Federal civil service annuity, exempt, SB 570.
 - Gift, estate appraisers revisions, SB 109, HB 157.
- Motor vehicle
 - Excise, first registration determination, monthly schedule, *SB 287, Ch. 199.
- Fuel
 - City, town, highway improvement indebtedness payment, *HB 487, Ch. 113.
 - Commercial vehicles, supply tank imports, SB 623.
 - Marine, refund repealed, SB 382.
- Refunds
 - Overpayments, destruction, SB 622.
 - Rights transferable, park commission, SB 232.
 - Urban transit, continued, *SB 61, Ch. 187.
 - Transportation benefit district financing, SB 598.
 - Turbo prop, jet aircraft, exempted, SB 622.
- Park and recreation districts formation, excess levies, bonds, election, provision, SB 578.
- Poll, abolished, federal constitutional amendment ratification, SJR 11, HJR 15.
- Port district levy extended, industrial development, SB 70.

*(Asterisks indicate bills passed by both Senate and House.)

Taxes—Continued

Premiums, employees' pension, payments to insurer reduction, *SB 88, Ch. 166.
 Privilege, public utility district motor vehicles, levy, SB 460.

Property

Appeals, equalization board, filing, procedures, SB 198.
 Assessments, 50% average level, liquor, highway funds ratio computed, SB 224.
 Average percentage level report, SB 217.
 Delinquency sales, redemption provisions, *HB 135, Ch. 88.
 Economic development projects, financing, special levy, SB 435.
 Federal, public law 874 funds used in lieu of taxes, resolution No. 23...p. 846
 Foreclosure proceedings, code correction, *SB 51, Ch. 8.
 Nonprofit homes for aged, exempt, SB 358.

Personal

In transit, time limit repealed, SB 80.
 Manufacturers' transit merchandise, sales exemption repealed, SB 226.

Real

Certain exemptions, age 65, authorized, SB 397, SB 566.
 Plat filing deposit increased, *HB 98, Ch. 66.
 Public airport facilities, exemption, SB 430.
 Soil and water conservation districts, exempt, *SB 251, Ch. 179.
 Statewide excess levy, vote requirement, SB 573.
 Valuation, 50% true value assessment required, SB 223.
 Reforestation lands, assessments, rates, provisions, *SB 160, Ch. 214.

Sales

Fuel, orchards, crop growers, exempt, SB 73.
 Medicine exempted, SB 606.
 Use
 Charter fishing boats, exemption, SB 417.
 Poultry exemption, HB 579.
 Vending machines, percentage, gross receipts, *HB 53, Ch. 244.

School

Building construction, excess levies, SB 546.
 Districts
 Assessed valuation base increased, SB 502.
 Millage increase authorized, SB 206.
 Multiple year, vote requirements, SJR 17.
 Sewers, improvement districts, formation, levy, election, SB 603.
 Taxpayer, security deposit authorized, SB 529.
 Timberlands, valuation, assessment computation, *SB 349, Ch. 249. Not Signed.

Tobacco

Products, tax evasion, misdemeanor, SB 116.
 Wholesale rate, reduced, SB 112.
 Treasurers' notices, publication, *HB 139, Ch. 94.
 Unclaimed refunds, revert to counties, *HB 530, Ch. 114.
 Unemployment compensation disability program fund, employer payroll tax, SB 302.

Use**Fuel**

Identification cards, cancellations, tax payment proof, SB 624.
 Transportation system exemption extended, *SB 61, Ch. 187.
 Military personnel, outside state purchases, personal property, exempted, SB 194.
 Motor vehicle
 Military personnel, outside state purchase, exempt, *HB 46, Ch. 76.
 Refund application, time extended, *SB 121, Ch. 21.
 Property, personal, municipal corporation, government function, exempt, SB 212.

Teachers:

Annuities, tax deferred, in lieu of wages, permitted, SB 282.
 Leaves of absence, regulations, *SB 48, Ch. 5.
 Lunch period, duty free, provision, SB 84.
 Professional practice commission, standards, appeals, hearings, SB 238.
 Retirement
 Funds, investments, membership, death benefit provisions, SB 562.
 Systems, triennial examination repealed, *HB 61, Ch. 9.

*(Asterisks indicate bills passed by both Senate and House.)

Telephone:

- Pay stations, coin box theft, *SB 491, Ch. 133.
- Public service companies, regulations, penalties, *SB 343, Ch. 59.

Teletypewriter Communications Network:

- Law enforcement agencies, *SB 241, Ch. 160.

Television:

- Districts created, regulations, SB 507.

Testimony:

- Attorneys, mandatory, graft, bribery cases, SB 395.
- Spouse against spouse
 - Desertion, non-support, permitted, *HB 65, Ch. 10.
 - Uniform support act provisions, *HB 200, Ch. 45.

Tidelands:

- Clam cultivation beds, state leases, acreage limitation removed, *SB 610, Ch. 79.
- Shellfish cultivation, state leases, provisions, HB 533.
- State recreational areas designated, *SB 544, Ch. 212.

Timberlands: (see "Forestry")**Title Only Bills:**

- Elections, SB 528.
- Highway operation, SB 526.
- Industrial development corporations, SB 564.
- Legislative districts, reapportionment, SB 627, SB 628, SB 629, SB 630.
- Public utility districts, SB 611.

Tobacco:**Products**

- Tax evasion, out-of-state shipments, misdemeanor, SB 116.
- Wholesale tax reduction, SB 112.

Tolerance Policy: (see also "Gambling")

- Mechanical devices, games of chance, *SB 360, Ch. 37, P. V. Not Signed.

Toll Bridge Authority: (see also "Bridges")

- Abolished, authority transferred to highway commission, HB 345.
- Appropriations, reappropriations, projects continued, HB 608.
- Ferries
 - Puget Sound reserve account fund allocated, SB 130.
 - Rates, distance basis, required, SB 368.
- Hood canal bridge, fishing, regulations, *HB 109, Ch. 240, P. V.
- Longview-Rainier, toll free provisions, SB 83.
- Puget Sound ferry system, ferry charters, leases, lease-purchases authorized, SB 203.
- Tacoma Narrows bridge, toll free provisions, SB 83.
- Toll
 - Bridge, Columbia river, Vernita, appropriation, bonds, *SB 243, Ch. 197.
 - Retention, certain bridges, maintenance provision repealed, SB 436.

Toll Bridges: (see "Bridges")**Toppenish:**

- Highway, secondary, No. 3B, to Woodland, feasibility study, SB 140.

Torts:

- State, claims, payments, procedures, *SB 205, Ch. 159.

Touchet River:

- Bridge construction, Dayton, appropriation, SB 505.

Tourists:

- Overseas, American, duty exemption limit increase petitioned, SJM 11.
- Promotion, state matching grant authorized, SB 188.
- State tourist magazine, publication, SB 420, SCR 7.

Towns: (see "Cities and Towns")

Traffic Control: (see also "Motor Vehicles")

- Analysis, highway priority programs, long-range plans, *SB 576, Ch. 173.
- Auto stages, buses, maximum length increase, SB 465.
- Capitol ground parking, traffic regulation, *SB 483, Ch. 158.
- Highways
 - City regulation, highway commission approval, *SB 296, Ch. 150.
 - Construction priority, accident rate basis, SB 469.
- Motor vehicle
 - Equipment safety standards, regulations, *SB 424, Ch. 154.
 - Operators
 - Intoxication tests required, penalties, SB 137.
 - Pedestrian regulations, violations, penalty, SB 517.
- Parking, unmetered zones, restriction, SB 114.
- Railroad grade crossings, certain motor vehicles, control signal provisions,
 - *HB 538, Ch. 125.
- Speed limit, limited access highways, regulations, *HB 143, Ch. 16.
- Trucks, wide loads, special permits, SB 199.
- Violations
 - Fines, finance drivers education courses, SB 111, *HB 94, Ch. 39.
 - Minors, court jurisdiction, SB 58.
 - Point system, license suspension, revocation, HB 95.

Trailers: (see also "Motor Vehicles" also "House Trailers")

- Brake requirement, weight provision, SB 94.
- House, excise tax, first registration, monthly schedule, *SB 287, Ch. 199.

Transit Systems: (see "Urban Transportation Systems")

Transportation:

- Benefit districts, formation, gasoline tax levy, finance transportation facilities, SB 598.
- Mass, highways, roads, rights of way, use authorization, SB 222.
- Public service companies, regulation, penalties, *SB 343, Ch. 59.
- Systems, urban, fuel tax exemption, refunds, *SB 61, Ch. 187.

Travel:

- Members' mileage allowance, report.....p. 75

Trucks and Tractors: (see also "Motor Vehicles")

- Commercial
 - Interstate uniform information forms, SCR 5.
 - Name, trade name, size requirements, SB 402.
- Common carriers, interstate, permits, temporary, issuance, SB 279, *HB 273, Ch. 242.
- Diesel, exhaust equipment regulation, SB 399.
- Gross weight requirement reduced, quarterly licenses, HB 431.
- Motor carriers, state regulations, fees, amended, *SB 343, Ch. 59.
- Reciprocal uniform commercial vehicle act, *Sub HB 360, Ch. 106.
- Safety equipment standards, lights, brakes, regulations, *SB 424, Ch. 154.
- Tow trucks, wreckers, flat additional fee, SB 5, SB 176, *SB 247, Ch. 18.
- Towed vehicles, brakes requirements, weight provision, SB 94.
- Wide loads, special permits, SB 199.

Trusts:

- Charitable, funds, attorney general registration, supervision, SB 316.
- Companies
 - Banking service corporations, capital stock investment permitted, *SB 196, Ch. 194.

*(Asterisks indicate bills passed by both Senate and House.)

Trusts—Continued**Companies—Continued**

- Estate executors, bond exemption, *HB 227, Ch. 46.
- Executor appointments, solicitation permitted, HB 596.
- Funds, minimum available, computation period, *SB 196, Ch. 194.
- Investments, small business, limitation increased, HB 455.
- Stocks, authorized, unissued, regulation, provision, SB 201.
- Deeds of trust, law established, real property, HB 137.

Tuition:

- Colleges, universities, fee refund provisions, *HB 257, Ch. 89.
- Community colleges, minimum fee established, SB 484.
- Elementary, secondary schools, students fees, *HB 228, Ch. 47.
- Medical, dental, University of Washington, fee uniformity, *HB 223, Ch. 224.
- State
 - Colleges, segregated, incidental fees defined, *SB 208, Ch. 143.
 - Universities, colleges, special student fees, use, *SB 167, Ch. 167.
- Universities, improvements, additional general fee bonds authorized, *SB 413, Ch. 183.
- University of Washington
 - General redefined, medial students included, *SB 411, Ch. 182.
 - Incidental fees, segregated, defined, *SB 301, Ch. 181.
- Washington state university, incidental fees, segregated, defined, *SB 290, Ch. 180.

Tunnels:

- Underground
 - Construction, fuel burning equipment, restriction removed, SB 504.
 - Employment, shift, decompression regulations repealed, *HB 359, Ch. 105.

Unemployment Compensation:

- Administrative contingency funds, interest retained, SB 453.
- Appeal notices, timely service proof, HB 31.
- Benefits
 - Wage base, increased, SB 337.
 - Work refusal, disqualification time, SB 306.
- Disability program established, SB 302.
- Employers' contributions, rate determination, experience rating, SB 355.
- Mushroom processors, coverage repealed, SB 463.
- Women, pregnant, benefits, limitation, HB 283.

Uniform Acts:

- Commercial code, HB 129.
- Declaratory judgments, stay ruling, restrain parties, SB 23.
- Military justice, *HB 35, Ch. 220, P. V.
- Motor vehicles
 - Commercial, *Sub HB 360, Ch. 106.
 - Financial responsibility, SB 244, *Sub SB 244, Ch. 169.
 - Interstate information forms, SCR 5.
 - Licensing, reciprocity, *Sub HB 360, Ch. 106.
 - Safety equipment, *SB 141, Ch. 204.
- Paternity, adopted, SB 299.
- Pesticides, food additives, cosmetics, provisions, *SB 262, Ch. 198.
- Prisoner detainers, HB 101.
- Pure food and drug, pesticides, food additives, cosmetics, *SB 262, Ch. 198.
- Street cost accounting, *HB 560, Ch. 115.
- Support act, SB 347, *HB 200, Ch. 45.

Unions: (see also "Labor")

- Group life insurance, employees, spouse benefits, increase permitted, *SB 169, Ch. 192.
- Machinists, settlement labor dispute, Boeing company, resolution No. 24.....p. 847
- Officials, certain elective, state employees' retirement eligibility, *Sub HB 299, Ch. 225.
- Public employees, collective bargaining rights, SB 134, SB 379.

*(Asterisks indicate bills passed by both Senate and House.)

United States: (see also "Federal Government")

- Coast guard, boats, safety rules, regulations, adopted, SB 102, HB 481.
- Court actions, affecting real property title, notices, *SB 62, Ch. 137.

Universities: (see "Colleges and Universities")**University of Washington:**

- Board of regents, members, governor's appointments, referrals,
 - confirmation pp. 217, 697, 957.
- Bond retirement fund, land grant income allocation, *SB 409, Ch. 216.
- Capital
 - Buildings, improvements, bond financing provision repealed, *SB 411, Ch. 182.
 - Improvements, additional general tuition fee bonds authorized, *SB 413, Ch. 183.
- Environment research facility, construction, appropriation, *SB 323, Ch. 151.
- Liquor sales, restricted area, permitted, *SB 164. Vetoed.
- Medical school, infant autopsy, coroner's jurisdiction, *SB 180, Ch. 178.
- Mentally retarded children's center, established, *SB 170, Ch. 193.
- Public grant land income, fund allocation, bond retirement, *SB 409, Ch. 216.
- Shorelands, public, Lake Union, transferred, *HB 368, Ch. 71.
- Student fees, special, hospital, housing, student activities, *SB 167, Ch. 167.
- Tuition fees
 - General, redefined, medical school included, *SB 411, Ch. 182.
 - Incidental, segregated, defined, *SB 301, Ch. 181.
 - Medical, dental students, disposition, *HB 223, Ch. 224.
 - Refunds, *HB 257, Ch. 89.

Urban Development:

- Study, regional planning, *SB 313, Ch. 161.

Urban Renewal:

- Property transfer proceedings, SB 93.

Urban Transportation Systems:

- Employees, pension benefits protected, SB 95.
- Monorail, state acquisition, operation, sale authorized, SB 210.
- Motor vehicle fuel tax refund continued, *SB 61, Ch. 187.
- Municipal systems, operation beyond city limits authorized, SB 422.

U.S.S. Missouri:

- Permanent berth, Puget Sound naval shipyard, SJM 6.

Utilities: (see also "Public Utilities")**Utilities and Transportation Commission:**

- Buses, charter, permits, operation, regulation, SB 322.
- Chairman, governor's appointment, confirmation..... pp. 227-229
- Common, contract carriers, temporary permits, SB 279, *HB 273, Ch. 242.
- Natural gas, underground storage regulations, *SB 464, Ch. 201.
- Public service companies
 - Excess earning rate, petition investigation, SB 363.
 - Regulations, fees amended, *SB 343, Ch. 59.
- Rate hearings, public counsel, appointment, SB 357.

Vacations:

- State employees
 - Continuous employment additional leave authorized, SB 493, SB 613.
 - Leave arrangement provisions, HB 412.

Vancouver:

- Highways, secondary No. 1T, to Ridgefield, relocation extension, stockpiling provisions, SB 501.
- Veterans, new hospital, petitioned, SJM 3.

Vending Machines:

- Sales tax computation, percentage gross receipts, *HB 53, Ch. 244.
- Stands, public buildings, blind persons, preference, *SB 225, Ch. 144.
- Theft, gross misdemeanor, *SB 491, Ch. 133.

Vernita-Richland:

- Toll bridge, study, approaches, financing, *SB 243, Ch. 197.

Veterans:

- Hospital, new, Vancouver, SJM 3.
- Public re-employment, suits, court costs provision, SB 444.
- State employees' retirement system, service credit, re-employment, SB 318.
- Widows, public employment examination preference, SB 9.

Vocational Education: (see also "Rehabilitation")

- Drivers' training vocational education program, SB 98.
- Independent living rehabilitation program, grant restriction removed, HB 539, *SB 556, Ch. 134.
- Public assistance applicants, refusal, aid denied, HB 240.
- Rehabilitation
 - Division, gifts, grants, acceptance, disbursement permitted, *SB 581, Ch. 135.
 - Nondisabled, handicapped persons, provisions extended, *HB 75, Ch. 118.
 - School districts, property acquisition, eminent domain provisions, *HB 131, Ch. 41.
 - Vocationally handicapped, non-disabled, definition broadened, *HB 75, Ch. 118.

Voters and Voting: (see also "Elections")

- Age, reduced to eighteen years, SJR 3.
- Election
 - General, recapitulation November, 1962..... pp. 34-36
 - Open primary, straight party voting, SB 425.
 - School directors, separate positions, *HB 181, Ch. 223.
 - Voting record check list permitted, HB 437.
- Employees, time off, paid, provision, SB 96, SB 273.
- Presidential elections, voters, state residence requirements, HJR 14.
- Registered, residency qualifications, cancellation provisions, HB 467.
- Registrars, deputy, rural precinct committeemen, SB 270.
- Registration, cancellation provisions, HB 479.
- Residency qualification, cancellation provisions, HB 467.

Votes, Explanations, Protests: (see "Members")**Wages:** (see "Salaries")**Wahkiakum County:**

- Westport ferry, one-half operation cost reimbursed, motor vehicle fund, SB 42.

War Attack:

- Continuity of government provisions, *Sub SB 128, Ch. 203.

Warden:

- Highways, secondary, No. 11J to Lind, established, SB 429.

Warehouses:

- Agricultural commodities, licenses, standards, rules, regulations, *HB 311, Ch. 124.
- Apple, operation, commission member permitted, *SB 235, Ch. 145.

Warrants:

- Diking districts, six-year statute of limitation enacted, SB 547.

Washington:

- "State—Land of Contrast" film, legislative joint session, *HCR 5.....p. 164
- "This is", song, commending Waldo A. Jackson, resolution No. 27.....p. 944

*(Asterisks indicate bills passed by both Senate and House.)

Washington Interscholastic Activities Association:

Forensic achievement commendation, resolution No. 14.....p. 398

Washington Research Council:

Appreciation, thanks expressed, resolution No. 29.....p. 966

Washington State University:**Agricultural experiment**

Station, Columbia Basin established, SB 488.

Substation, additions, appropriation, SB 117.

Architecture, major course established, *SB 285, Ch. 23.

Board of regents, governor's appointments, referral,

confirmation pp. 711, 730, 731, 945

Capital

Buildings, improvements, bond financing provision repealed, *SB 411, Ch. 182.

Improvements, additional general tuition fee bonds authorized, *SB 413, Ch. 183.

Property sales, leases authorized, *SB 168, Ch. 78.

Student fees, special, hospital, housing, student activities, *SB 167, Ch. 167.

Tuition

Incidental fees, segregated, defined, *SB 290, Ch. 180.

Refunds, *HB 257, Ch. 89.

Water:

Boats, operation, regulations, jurisdiction, SB 102, HB 481.

Bordering state recreational areas, designation, *SB 544, Ch. 212.

Canal feasibility study, Puget Sound, Grays Harbor, Hood Canal, SB 614.

Cities, towns

Sewer, garbage systems, joint operation authorized, SB 377.

Within municipal limits, jurisdiction, *SB 604. Vetoed.

Commercial waterway districts, class AA counties, port district acquisition,

*HB 210, Ch. 97.

Company, redefined, public service regulations, *SB 343, Ch. 59.

Districts

City annexation, *HB 246, Ch. 231.

Facilities, construction, private, permitted, SB 189.

Sewer system operation authorized, SB 245, *HB 417, Ch. 111.

Game fish spawn, unauthorized stocking, prohibited, SB 373.

Irrigation

District lakes, recreational use, control, regulation, SB 261, Sub SB 261,

*Sub HB 261, Ch. 221.

Reclamation districts, federal reclamation law, state conformity, SB 108,

*HB 17, Ch. 3.

Lake, level fixing, petition publication requirement removed, *HB 153, Ch. 243.

Natural resources officials, forestry duties, all lands, waters, entry authorized,

*HB 249, Ch. 100.

Pollution control research, resolution No. 15.....p. 441

Public

Fishing, recreation use, provisions, SB 375.

Utility systems, sales, cities, towns, authorized, SB 228.

River channels, abandoned, conveyed to county, *HB 28, Ch. 90.

Soil, conservation districts, borrowing authority, *HB 403, Ch. 110.

State, non-navigation use, permits authorized, SB 152.

System sales, first class counties, bordering Puget Sound, third class cities, towns,

*Sub SB 228, Ch. 196.

Waterfront property, cities, third class, leases, powers increased, *SB 448, Ch. 155.

Watersheds, public recreational use

Committee study, SCR 13.

Permitted, SB 193.

Weapons:

Concealed, records, jurisdiction, state patrol, HB 289.

Pistols, dealers, sales, provisions, *SB 271, Ch. 163.

*(Asterisks indicate bills passed by both Senate and House.)

Wedekind, Elsie:

Public assistance advisory committee member, governor's appointment, referral, confirmationpp. 112, 171, 172

Weeds:**Districts**

Financial obligations expanded, *HB 60, Ch. 52.

Ragweed control, commissioners, county health officer requirement, SB 459.

Ragweed, eradication study, SB 452, SB 458.

Welfare Trust Funds:

Employee, insurance commissioner, annual statement, requirement, SB 195.

Wenatchee:

Washington state university, agricultural experiment station, grant, SB 117.

Western Interstate Commission for Higher Education:

Members, governor's appointment, confirmation.....pp. 111, 112, 229, 436, 471

Western State Hospital:

Mitchell, Andre Garth, improper incarceration, reimbursement, SB 333.

Western Washington State College (see also "Colleges and Universities")

Campus, school, reading methods, techniques, teaching, research, progress report, resolution No. 18.....p. 621

Trustee, governor's appointment, referral, confirmation.....pp. 112, 698, 955

Westport:

Ferry, one-half operation cost reimbursed, motor vehicle fund, SB 42.

Whitestone Reclamation Project:

Rehabilitation support, U. S. Bureau of Reclamation urged, resolution No. 5...p. 65

Whitman County:

Washington state university property, sales leases authorized, *SB 168, Ch. 78.

Widows:

Public employment examinations, veteran's preference, SB 9.

Wikstrom, W. O.:

Aeronautics commission, governor's appointment, referral,

confirmationpp. 359, 696, 952

Wills, Maury:

Distinguished citizen award presented, resolution No. 8.....pp. 118, 119, 167-169

Wine: (see also "Liquor")

Store display, location surveillance, SB 186.

Winslow:

Highway, secondary No. 21D, to Bremerton, construction, SB 400, SB 401.

Witnesses:

Attorneys, testimony, bribery, graft cases, SB 395.

Civil procedure, compulsory attendance, *SB 43, Ch. 19.

Eminent domain, condemnation proceedings, fees, SB 46.

Perjurers, competency qualification repealed, SB 494.

Spouse against spouse

Nonsupport, desertion, testimony permitted, *HB 65, Ch. 10.

Uniform support act provisions, *HB 200, Ch. 45.

State agencies, contested cases, subpoenas, provisions, SB 378.

*(Asterisks indicate bills passed by both Senate and House.)

Witter, George M.:

Public assistance advisory committee member, governor's appointment,
referral confirmation.....pp. 112, 170, 258

Women:

Employment discrimination, exclusion from premises prohibited, *HB 570, Ch. 229.
National guard, automatic members state militia, *HB 551, Ch. 74.
Pregnant, unemployment compensation, benefits, limitation, HB 283.
Public office, eligibility, *HB 570, Ch. 229.
Wages, equality, men, employer notification, HJR 21.
Washington correctional institution established, Medical Lake, SB 31.

Woodland:

Highway, secondary, No. 3B, to Toppenish, feasibility study, SB 140.

Workmen's Compensation: (see also "Industrial Insurance")**Appeals**

Code correction, typographical error, *SB 49, Ch. 6.
Hearings, attorneys' fees, established, SB 350.

Extrahazardous, employment, taffy pulling, milk shake machines included, SB 404.

Industrial insurance

Appeals, hearings, examiner provisions amended, *SB 260, Ch. 148.
Employer payments, default penalties, SB 540.
Fund, employers' payments, rate provisions, SB 527.
Injured workmen, transporting, medical aid payment, SB 485.
Reciprocal agreement, conflict of jurisdiction, SB 314.
Retail store employees, coverage, SB 255.

Payments suspended, incarceration, HB 469.

Permanent partial disability

Loss of earnings, pensions, SB 303, SB 619.
Second injury claim authorized, SB 342.

Reciprocal agreements, other states, jurisdiction conflicts, *SB 314, Ch. 29.

Retail store employees, industrial insurance covered, SB 255.

World Fair: (see also "Century 21 Exposition")

Century 21 exposition dissolution, legislative council, study, evaluate, reports,
*SCR 3.

Commission, two year continuation, *HB 361, Ch. 247. Not Signed.

Funds, world trade center commission, transfer, SB 539.

Liquidation, fund to division of children and youth, SB 286.

Monorail, state acquisition, operation, sale authorized, SB 210.

New York, state participation authorized, SB 386.

Wreckers and Wrecking Yards:

Trucks, flat additional fee, SB 5, SB 176, *SB 247, Ch. 18.

Yakima:

County, superior court judges, additional, *Sub HB 243, Ch. 48.

River valley, Bumping lake reservoir project legislation, resolution No. 25....p. 937

Y.M.C.A.:

Youth legislature, use of legislative chambers, HCR 17.

Youth Development and Conservation Corps:

Federal enactment requested, SJM 2.

Transferred, natural resources department, SB 456.

*(Asterisks indicate bills passed by both Senate and House.)

SENATE JOURNAL
OF THE
First Extraordinary Session
Thirty-Eighth Legislature
OF THE
STATE OF WASHINGTON
AT
Olympia, the State Capital

Convened March 15, 1963
Adjourned Sine Die April 6, 1963



JOHN A. CHERBERG, *President of the Senate*
EDWARD F. RILEY, *President Pro Tempore*
DR. DAVID C. COWEN, *Temporary President*

WARD BOWDEN, *Secretary of the Senate*
CHARLES L. R. JOHNSON, SR., *Sergeant at Arms of the Senate*
DONALD ROSS WILSON, *Assistant Secretary*
PATRICIA SCOTT MARTIN, *Minute Clerk*
FLORENCE KENDERESI, *Journal Clerk*
DOROTHY B. GREELEY, *Journal Typist*

INDEX

1st Day—Friday, March 15, 1963.....	Pages	3 to	6 incl.
4th Day—Monday, March 18, 1963.....	Pages	7 to	10 incl.
5th Day—Tuesday, March 19, 1963.....	Pages	11 to	13 incl.
6th Day—Wednesday, March 20, 1963.....	Pages	13 to	17 incl.
7th Day—Thursday, March 21, 1963.....	Pages	17 to	27 incl.
8th Day—Friday, March 22, 1963.....	Pages	27 to	34 incl.
9th Day—Saturday, March 23, 1963.....	Pages	35 to	38 incl.
10th Day—Sunday, March 24, 1963.....	Pages	39 to	41 incl.
11th Day—Monday, March 25, 1963.....	Pages	42 to	51 incl.
12th Day—Tuesday, March 25, 1963.....	Pages	51 to	63 incl.
13th Day—Wednesday, March 27, 1963.....	Pages	63 to	71 incl.
14th Day—Thursday, March 28, 1963.....	Pages	71 to	82 incl.
15th Day—Friday, March 29, 1963.....	Pages	82 to	90 incl.
16th Day—Saturday, March 30, 1963.....	Pages	90 to	164 incl.
17th Day—Sunday, March 31, 1963.....	Pages	165 to	166 incl.
18th Day—Monday, April 1, 1963.....	Pages	166 to	171 incl.
19th Day—Tuesday, April 2, 1963.....	Pages	172 to	188 incl.
20th Day—Wednesday, April 3, 1963.....	Pages	189 to	206 incl.
21st Day—Thursday, April 4, 1963.....	Pages	206 to	216 incl.
22nd Day—Friday, April 5, 1963.....	Pages	217 to	232 incl.
23rd Day—Saturday, April 6, 1963.....	Pages	233 to	286 incl.
Appendix	Pages	287 to	332 incl.

COMPILED, EDITED AND INDEXED BY
WARD BOWDEN
SECRETARY OF THE SENATE

JOURNAL OF THE SENATE

STATE OF WASHINGTON FIRST EXTRAORDINARY SESSION OF THE THIRTY-EIGHTH LEGISLATURE

FIRST DAY

SENATE CHAMBER,
OLYMPIA, WASH., Friday, March 15, 1963.

Pursuant to a proclamation of the Governor, the Senate of the state of Washington was called to order in first extraordinary session at 10:00 a. m., Friday, March 15, 1963, by President John A. Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Gissberg and Morgan.

On motion of Senator Greive, Senators Cowen, Gissberg and Morgan were excused.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Almighty God, Thou Who art the Guiding Intelligence in the life of men and nations, make us ever mindful of Thy mighty power, Thy matchless beauty, and Thy measureless love.

"As we are entering another session, we are challenged by duties we cannot discharge and obligations we cannot meet and master unless we have the assurance of Thy divine grace and guidance.

"Make us strong in our fight for the right in our love for what is good and true.

"Bless these leaders in state government both in this session and in the weekend before us. We pray for Thy guidance and watch care, in our Master's Name. Amen."

The Secretary read:

MESSAGE FROM THE SECRETARY OF STATE

United States of America,
State of Washington, Department of State.

To All to Whom These Presents Shall Come:

I, Victor A. Meyers, Secretary of State of the State of Washington and custodian of the Seal of said State, do hereby certify that I have carefully compared the annexed copy of a proclamation by the Governor calling an extraordinary session of the Legislature to convene on the 15th day of March, 1963, with the original copy of said proclamation now on file in this office, and find the same to be a full, true and correct copy of said original, and the whole thereof, together with all official endorsements thereon.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed hereto the Seal of the State of Washington. Done at the Capitol, at Olympia, this 15th day of March, A.D. 1963.

(SEAL OF THE STATE OF WASHINGTON)

VICTOR A. MEYERS,
Secretary of State.

A PROCLAMATION BY THE GOVERNOR

WHEREAS, the 1963 Session of the Legislature, during the regular period of sixty days prescribed for said Session, failed to enact an appropriation measure; and

WHEREAS, the Legislature failed to enact a measure providing for redistricting of the State for purposes of representation in the Legislature as required by the State Constitution and as further directed by a Federal Court; and

WHEREAS, other measures important to the health, safety, and welfare of the people of the State of Washington were not enacted, to wit:

A Campaign Contributions and Expenditures Reporting Act;

A Comprehensive, Long-range Outdoor Recreation Program;

A Law Prohibiting Unfair Discrimination in Housing;

A Law Enabling Counties and the State to Cooperate through a Transportation Benefit District in Solving Bridge, Ferry, and Tunnel problems;

A Law to Control Use of State Automobiles;

A Nuclear Radiation Licensing and Regulation Act;

Laws to Improve Workmen's Compensation Awards, and Unemployment Compensation Benefits; and

WHEREAS, there is an additional five million dollars available for state aid to public education; and

WHEREAS, this additional five million dollars must be apportioned to assure the most equitable State support of public education; and

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

Now, Therefore, I, Albert D. Rosellini, Governor of the state of Washington, by virtue of the authority vested in me by the Constitution, do hereby convene the Legislature of the state of Washington in Extraordinary Session in the Capitol at Olympia on the fifteenth day of March, A.D., 1963, at the hour of 10:00 in the morning; and

Do Hereby Specify, in accordance with the requirements of the Constitution that the purposes for which the Legislature is convened are:

To appropriate sufficient funds, within the limitations of anticipated revenues, as determined by competent and proper authorities, to carry on the necessary functions and services of State Government;

To provide for reapportionment of legislative districts in accordance with the Constitution of the State of Washington and orders of the Federal Court; and

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

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia, this 14th day of March, A.D., Nineteen Hundred and Sixty-three.

ALBERT D. ROSELLINI, Governor,
State of Washington.

BY THE GOVERNOR

VICTOR A. MEYERS
Secretary of State

The Secretary read:

SENATE RESOLUTION

1963 EX -1-

By Senators Greive and Woodall:

WHEREAS, The Rules of the Senate of the Thirty-eighth Session were found to be useable and adequate; and

WHEREAS, The Extraordinary Session of the Thirty-eighth Legislature has now convened;

Now, Therefore, Be It Resolved, That the Rules of the Senate of the Thirty-eighth Session are hereby adopted as the Rules of the Senate of the Extraordinary Session of the Thirty-eighth Legislature.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION
1963 EX -2-

By Senators Greive and Woodall:

WHEREAS, The offices of President Pro Tempore of the Senate, Temporary President, Secretary of the Senate and Sergeant at Arms of the Senate were filled by competent persons during the Thirty-eighth Regular Session of the Legislature; and

WHEREAS, These officers served in a distinguished and satisfactory manner; and

WHEREAS, The Standing Committees of the Senate were formed and operated properly and efficiently during the Thirty-eighth Regular Session of the Legislature;

Now, Therefore, *Be It Resolved*, That said officers, committee chairmen and committee members of the said regular session shall constitute the officers and committees of the Extraordinary Session of the Thirty-eighth Legislature.

On motion of Senator Greive, the resolution was adopted.

SENATE RESOLUTION
1963 EX -3-

By Senators Greive and Woodall:

Be It Resolved, That a committee of three members be named by the President of the Senate to inform the House that the Senate is organized and ready to transact the business of the Extraordinary Session of the Thirty-eighth Legislature.

On motion of Senator Greive, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Kupka, Keefe and Chytil as a committee to notify the House that the Senate was organized and ready to transact business.

On motion of Senator Greive, the appointments were confirmed.

The committee retired.

COMMITTEE OF THE HOUSE

A committee from the House of Representatives, composed of Representatives Bozarth, Kirk and DeJarnatt appeared before the Senate and announced that the House was organized and ready to proceed with business.

The report was received.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 15, 1963.

MR. PRESIDENT:

The House has adopted: House Concurrent Resolution No. 1; also

House Concurrent Resolution No. 2, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

REPORT OF SPECIAL COMMITTEE

The special committee appointed to notify the House that the Senate was organized and ready to transact business, appeared and reported that their mission had been accomplished.

The report was received and the committee was discharged.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 1, by Senators Williams, Durkan and Ryder:

An Act relating to taxation; and declaring an emergency.

Referred to Committee on Ways and Means.

Senate Bill No. 2, by Senators McCormack, Ryder and Hallauer (by Executive request):

An Act relating to the development, regulation, and utilization of sources of ionizing radiation; amending section 3, chapter 207, Laws of 1961 and RCW 70.98.030; amending section 8, chapter 207, Laws of 1961 and RCW 70.98.080; amending section 11, chapter 207, Laws of 1961 and RCW 70.98.110; amending section 15, chapter 207, Laws of 1961 and RCW 70.98.150; and amending section 18, chapter 207, Laws of 1961 and RCW 70.98.180.

Referred to Committee on Natural Resources.

INTRODUCTION AND FIRST READING OF HOUSE RESOLUTIONS

The following were read first time by title and acted upon as indicated:

House Concurrent Resolution No. 1, by Representative Hurley:

Notifying the Governor that the legislature is organized.

On motion of Senator Greive, the rules were suspended, House Concurrent Resolution No. 1 was advanced to second reading and read the second time in full.

On motion of Senator Woodall, the rules were suspended, House Concurrent Resolution No. 1 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage and adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Donohue, Rickdall and Hanna to serve as the members from the Senate, under the provisions of House Concurrent Resolution No. 1, to notify the Governor that the legislature was organized and ready to transact business.

On motion of Senator Greive, the appointments were confirmed.

The committee retired.

House Concurrent Resolution No. 2, by Representative Hurley:

Relating to adoption of joint rules.

On motion of Senator Woodall, the rules were suspended, House Concurrent Resolution No. 2 was advanced to second reading and read the second time in full.

On motion of Senator Woodall, the rules were suspended, House Concurrent Resolution No. 2 was advanced to third reading, the second reading considered the third and the resolution was placed on final passage and adopted.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:30 a. m.

MOTION

At 11:30 a. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Monday, March 18, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FOURTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, March 18, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cooney, Cowen, Freise, Keefe, Herrmann, Peterson and Woodall.

On motion of Senator Greive, Senators Cooney, Cowen, Herrmann and Keefe were excused.

On motion of Senator Neill, Senators Freise, Peterson and Woodall were excused.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Almighty God, we pray for the people of the state of Washington and we invoke Thy blessing upon the Senators of this state. Give to us all open minds ready to receive and to welcome such new light of knowledge as it is Thy will to reveal.

"Give us the courage to change our minds when that is needed. Let us be tolerant of the thoughts of others for we never know in what voice Thou wilt speak.

"Impress us with a sense of responsibility and remind us lest we become filled with conceit, that one day a reckoning will be required of us.

"So grant the indwelling of Thy Holy Spirit to enable us to fulfill these petitions in Thy name for Jesus Christ's sake. Amen."

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

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 14, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bill, entitled:

Senate Bill No. 328:

Licensing pharmacists and regulating the sale of drugs.

Very truly yours,

BURTON R. JOHNSON,
Legal Administrative Assistant.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 15, 1963.

MR. PRESIDENT:

The Speaker has signed: House Concurrent Resolution No. 1; also House Concurrent Resolution No. 2, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 15, 1963.

MR. PRESIDENT:

Under the provisions of House Concurrent Resolution No. 1, the Speaker has appointed as members of the House to notify the Governor that the legislature is organized and ready to transact business, Representatives Lewis, McElroy and O'Connell.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed: House Concurrent Resolution No. 1; also House Concurrent Resolution No. 2.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIALS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 3, by Senators Williams and Greive:

An Act relating to metropolitan municipal corporations; amending section 4, chapter 213, Laws of 1957 and RCW 35.58.040; amending section 10, chapter 213, Laws of 1957 and RCW 35.58.100; amending section 18, chapter 213, Laws of 1957 and RCW 35.58.180; amending section 27, chapter 213, Laws of 1957 and RCW 35.58.270; amending section 53, chapter 213, Laws of 1957 and RCW 35.58.530; and adding new sections to chapter 213, Laws of 1957 and to chapter 35.58 RCW.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 4, by Senator Rasmussen:

An Act relating to oleomargarine, butter substitutes, and condensed milk; and repealing section 15.32.370, chapter 11, Laws of 1961 and RCW 15.32.370.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 5, by Senators Washington, Bailey and Raugust:

An Act relating to the joint committee on highways; prescribing fees for motor vehicles to finance research studies; making an appropriation; and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 6, by Senators Foley, Neill, Hallauer and Atwood:

An Act relating to the institutions of higher learning; authorizing the issuance and sale of state general obligation bonds and providing ways and means to pay said bonds; making an appropriation; and providing for the submission of this act to a vote of the people.

Referred to Committee on Ways and Means.

On motion of Senator Greive, there being no objection, the rules were suspended, and an additional sponsor was permitted to Senate Bill No. 6.

Senate Bill No. 7, by Senator Rasmussen:

An Act relating to the maintenance and operation of certain machines or mechanical devices, salesboards, bingo equipment and cardrooms in certain governmental subdivisions; repealing chapter 37, Laws of 1963; and declaring an emergency.

Referred to Committee on Commerce, Manufacturing and Licenses.

Senate Bill No. 8, by Senators Foley, Thompson, Jr., Hallauer and Durkan:

An Act relating to indebtedness of taxing districts; amending sections 1 through 3, pages 324 through 326, Laws of 1909 as amended by sections 12 and 13, chapter 90, Laws of 1919; section 1, chapter 147, Laws of 1921; section 1, chapter 99, Laws of 1927, and section 1, chapter 163, Laws of 1953, and RCW 28.51.010 through 28.51.050 and 28.51.060; and amending section 1, chapter 143, Laws of 1917 as last amended by section 1, chapter 227, Laws of 1959 and RCW 39.36.020.

Referred to Committee on Ways and Means.

On motion of Senator Greive, there being no objection, the rules were suspended, and an additional sponsor was permitted to Senate Bill No. 8.

Senate Bill No. 9, by Senators Foley, Thompson, Jr., Hallauer and Dore:

An Act relating to education; providing funds for the construction of public school plant facilities; authorizing the issuance and sale of limited obligation bonds of the state and providing ways and means to pay said bonds, continuing the imposition of taxes, prescribing the powers and duties of certain officers; making an appropriation; providing for a vote of the people under certain circumstances; and declaring an emergency.

Referred to Committee on Ways and Means.

On motion of Senator Greive, there being no objection, the rules were suspended, and an additional sponsor was permitted to Senate Bill No. 9.

Senate Joint Memorial No. 1, by Senator Kupka:

Memorializing Congress to enact the Youth Conservation Corps Act.

On motion of Senator Kupka, the rules were suspended, Senate Joint Memorial No. 1 was advanced to second reading and read the second time in full.

On motion of Senator Kupka, the rules were suspended, Senate Joint Memorial No. 1 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

POINT OF INQUIRY

Senator McCormack:

"Would Senator Kupka yield?"

"I want to congratulate you on this memorial. It's a wonderful program, but I wonder if you have included any provision that the federal government provide support for state programs where they are in existence?"

Senator Kupka:

"Well, Senator McCormack, I am not going to go into the workings of it. I believe it could be handled jointly or completely by the federal government, or vice versa. I believe that is something for the people who are setting up the program to decide. The money is going to have to come from some place. It would be nice to have a joint operation or federal matching funds along with the state. But it could be either way."

ROLL CALL

The Secretary called the roll on the final passage of Senate Joint Memorial No. 1, and the memorial passed the Senate by the following vote: Yeas, 30; nays, 10; absent or not voting, 9.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Dore, Durkan, England, Foley, Gallagher, Greive, Hanna, Henry, Hess, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Marde-sich, Morgan, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Talley, Washington—30.

Those voting nay were: Senators Atwood, Foster, Guess, McMillan, Moriarty, Jr., Neill, Ryder, Stender, Thompson, Jr., Williams—10.

Those absent or not voting were: Senators Cooney, Cowen, Freise, Gissberg, Hallauer, Herrmann, Keefe, Peterson, Woodall—9.

Senate Joint Memorial No. 1 having received the constitutional majority, was declared passed.

Senate Joint Resolution No. 1, by Senators McCormack, Thompson, Jr. and Talley:

Proposing constitutional amendment on publication necessary for submission of new city charter to electors.

Referred to Committee on Cities, Towns and Counties.

Senate Concurrent Resolution No. 1, by Senators Woodall, Neill and Ryder:

Limiting scope of special session.

Referred to Committee on Rules and Joint Rules.

PERSONAL PRIVILEGE

Senator Atwood:

"I am most pleased and happy to announce that the page whom I brought from Bellingham with me, due to the good offices of some of my brethren on the other side of the aisle and other personnel connected with the Senate, Dennis Hindman, who is sitting down in the front, is going to Washington D. C. next week to be a page in the United States Senate. For a country boy who just came down here, he is going a long way in a very short time. I would like to have traveled as far and as fast as he has in that time.

"I think congratulations are in order. I know he will perform his duties to the United States Senate as well as he has in the Washington State Senate."

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Atwood, Kupka, McCormack and Moriarty, Jr. to escort Page Dennis Hindman to a place of honor upon the rostrum.

(Applause.)

MOTION

At 11:00 a. m., on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators Freise, Guess, Henry, Petrich and Talley, Senator Freise having been excused.

MOTION

At 1:40 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Tuesday, March 19, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Tuesday, March 19, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster and Lennart.

On motion of Senator Neill, Senators Foster and Lennart were excused.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Almighty God, we humbly thank Thee for all the ways in which Thou hast blessed and guided the Senators and all of us unto this day. Now we desire to place ourselves and what we are about to undertake in Thy hands.

"Grant that we may have imagination founded on experience and wisdom so that by wise legislation and faithful administration the rights of all may be protected and our state enabled to fulfill Thy purposes for Jesus Christ's sake. Amen."

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

INTRODUCTION AND FIRST READING OF BILLS, MEMORIAL AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 10, by Senators Cooney and Neill:

An Act approving, ratifying and enacting into law the Columbia interstate compact relating to the division, apportionment and use of the waters of the Columbia river and its tributaries and the determination of rights in connection

therewith and incidental thereto; making the state of Washington a party thereto; creating the Columbia compact commission; providing for the members of such commission from the state of Washington; providing for the carrying out of said compact; making an appropriation; and declaring an emergency.

Referred to Committee on State Government.

Senate Bill No. 11, by Senators Hallauer and Ryder:

An Act relating to retirement and pensions; creating a state public pension commission; defining powers and duties; making an appropriation; and declaring an emergency.

Referred to Committee on State Government.

Senate Bill No. 12, by Senators Kupka, Atwood, Neill, Rasmussen and Keefe:

An Act relating to state and local government; providing for the allocation and distribution of revenues derived from the sale of liquor; and amending section 82.08.150, chapter 15, Laws of 1961, as amended by section 2, chapter 24, Laws of 1961 first extraordinary session, and RCW 82.08.150.

Referred to Committee on Ways and Means.

On motion of Senator Greive, there being no objection, the rules were suspended and additional sponsors were permitted to Senate Bill No. 12.

Senate Bill No. 13, by Senator Rasmussen:

An Act relating to lobbyists, lobbying, and the employers of lobbyists.

Referred to Committee on State Government.

Senate Bill No. 14, by Senators Charette, Donohue, Raugust and Lennart:

An Act relating to elections; and amending section 1, chapter 151, Laws of 1955 and RCW 29.13.010; and declaring an emergency.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Greive, the rules were suspended and the name of Senator Lennart was permitted as an additional sponsor to Senate Bill No. 14.

Senate Joint Memorial No. 2, by Senators Guess, McMillan and Raugust:

Proposing amendment to United States Constitution restricting certain business and taxing activities of federal government.

Referred to Committee on Ways and Means.

Senate Joint Resolution No. 2, by Senators Charette, Donohue, Raugust and Lennart:

Proposing constitutional amendment relating to districting and apportionment of the legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

On motion of Senator Greive, the rules were suspended and the name of Senator Lennart was permitted as an additional sponsor to Senate Joint Resolution No. 2.

MOTION

At 10:20 a. m., on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators Freise, Gissberg and Hanna.

On motion of Senator Bailey, Senators Hanna and Gissberg were excused.

On motion of Senator Neill, Senator Freise was excused.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 19, 1963.

MR. PRESIDENT:

The House has passed House Bill No. 2, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

House Bill No. 2, by Representatives Huntley, Rosenberg and Leland:

An Act relating to highways; making appropriations and reappropriations for the operations and capital improvements of the state highway commission and the Washington toll bridge authority.

Referred to Committee on Highways.

MOTION

At 1:45 p. m., on motion of Senator Greive, the Senate adjourned until 10:30 a. m., Wednesday, March 20, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

SIXTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, March 20, 1963.

The Senate was called to order at 10:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all the Senators were present except Senators Mardesich and Morgan.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Almighty God, Holy Spirit, bless this session with Thy presence and enter into each of our hearts. We beseech Thee to guide the Senators in their work. Grant that they may always prove themselves mindful of Thy favor and glad to do Thy will. Endue them with wisdom, patience and bestow Thy guidance upon them in all their duties and give Thy counsel to them in all their perplexities.

"For in Thy Name we have entrusted to them the authority of government that there may be justice, peace and obedience to Thy law in our state.

"We ask these blessings in the name of Thy Son, Jesus Christ our Lord. Amen."

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

MOTION

At 10:40 a. m., on motion of Senator Greive, the Senate recessed until 11:00 a. m.

SECOND MORNING SESSION

The President called the Senate to order at 11:00 a. m.

The President declared the Senate to be at ease.

The President called the Senate to order at 11:25 a. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Talley and Thompson, Jr.

On motion of Senator Greive, Senator Talley was excused.

On motion of Senator Freise, Senator Thompson, Jr. was excused.

PRESIDENT'S PRIVILEGE

The President announced the presence within the bar of the Senate of the members of the Blanchet High School Basketball Team, and appointed a special committee consisting of Senators Gallagher, Knoblauch, Henry, Connor, Herrmann, Cooney, Gissberg, Sandison, Neill, Moriarty, Jr., DeGarmo, Petrich, Stender, Guess, Peterson, Raugust and Cowen to escort the team members, together with the Right Reverend Monsignor John Doogan and Coach Don Zech to places of honor upon the rostrum.

SENATE RESOLUTION

1963 EX -4-

By Senator Gallagher:

WHEREAS, Blanchet High School has recently won the State Class AA Basketball Championship, climaxing a twenty-seven game winning streak; and

WHEREAS, This victory was attained in a field which had outstanding teams from throughout the state of Washington; and

WHEREAS, This victory evidences not only the fine athletic ability of the players but also reflects with credit on the faculty of the school; and

WHEREAS, The members of the Senate and citizens of the state of Washington are proud of the achievements of Blanchet High School and wish to pay tribute to the school, its faculty and students;

Now, Therefore, Be It Resolved, That the Senate of the state of Washington does hereby extend its heartiest congratulations to Blanchet High School for its superb performance in winning the 1963 Class AA Basketball Championship; and

Be It Further Resolved, That the Secretary of the Senate is directed to transmit copies of this Resolution to the Rt. Rev. Msgr. John Doogan, and Mr. Don Zech, principal and coach, respectively, of Blanchet High School, Seattle, Washington.

On motion of Senator Gallagher, the resolution was adopted.

PRESENTATION OF CERTIFICATES

The President with the assistance of Senator Gallagher presented to each member of the team an award certificate signed by the President, the Secretary of the Senate and the Secretary of State.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 15, by Senators Hallauer, Morgan and Rasmussen:

An Act relating to state government; and providing that the separate houses of the legislature shall refer any bill having a financial impact upon the funds of the state to the ways and means committee of that house in which it is introduced.

Referred to Committee on Ways and Means.

Senate Bill No. 16, by Senator Hess:

An Act relating to state government; creating a state legislative council and setting out its powers and duties; authorizing and creating certain committees thereof and setting out their powers and duties; providing certain compensation and fees; providing penalties; repealing sections 1 through 8, chapter 36, Laws of 1947 as amended by sections 1 through 3, chapter 206, Laws of 1955 and chapter 44.24 RCW; repealing sections 1, 2, and 5 through 16, chapter 43, Laws of 1951 as amended by sections 4 through 10, chapter 206, Laws of 1955, and section 2, chapter 148, Laws of 1959 and chapter 44.28 RCW; repealing sections 1 through 17, chapter 299, Laws of 1959 and sections 1 through 17, chapter 296, Laws of 1961 and chapter 44.32 RCW; repealing sections 1 through 16, chapter 308, Laws of 1961 and chapter 44.36 RCW; and making appropriations.

Referred to Committee on State Government.

Senate Bill No. 17, by Senators Moriarty, Jr., Hess and Ryder:

An Act relating to indebtedness of taxing districts; amending sections 1 through 3, pages 324 through 326, Laws of 1909 as amended by sections 12 and 13, chapter 90, Laws of 1919; section 1, chapter 147, Laws of 1921; section 1, chapter 99, Laws of 1927, and section 1, chapter 163, Laws of 1953, and RCW 28.51.010 through 28.51.050 and 28.51.060; and amending section 1, chapter 143, Laws of 1917 as last amended by section 1, chapter 227, Laws of 1959 and RCW 39.36.020.

Referred to Committee on Education.

Senate Bill No. 18, by Senators England, Riley and Mardesich:

An Act relating to restrictions on the sale of intoxicating liquor on or near the University of Washington grounds; and amending section 1, chapter 75, Laws of 1895 as last amended by section 1, chapter 120, Laws of 1951 and RCW 66.44.190.

Referred to Committee on Liquor Control.

Senate Bill No. 19, by Senators DeGarmo, Dore, Durkan, Foley, Gallagher, Greive, Guess, Hallauer, Keefe, Knoblauch, Kupka, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Riley, Ryder, Sandison, Stender and Thompson, Jr.:

An Act relating to education; amending section 2, chapter 198, Laws of 1961 and RCW 28.84.180; amending section 3, chapter 198, Laws of 1961 and RCW 28.84.190; amending section 4, chapter 198, Laws of 1961 and RCW

28.84.200; amending section 5, chapter 198, Laws of 1961 as amended by section 1, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.210; amending section 2, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.270; amending section 11, chapter 198, Laws of 1961 and RCW 28.84.260; amending section 2, chapter 115, Laws of 1945 and RCW 28.84.120; amending section 3, chapter 115, Laws of 1945 and RCW 28.84.130 and 28.84.140; and adding new sections to chapter 28.84 RCW.

Referred to Committee on Ways and Means.

On motion of Senator Hallauer, there being no objection, the rules were suspended and additional names were permitted as sponsors to Senate Bill No. 19.

Senate Joint Resolution No. 3, by Senators DeGarmo and Peterson:

Authorizing plaque on dam on Capitol Lake.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Joint Resolution No. 4, by Senators Moriarty, Jr., Hess and Ryder:

Authorizing the use of the permanent school fund to guarantee school district bonds.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Concurrent Resolution No. 2, by Senators DeGarmo, Chytil and Connor:

Renovating legislative accommodations.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Concurrent Resolution No. 3, by Senators DeGarmo, Riley and Peterson:

Safekeeping legislative building mural sketches.

On motion of Senator Riley, the rules were suspended, Senate Concurrent Resolution No. 3 was advanced to second reading and read the second time in full.

On motion of Senator Riley, the rules were suspended, Senate Concurrent Resolution No. 3 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

Senate Concurrent Resolution No. 4, by Senators DeGarmo, Chytil, Charette and Rasmussen:

Authorizing inland canal study.

Referred to Committee on State Government.

On motion of Senator DeGarmo, there being no objection, the rules were suspended and the names of Senators Charette and Rasmussen were permitted as additional sponsors to Senate Concurrent Resolution No. 4.

MOTIONS

On motion of Senator Hallauer, the Senate reverted to the first order of business.

Senator Hallauer moved that the Committee on State Government be relieved of further consideration of Senate Bill No. 11.

Debate ensued.

At 12:10 p. m., on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The President declared the Senate to be at ease.

The President called the Senate to order at 2:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Lennart, McCutcheon, Stender, Talley and Thompson, Jr.

MOTIONS

The President stated the question before the Senate is: It has been moved that the Committee on State Government be relieved of further consideration of Senate Bill No. 11.

The motion was carried.

On motion of Senator Hallauer, Senate Bill No. 11 was referred to the Committee on Ways and Means.

Senator Woodall moved that the Committee on State Government be relieved of further consideration of Senate Bill No. 10.

Debate ensued.

The motion was lost.

At 2:15 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Thursday, March 21, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

SEVENTH DAY

MORNING SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, March 21, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Petrich, Stender, Talley and Woodall.

On motion of Senator Keefe, Senator Talley was excused.

On motion of Senator Dore, Senator Petrich was excused.

On motion of Senator Rickdall, Senators Woodall and Stender were excused.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Almighty and everlasting God, whose majesty is written in the heavens, whose glory overshadows the earth, and before whose searching eyes the centuries must pass in review, Thy goodness is renewed to us day by day.

"Help us to bear with honor the mantle of responsibility. Help us to contribute something to each day and to our generation that will be worthy of Thy commendation.

"As we give ourselves to the high purpose of government by and for the people, help us to work with the high hopes that inspire to noble achievement.

"In the name of Him who is the Wonderful Counselor, Mighty God, and Prince of Peace. Amen."

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

The Secretary read:

SENATE RESOLUTION
1963 EX -5-

By Senators Morgan and DeGarmo:

WHEREAS, The people of the state of Washington take great pride in the Puget Sound Naval Shipyard with its sixty-five years of building, converting and repairing the ships of the United States fleet; and

WHEREAS, This Naval Shipyard at Bremerton, Washington has been rated number one of its class in speed, efficiency and economy, throughout the entire nation; and

WHEREAS, The maintenance of this fine Naval Shipyard has been of incomparable aid in the successful termination of World War I, World War II, and the Korean conflict, and serves this nation in readiness in such crises as recently encountered over Berlin and Cuba; and

WHEREAS, This Naval Shipyard which has been home port to thousands of young men from all parts of the nation has, as such, contributed many fine citizens to this state; and

WHEREAS, The skills and training received by employees at the Puget Sound Naval Shipyard has been an important asset to the economy of this state when such employees have moved into other phases of industry;

Now, Therefore, *Be It Resolved*, That the Senate commend the personnel, military and civil, of the Puget Sound Naval Shipyard at Bremerton, Washington, for their past and present contributions to the citizens of this state and this nation; their dedication to the security of this nation, and a performance in speed, efficiency and economy unmatched elsewhere in this United States;

And *Be It Further Resolved*, That the Secretary of the Senate transmit copies of this Senate Resolution to the officials in command of the Puget Sound Naval Shipyard, the Honorable John F. Kennedy, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, and to each member of Congress from the state of Washington.

On motion of Senator DeGarmo, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 9:

Senate Chamber,
Olympia, Wash., March 20, 1963.

Authorizing the issuance of limited obligation bonds for school construction (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, David E. McMillan, Charles P. Moriarty, Jr., Marshall A. Neill, John A. Petrich, Edward F. Riley, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 19:

Senate Chamber,
Olympia, Wash., March 20, 1963.

Implementing law relating to community colleges (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
....., *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Frank Connor, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, David E. McMillan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 20, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 1, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 20, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 4, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS, MEMORIAL AND RESOLUTIONS

The following were introduced, read first time by title, and acted upon as indicated:

Senate Bill No. 20, by Senator Hess:

An Act relating to property taxes; amending section 84.56.020, chapter 15, Laws of 1961 and RCW 84.56.020; and providing an effective date.

Referred to Committee on Ways and Means.

Senate Bill No. 21, by Senators Henry and Hess:

An Act relating to the death penalty; amending section 12, page 78, Laws of 1854 as last amended by section 1, chapter 112, Laws of 1919 and RCW 9.48.030; and amending section 1, chapter 6, Laws of 1933 extraordinary session and RCW 9.52.010.

Referred to Judiciary Committee.

Senate Bill No. 22, by Senator Talley:

An Act relating to civil defense; providing for cooperation between the state of Washington and political subdivisions and municipal corporations; and amending section 13, chapter 178, Laws of 1951, as amended by section 1, chapter 210, Laws of 1955 and RCW 38.52.110.

Referred to Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense.

Senate Bill No. 23, by Senators Keefe, Kupka and Rickdall:

An Act relating to revenue and taxation; amending section 3, chapter 168, Laws of 1961 and RCW 84.36.171; and adding new sections to chapter 84.36 RCW.

Referred to Committee on Ways and Means.

Senate Bill No. 24, by Senators Henry and Cooney:

An Act relating to motor vehicle fuel and aircraft fuel excise taxes; amending section 82.36.010, chapter 15, Laws of 1961 and RCW 82.36.010; amending section 82.36.020, chapter 15, Laws of 1961, as amended by section 1, chapter 7, Laws of 1961 first extraordinary session, and RCW 82.36.020; amending section 82.36.030, chapter 15, Laws of 1961 and RCW 82.36.030; amending section 82.36.040, chapter 15, Laws of 1961 and RCW 82.36.040; amending section 82.36.070, chapter 15, Laws of 1961 and RCW 82.36.070; amending section 82.36.080, chapter 15, Laws of 1961 and RCW 82.36.080; amending section 82.36.100, chapter 15, Laws of 1961, as amended by section 2, chapter 7, Laws of 1961 first extraordinary session, and RCW 82.36.100; amending section 82.36.110, chapter 15, Laws of 1961 and RCW 82.36.110; amending section 82.36.150, chapter 15, Laws of 1961 and RCW 82.36.150; amending section 82.36.160, chapter 15, Laws of 1961 and RCW 82.36.160; amending section 82.36.180, chapter 15, Laws of 1961 and RCW 82.36.180; amending section 82.36.190, chapter 15, Laws of 1961 and RCW 82.36.190; amending section 82.36.200, chapter 15, Laws of 1961 and RCW 82.36.200; amending section 82.36.210, chapter 15, Laws of 1961, as amended by section 30, chapter 21, Laws of 1961 first extraordinary session, and RCW 82.36.210; amending section 82.36.230, chapter 15, Laws of 1961 and RCW 82.36.230; amending section 82.36.310, chapter 15, Laws of 1961 and RCW 82.36.310; amending section 82.36.330, chapter 15, Laws of 1961 and RCW 82.36.330; amending section 82.36.335, chapter 15, Laws of 1961 and RCW 82.36.335; amending section 82.36.360, chapter 15, Laws of 1961 and RCW 82.36.360; amending section 82.36.370, chapter 15, Laws of 1961 and RCW 82.36.370; amending section 82.36.390, chapter 15, Laws of 1961 and RCW 82.36.390; amending section 82.36.410, chapter 15, Laws of 1961 and RCW 82.36.410; amending section 82.36.440, chapter 15, Laws of 1961 and RCW 82.36.440; adding new sections to chapter 15, Laws of 1961 and to chapter 82.36 RCW; providing penalties; and declaring an effective date.

Referred to Committee on Highways.

Senate Bill No. 25, by Senators Kupka, Thompson, Jr. and Hallauer:

An Act relating to the state operated charitable, educational and penal institutions; authorizing the issuance and sale of state general obligation bonds to provide for needful buildings for the juvenile correctional institution situated in King county in the vicinity of Echo Lake; providing ways and means to pay said bonds; making an appropriation; providing for submission of this act to a vote of the people, and declaring an emergency.

Referred to Committee on Public Institutions.

Senate Bill No. 26, by Senators McCutcheon and Petrich:

An Act relating to community colleges; and amending section 11, chapter 198, Laws of 1961 and RCW 28.84.260.

Referred to Committee on Education.

Senate Bill No. 27, by Senators Washington and Raugust:

An Act relating to revenue and taxation; imposing a motor vehicle fuel

tax on the importation of gasoline into this state in the fuel supply tanks of commercial vehicles being used on the highways of this state for commercial purposes; providing for the payment, collection, and lien of the tax, and the distribution and use of the proceeds thereof; providing for the retention of records and the making of reports; providing for refunds; conferring powers and imposing duties on certain state officers and departments; imposing penalties; amending section 82.36.220, chapter 15, Laws of 1961 as amended by section 31, chapter 21, Laws of 1961 extraordinary session and RCW 82.36.220; amending section 82.36.300, chapter 15, Laws of 1961 and RCW 82.36.300; and providing an effective date.

Referred to Committee on Highways.

Senate Bill No. 28, by Senators Kupka, Keefe and Freise:

An Act relating to the state operated charitable, educational and penal institutions; providing for the establishment, administration and operation of an institution to be known as the Washington correctional institution for women; authorizing the issuance and sale of state general obligation bonds to provide needful buildings for said institution and providing ways and means to pay said bonds; authorizing the transfer and detention of inmates, whether in this or other states; making an appropriation; providing for submission of sections 15 through 20 of this act to a vote of the people; amending section 72.68.080, chapter 28, Laws of 1959 and RCW 72.68.080; amending section 72.68.100, chapter 28, Laws of 1959 and RCW 72.68.100; and declaring an emergency.

Referred to Committee on Public Institutions.

Senate Bill No. 29, by Senators Morgan and Guess:

An Act relating to revenue and taxation; amending section 82.08.010, chapter 15, Laws of 1961 as amended by section 1, chapter, (House Bill No. 53), Laws of 1963, and RCW 82.08.010; and amending section 82.08.080, chapter 15, Laws of 1961 as amended by section 2, chapter, (House Bill No. 53), Laws of 1963, and RCW 82.08.080.

Referred to Committee on Ways and Means.

Senate Bill No. 30, by Senators Hess and Cooney:

An Act relating to education; amending section 2, chapter 198, Laws of 1961 and RCW 28.84.180; amending section 3, chapter 198, Laws of 1961 and RCW 28.84.190; amending section 4, chapter 198, Laws of 1961 and RCW 28.84.200; amending section 5, chapter 198, Laws of 1961 as amended by section 1, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.210; amending section 2, chapter 20, Laws of 1961 extraordinary session and RCW 28.84.270; amending section 11, chapter 198, Laws of 1961 and RCW 28.84.260; amending section 2, chapter 115, Laws of 1945 and RCW 28.84.120; amending section 3, chapter 115, Laws of 1945 and RCW 28.84.130 and 28.84.140; and adding new sections to chapter 28.84 RCW.

Referred to Committee on Education.

Senate Bill No. 31, by Senators Foley, Neill and Dore:

An Act relating to the expenses and costs of the legislature including subsistence payments; making appropriations therefor; and declaring an emergency.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 31 was advanced to second reading, and read the second time by sections.

On motion of Senator Greive, the rules were suspended, Senate Bill No. 31 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 31, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Washington, Williams—42.

Those voting nay were: Senator Cowen—1.

Those absent or not voting were: Senators Donohue, Henry, Petrich, Stender, Thompson, Jr., Woodall—6.

Senate Bill No. 31, having received the constitutional majority, was declared passed.

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

Senate Joint Memorial No. 3, by Senator Dore:

Commending Century Mark Plan.

Referred to Judiciary Committee.

Senate Joint Resolution No. 5, by Senators Sandison, Bailey and Neill:

Proposed constitutional amendment relating to apportionment and districting of state legislative districts.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Concurrent Resolution No. 5, by Senators Durkan, Gissberg and Charette:

Providing for advisory body to explore watershed area recreational use.

Referred to Committee on Natural Resources.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 1, by Representatives King and Kink:

An Act adopting the budget and making appropriations for the operation of state agencies for the fiscal biennium beginning July 1, 1963, and ending June 30, 1965.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 4, by Representatives Huntley, Rosenberg and Leland:

An Act relating to highways and the operation of vehicles thereon; describing powers and duties of the Washington state highway commission, the Washington state toll bridge authority, the license department, and the joint committee on highways, herein created; establishing and designating certain highways; providing for surveys and studies of proposed highway additions and proposed toll facilities; prescribing fees, size, weight, load permits and equipment restrictions for certain motor vehicles; providing penalties; making

appropriations; amending sections 47.16.100, 47.16.120, 47.16.140, 47.16.200, 47.20.010, 47.20.080, 47.20.120, 47.20.130, 47.20.160, 47.20.210, 47.20.250, 47.20.440, 47.20.490, 47.20.500, 47.20.140, 47.20.100, 47.20.380, 47.56.140, 47.36.110, chapter 13, Laws of 1961, and RCW 47.16.100, 47.16.120, 47.16.140, 47.16.200, 47.20.010, 47.20.080, 47.20.120, 47.20.130, 47.20.160, 47.20.210, 47.20.250, 47.20.440, 47.20.490, 47.20.500, 47.20.140, 47.20.100, 47.20.380, 47.56.140, and 47.36.110; amending section 47.20.220, chapter 13, Laws of 1961, as amended by section 13, chapter 21, Laws of 1961 extraordinary session and RCW 47.20.220; amending section 47.20.340, chapter 13, Laws of 1961, as amended by section 11, chapter 21, Laws of 1961 extraordinary session and RCW 47.20.340; amending section 47.16.010, chapter 13, Laws of 1961, as amended by section 1, chapter 21, Laws of 1961 extraordinary session and RCW 47.16.010; amending sections 46.60.150, 46.60.170, 46.60.330, 46.44.037 and 46.60.020, chapter 12, Laws of 1961 and RCW 46.60.150, 46.60.170, 46.60.330, 46.44.037 and 46.60.020; amending section 46.16.010, chapter 12, Laws of 1961, as amended by section 32, chapter 21, Laws of 1961 extraordinary session and RCW 46.16.010; amending section 5, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.440; amending section 46.44.030, chapter 12, Laws of 1961 as amended by section 36, chapter 21, Laws of 1961 extraordinary session and RCW 46.44.030; adding a new section to chapter 13, Laws of 1961 and chapter 47.20 RCW; adding a new section to chapter 12, Laws of 1961 and chapter 46.52 RCW; adding a new section to chapter 213, Laws of 1957 and chapter 35.58 RCW; providing effective dates; and declaring an emergency.

Referred to Committee on Highways.

MOTION

At 10:30 a. m., on motion of Senator Greive, the Senate recessed until 1:15 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:15 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Gissberg, Hanna and Stender.

On motion of Senator Charette, Senator Dore was excused.

On motion of Senator Rickdall, Senator Stender was excused.

MOTIONS

On motion of Senator Morgan, the Committee on Public Institutions was relieved of further consideration of Senate Bill No. 25.

On motion of Senator Morgan, Senate Bill No. 25 was referred to Committee on Ways and Means.

On motion of Senator Morgan, the Committee on Public Institutions was relieved of further consideration of Senate Bill No. 28.

On motion of Senator Morgan, Senate Bill No. 28 was referred to Committee on Ways and Means.

The Secretary read:

SENATE RESOLUTION
1963 EX -6-

By Senators McCormack, Lennart and Hallauer:

WHEREAS, The President of the United States has recently requested the Congress to establish a "National Academy of Foreign Affairs" to train American foreign service personnel for the multitude of tasks which confront them throughout the world; and

WHEREAS, Such a proposed National Academy of Foreign Affairs would provide schools for the personnel of all governmental agencies in the United States involved in the formulation, direction and furtherance of our national goals and foreign policy, and would have graduate school status with a tentative student body of approximately one thousand student officials; and

WHEREAS, The present Foreign Service Institute of the Department of State would be incorporated into the National Academy of Foreign Affairs, which would also be open to Army, Navy and Air Force officers whose military assignments involve the formulation, direction and furtherance of our national goals and foreign policy; and

WHEREAS, By concentrating such training in one academy there could be provided an essential unity of purpose and action so that all of these operations can be coordinated into a harmonious whole; and

WHEREAS, The proposed National Academy of Foreign Affairs would command respect throughout the government, in academic communities, and with all knowledgeable persons concerned with United States foreign policy and overseas operations of our diplomatic and foreign service officers; and would provide the United States with added skill and strength to meet and overcome the continuously more complex problems of the cold war, and would be a source of pride and stability for free men everywhere; and

WHEREAS, The cost of such an academy would be extremely small as compared to the cost of other service academies, and would provide the potential for a far greater dollar-for-dollar return on the cost of operation than these academies;

Now, Therefore, Be It Resolved, By the Senate of the state of Washington, that we do hereby express our approval and support for the recommendation of the President of the United States that Congress establish a National Academy of Foreign Affairs, and do hereby urge prompt approval of this needed educational facility; and

Be It Further Resolved, That copies of this Resolution be transmitted by the Secretary of the Senate to the Honorable John F. Kennedy, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, and to each member of Congress from the state of Washington.

On motion of Senator McCormack, the resolution was adopted.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 21, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 31, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 21, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 31, have inspected same and find it correctly enrolled and certified.
....., *Chairman.*

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

SIGNED BY THE PRESIDENT**The President has signed: Senate Bill No. 31.**House of Representatives,
Olympia, Wash., March 21, 1963.**MR. PRESIDENT:**The House has passed House Joint Memorial No. 3, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.***FIRST READING OF HOUSE MEMORIAL**

The following was read first time by title and acted upon as indicated:

House Joint Memorial No. 3, by Representatives Burtch and Anderson: Seeking congressional action on funds for Wynooche multi-purpose dam project.

On motion of Senator Bailey, the rules were suspended, House Joint Memorial No. 3 was advanced to second reading and read the second time in full.

On motion of Senator Charette, the rules were suspended, House Joint Memorial No. 3 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

PERSONAL PRIVILEGE

Senator DeGarmo:

"Would Senator Charette yield to a question?"

"Senator, I expect you to be a Senator from Aberdeen for many, many years and would you see to it, in case I am not in a position to do so, that we have a proper fish ladder over that dam?"

Senator Charette:

"Mr. President, Senator DeGarmo:

"This is one of the things that has been taken into consideration in the study and I can assure you that this is of utmost concern to me, and this matter has been taken care of."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 3, and the memorial passed the Senate by the following vote: Yeas, 40; nays, 0; absent or not voting, 9.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Henry, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Talley, Thompson, Jr., Washington, Williams, Woodall—40.

Those absent or not voting were: Senators Dore, Durkan, Gissberg, Hanna, Herrmann, Lennart, Petrich, Sandison, Stender—9.

House Joint Memorial No. 3, having received the constitutional majority, was declared passed.

MESSAGE FROM THE GOVERNOR**GUBERNATORIAL APPOINTMENT**

The following appointment by the Governor was acted upon as indicated:

BOARD OF REGENTS WASHINGTON STATE UNIVERSITY

Frances P. Owen, appointed March 21, 1963, for the term ending March 9, 1969, succeeding herself.

Referred to Committee on Higher Education and Libraries.

The President declared the Senate to be at ease.

The President called the Senate to order at 1:55 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Dore, Gissberg, Hanna, Rickdall and Stender, Senators Dore and Stender having been previously excused.

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

SECOND READING OF BILLS

Senate Bill No. 19, by Senators DeGarmo, Dore, Durkan, Foley, Gallagher, Greive, Guess, Hallauer, Keefe, Knoblauch, Kupka, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Riley, Ryder, Sandison, Stender and Thompson, Jr.:

Implementing law relating to community colleges.

REPORT OF STANDING COMMITTEE

Senate Bill No. 19:

Senate Chamber,
Olympia, Wash., March 20, 1963.

Implementing law relating to community colleges (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendment:

On page 8, section 9, line 16, after the period strike all matter down to and including the period on line 21, and insert: *"The state board of education may authorize the establishment and determine the location of four additional community colleges, two of which shall not begin active operation until the commencement of the 1965-1966 community college school year. Thereafter additional community colleges shall be established only by express action of the legislature after consideration of the recommendations of the state board of education."*

FRANK W. FOLEY, Chairman.

....., Chairman,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, Chairman,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Frank Connor, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, David E. McMillan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Albert C. Thompson, Jr., Walter B. Williams.

The bill was read the second time by sections.

Senator Hallauer moved the adoption of the committee amendment.

Senator Hess moved the adoption of the following amendments to the committee amendment:

Strike the committee amendment and substitute the following:

On page 8, section 9, line 17, after the words "location of" strike the word "two" and insert "four".

In line 18, after "1965" insert the following: *" Provided, That two of the additional community colleges shall not be authorized prior to January 1, 1964"*

Debate ensued.

MOTIONS

On motion of Senator Keefe, Senate Bill No. 19 was ordered to retain its place on the second reading calendar for tomorrow.

At 2:00 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Friday, March 22, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

EIGHTH DAY**MORNING SESSION**

SENATE CHAMBER,

OLYMPIA, WASH., Friday, March 22, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Cowen.

On motion of Senator Keefe, Senator Cowen was excused.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Lord, Who hast taught us that where Thy faithful people are, there are Thou in the midst of them; be present, we pray Thee in this Senate chamber and open our ears that we may hear Thy words and be conscious of Thy presence so that our prayers may be effective and translated into action. We pray that the Senators, their associates and all others be faithful to our duties and responsibilities to Thee, O Lord, to ourselves and the people of this state.

"Grant us honest convictions, clear speech, and justice and pure intentions in our relations with one another that the welfare of the people of this state may flourish to Thy honor and glory, for Jesus Christ's sake. Amen."

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

The Secretary read:

SENATE RESOLUTION

1963 EX -7-

By Senators McCutcheon, Chytil, Knoblauch and DeGarmo:

WHEREAS, One of the great factors in the cost of state government relates to the quality of the state's employees and the duration of their employment with the state;

Now, Therefore, Be It Resolved By the Senate, That the state personnel board as established under the provisions of RCW 41.06.030, the personnel committees of state institutions of higher learning as established under the provisions of RCW 4.106.050, and the state highway department personnel board as established under the provisions of RCW 41.06.060, shall make a study, prepare and propose a program in writing, prior to January 1, 1965, for submission, with recommendations to the Thirty-ninth Regular

Session of the Washington State Legislature on the first day it convenes, encompassing the following:

(1) An analysis of the sick leave policy of the agencies and institutions of the state with recommendations for changes directed toward reducing absenteeism among state employees. Consideration shall be given to proposals for allowing payment in money or extended vacation time for a portion of an employee's accrued sick leave upon honorable termination of employment with a state agency or institution and this analysis shall include in detail all costs involved in the financing or implementation of any recommended change;

(2) An analysis of longevity pay systems presently in use in the agencies and institutions of the state with recommendations for changes directed toward reducing employee turnover. Any recommended change shall include a detailed itemization of the costs involved in financing or implementing such change and shall set forth the effect, if any, on the retirement program costs of the state agency or institution;

And Be It Further Resolved, That the Secretary of the Senate shall send copies of this Senate Resolution to the aforementioned personnel boards and committees for their further action thereon.

On motion of Senator McCutcheon, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 18:

Senate Chamber,
Olympia, Wash., March 21, 1963.

Relating to restrictions of the sale of intoxicating liquor on or near the University of Washington grounds (reported by Committee on Liquor Control):

MAJORITY recommends that it do pass.

FRANK CONNOR, *Chairman*.

We concur in this report: Victor F. DeGarmo, George W. Kupka, Edward F. Riley, Gordon Sandison, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 5:

Senate Chamber,
Olympia, Wash., March 21, 1963.

Providing for advisory body to explore watershed area recreational use (reported by Committee on Natural Resources):

MAJORITY recommends that it do pass.

MIKE McCORMACK, *Chairman*.

We concur in this report: Wilbur G. Hallauer, Al Henry, John T. McCutcheon, Ralph L. Rickdall, Edward F. Riley.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Joint Resolution No. 1:

Senate Chamber,
Olympia, Wash., March 21, 1963.

Proposing constitutional amendment on publication necessary for submission of new city charter to electors (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Frank Connor, Dewey C. Donohue, Jack England, Sam C. Guess, Al Henry, Andy Hess, George W. Kupka, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 2:

Senate Chamber,
Olympia, Wash., March 22, 1963.

Providing appropriations and reappropriations for highway operations and improvements (reported by Committee on Highways):

MAJORITY recommends that it do pass.

NAT WASHINGTON, *Chairman*.
AL HENRY, *Vice Chairman*.

We concur in this report: F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, Karl V. Herrmann, James Keefe, Reuben A. Knoblauch, August P.

Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, John N. Ryder, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 21, 1963.

To the Honorable, The Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 146:

Providing temporary state aid for county probationary services.

Senate Bill No. 154:

Authorizing exchange of standing timber on United States parklands for timber without such park lands.

Senate Bill No. 213:

Authorizing disincorporation of dormant special districts.

Senate Bill No. 219:

Authorizing cities to form local improvement districts in adjacent unincorporated areas.

Senate Bill No. 220:

Raising minimum population for incorporation of certain cities to three thousand.

Senate Bill No. 265:

Supplementing law relating to dairies and dairy products.

Senate Bill No. 343:

Relating to public service companies.

Senate Bill No. 351:

Permitting certain insurance companies to issue one dollar par stock.

Very truly yours,

BURTON R. JOHNSON,

Legal Administrative Assistant.

The Secretary read:

MESSAGES FROM THE HOUSE

MR. PRESIDENT:

The Speaker has signed Senate Bill No. 31 and the same is herewith transmitted.
House of Representatives,
Olympia, Wash., March 21, 1963.
S. R. HOLCOMB, Chief Clerk.

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 26 and the same is herewith transmitted.
House of Representatives,
Olympia, Wash., March 21, 1963.
S. R. HOLCOMB, Chief Clerk.

MR. PRESIDENT:

The House has passed House Joint Resolution No. 2 and the same is herewith transmitted.
House of Representatives,
Olympia, Wash., March 21, 1963.
S. R. HOLCOMB, Chief Clerk.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 32, by Senator Cooney:

An Act relating to townships; and amending section 11, chapter 175, Laws

of 1895 as last amended by section 1, chapter 167, Laws of 1953 and RCW 45.12.020.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 33, by Senators Herrmann, England and Cooney:

An Act relating to the organization and reorganization of school districts; adding a new section to chapter 266, Laws of 1947 and to chapter 28.57 RCW.

Referred to Committee on Education.

Senate Bill No. 34, by Senators Washington, Guess and Donohue:

An Act relating to transportation studies; and making appropriations.

Referred to Committee on Highways.

Senate Bill No. 35, by Senators Washington, Guess and Donohue:

An Act relating to the Washington toll bridge authority and the operation of ferries; making appropriations; amending sections 47.56.140, chapter 13, Laws of 1961 and RCW 47.56.140; amending section 5, chapter 9, Laws of 1961 extraordinary session and RCW 47.60.440; prescribing an effective date and declaring an emergency.

Referred to Committee on Highways.

Senate Bill No. 36, by Senators Washington, Guess and Donohue:

An Act relating to the operation of motor vehicles; prescribing penalties; adding a new section to chapter 12, Laws of 1961 and chapter 46.52 RCW; and amending section 47.36.110, chapter 13, Laws of 1961 and RCW 47.36.110; amending sections 46.60.150, 46.60.170, 46.60.330, 46.44.037 and 46.60.020, chapter 12, Laws of 1961 and RCW 46.60.150, 46.60.170, 46.60.330, 46.44.037 and 46.60.020; amending section 46.16.010, chapter 12, Laws of 1961, as amended by section 32, chapter 21, Laws of 1961 extraordinary session and RCW 46.16.010; and amending section 46.44.030, chapter 12, Laws of 1961 as amended by section 36, chapter 21, Laws of 1961 extraordinary session and RCW 46.44.030.

Referred to Committee on Highways.

Senate Joint Resolution No. 6, by Senator McCormack:

Providing for annual sessions of the legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Concurrent Resolution No. 6, by Senators Durkan, Ryder and McCormack:

Providing for a study of the property tax exemption statutes.

Referred to Committee on Ways and Means.

FIRST READING OF HOUSE BILL AND RESOLUTION

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No 26, by Representatives King, Canfield and Kink:

An Act adopting the capital budget and making appropriations for capital improvements; and declaring an emergency.

Referred to Committee on Ways and Means.

House Joint Resolution No. 2, by Representative Dootson:

Limiting the state bonded indebtedness.

Referred to Committee on Constitution, Elections and Legislative Processes.

SECOND READING OF BILLS

Senate Bill No. 19, by Senators DeGarmo, Dore, Durkan, Foley, Gallagher, Greive, Guess, Hallauer, Keefe, Knoblauch, Kupka, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Riley, Ryder, Sandison, Stender and Thompson, Jr.:

Implementing laws relating to community colleges.

The Senate resumed consideration of Senate Bill No. 19 on second reading.

The President stated the question before the Senate is: It has been moved that the following amendments presented by Senator Hess to the committee amendment be adopted:

Strike the committee amendment and substitute the following:

On page 8, section 9, line 17, after the words "location of" strike the word "two" and insert "four".

In line 18 after "1965." insert the following ": Provided, That two of the additional community colleges shall not be authorized prior to January 1, 1964".

Debate ensued.

Senators Gallagher, McCutcheon and Kupka demanded the previous question and the demand was sustained.

Senator Hess demanded a roll call and the demand was sustained by Senators Talley, Mardesich, Washington, Connor, Bailey, McCutcheon, Morgan, Rasmussen, and Knoblauch.

On motion of Senator Knoblauch, Senator Keefe was excused.

ROLL CALL

The Secretary called the roll and the amendments by Senator Hess to the committee amendment were not adopted by the following vote: Yeas, 16; nays, 31; absent or not voting, 2.

Those voting yea were: Senators Connor, Cooney, DeGarmo, Freise, Greive, Henry, Herrmann, Hess, Knoblauch, Kupka, McCormack, McCutcheon, Morgan, Stender, Talley, Washington—16.

Those voting nay were: Senators Atwood, Bailey, Charette, Chytil, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Guess, Hallauer, Hanna, Lennart, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Williams, Woodall—31.

Those absent or not voting were: Senators Cowen, Keefe—2.

Senator Woodall moved that Senate Bill No. 19 be ordered to retain its place on the second reading calendar for tomorrow.

Debate ensued.

On motion of Senator Gallagher, the motion by Senator Woodall was laid upon the table.

The President stated the question before the Senate is: The adoption of the following committee amendment:

On page 8, section 9, line 16, after the period strike all matter down to and including the period on line 21, and insert: "The state board of education may authorize the establishment and determine the location of four additional community colleges, two of which shall not begin active operation until the commencement of the 1965-1966 community college school year. Thereafter additional community colleges shall be established only by express action of the legislature after consideration of the recommendations of the state board of education."

Debate ensued.

The motion was carried and the committee amendment was adopted.

Senator Hallauer moved the adoption of the following amendment:

On page 7, section 8, line 5, strike "shall" and insert "may"

Debate ensued.

The motion was carried and the amendment was adopted.

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

On line 7 of the printed amendment by Committee on Ways and Means, after "your" and before the period insert ": *Provided That the state board shall determine the location of the four community colleges prior to July 1, 1964*"

The following amendment by Senator McCutcheon was read by the Secretary:

In line 4, strike the word "four" and after the word "colleges" strike the comma in line 5 and replace with a period and strike the remainder of the amendment.

Senator McCutcheon:

"Mr. President:

"In view of the action of the body on the amendment by Senator Hess, I wish to withdraw this amendment."

There being no objection, the amendment was withdrawn.

POINT OF INQUIRY

Senator McCutcheon:

"Would Senator Hallauer answer a question?"

"Do I understand that 'Little Red Riding Hood' going through the forest, I'm referring to the junior colleges, have their whole support twisted around now and are no longer on a formula basis like they were before? You've changed something there, haven't you?"

Senator Hallauer:

"Mr. President, in response to the question, I refer Senator McCutcheon to section 4. It takes out all of the old gobbledygook formula and has entirely transferred it to the State Board of Education which, under the terms of this bill, would become a supervisory board governing all junior colleges. They would have the power to make apportionments to the different colleges according to enrollment and other factors. I think the junior college presidents have all expressed themselves very favorably on this aspect."

Senator McCutcheon:

"In other words, you are going to have a State Board of Education acting as a Board of Regents?"

Senator Hallauer:

"This is correct in terms of financing and apportioning money to the various junior colleges."

Senator McCutcheon:

"In view of that answer, I now move that this bill hold its place on tomorrow's calendar. I think this is something we can very well look into."

Debate ensued.

The motion was lost.

On motion of Senator Gallagher, the rules were suspended, Engrossed Senate Bill No. 19 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Further debate ensued.

Senators Gallagher, Knoblauch and Durkan demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 19, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Cowen—1.

Engrossed Senate Bill No. 19, having received the constitutional majority, was declared passed.

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

EXPLANATION OF VOTE

Due to illness in my family it was necessary I be excused from attendance on Friday, March 22, 1963.

On that day Senate Bill No. 19 relating to junior colleges appeared upon the calendar of the Senate for final passage. Had I been present I would have voted "yea" since I am completely in accord with the bill and desire at all times to favor measures which offer better educational opportunities to the young people of our state.

It is with deep regret that I found it necessary to be excused on that day, although I note the bill received the unanimous approval of the members of the Senate present.

DAVID C. COWEN.

MOTION FOR RECONSIDERATION

Senator McCutcheon:

"Mr. President:

"Having voted on the prevailing side, I now move we reconsider the vote by which Senate Bill No. 19 passed the Senate."

RULING BY THE PRESIDENT

The President:

"Senator McCutcheon, to immediately reconsider the vote would take a suspension of the rules."

Senator McCutcheon:

"I am so moving."

The President:

"It has been moved that the rules be suspended and that the Senate do now reconsider the vote by which Engrossed Senate Bill No. 19 passed the Senate.

"The motion to suspend the rules is not debatable, Senator McCutcheon. If you care to make a brief explanation, however, you may."

Senator McCutcheon:

"I have no thought on earth that I will get off the ground with this, Senator Gallagher, but I want to remind these gentlemen that I am aware of what is going on here. I know all about this bill. They are now putting all junior colleges in competition with institutions of higher learning by passing this bill.

"I now withdraw the motion."

There being no objection, the motion to reconsider was withdrawn.

PERSONAL PRIVILEGE

Senator Woodall:

"Mr. President:

"In response to the remarks made by Senator McCutcheon, I would like to ask leave to file a protest in the journal over the failure of the Senate to hold up the bill one day for the purpose of considering other revenue sources."

On motion of Senator Riley, Engrossed Senate Bill No. 19 was ordered immediately transmitted to the House.

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

MOTIONS

On motion of Senator Durkan, the Committee on Highways was relieved of further consideration of Senate Bill No. 24.

On motion of Senator Durkan, Senate Bill No. 24 was referred to the Committee on Ways and Means.

At 12:05 p. m., on motion of Senator Greive, the Senate recessed until 1:45 p. m.

AFTERNOON SESSION

The President called the Senate to order at 1:45 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Herrmann, Peterson, and Williams; Senator Cowen having been previously excused.

On motion of Senator Greive, Senator Herrmann was excused.

On motion of Senator Neill, Senator Peterson was excused.

The Secretary read:

**GOVERNATORIAL APPOINTMENT
REPORT OF STANDING COMMITTEE**

Senate Chamber,
Olympia, Wash., March 22, 1963.

FRANCES P. OWEN, to the position of member of the Board of Regents of the Washington State University, appointed March 21, 1963, for the term ending March 9, 1969, succeeding herself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules.

MOTION

At 1:50 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Saturday, March 23, 1963.

JOHN A. CHERBERG, *President of the Senate*.

WARD BOWDEN, *Secretary of the Senate*.

NINTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Saturday, March 23, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Durkan, Gissberg and Herrmann.

On motion of Senator Greive, the absent Senators were excused.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Grant us, O Lord, a vision of this state, fair as it might be in fulfillment of Thy purpose; a state of justice, where none shall prey upon others; a state of plenty where greed and poverty shall be done away; a state of brotherhood, where success is founded upon service and honor is given to nobleness alone; a state of peace where order shall not rest on force, but on love of all for each and each for all.

"May God, our heavenly Father, keep you always in His love, the Lord Jesus be your constant companion, the Holy Spirit your never failing source of all sufficient grace to serve Him this day and forevermore. Amen."

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

MOTION

At 10:10 a. m., on motion of Senator Greive, the Senate recessed until 10:45 a. m.

SECOND MORNING SESSION

The President called the Senate to order at 10:45 a. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Durkan, Gissberg, and Herrmann, the absent members having been excused.

The Secretary read:

SENATE RESOLUTION 1963 EX -8-

By Senators McCormack and Raugust:

WHEREAS, Continuing construction, projected to cost up to sixty million dollars during the next five years, is planned by the U. S. Bureau of Reclamation on additional irrigation blocks of the Columbia Basin Project within Franklin County; and

WHEREAS, Previous bond issues for farm-to-market roads in irrigation blocks within the county have been exhausted; and

WHEREAS, Franklin County is without financial resources or bonding capacity to meet new farm-to-market road costs in these new areas;

Now, Therefore, Be It Resolved, By the Senate, That the Bureau of Reclamation, Department of Interior, be requested to consider the construction of farm-to-market roads as an integral part of the reclamation project for the balance of the Columbia Basin development program, and to accept the financial responsibility therefor; and

Be It Further Resolved, That copies of this Resolution be transmitted by the Secretary of the Senate to the Honorable John F. Kennedy, President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, to the Secretary of the Interior, Honorable Stewart L. Udall, and to each member of Congress from the state of Washington.

On motion of Senator McCormack, the resolution was adopted.

PRESIDENT'S PRIVILEGE

The President announced that today was the birthday of Senator John McCutcheon and of Page Rachel Venneberg. A birthday cake was presented to Senator McCutcheon and the members of the Senate joined in singing "Happy Birthday" to him.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Hanna, Gallagher, Kupka, Moriarty, Jr. and Freise to escort Rachel Venneberg to the rostrum.

The following poem by Rachel Venneberg was read by the Secretary:
To Lieutenant Governor Cherberg, with my warmest wishes.

A GOAL FOR AMERICANS

Life is but one moment, in this incalculable space.
When hopes and visions; months and years, time and change erase.
Then measure we our actions, for time is not for waste.
To see our dedications—are right and nobly placed.
Yet if our efforts now, do little to gain us fame.
What do we care; if yet we know, we've proudly borne our name?
To fail is not a failure, for yet if goals shall die—
The only failure man can know, is to forsake a try.
Then to history's example, shall we stand for truth and right.
And proudly do our duties, to work for freedom's fight.

—RACHEL SUSAN VENNEBERG.

On motion of Senator Greive, the poem by Page Rachel Venneberg was ordered spread on the pages of the Journal and a copy of the Journal ordered for Rachel Venneberg.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 22, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 19 have compared same with the original bill and find it correctly engrossed.

We concur in this report: Michael J. Gallagher, John A. Petrich, Perry B. Woodall.

Senate Bill No. 11:

Senate Chamber,
Olympia, Wash., March 23, 1963.

Creating state public pension commission and defining its duties (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
 , *Chairman*,
 Committee on Revenue and Regulatory Agencies.
 , *Chairman*,
 Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, David E. McMillan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 27:

Senate Chamber,
 Olympia, Wash., March 23, 1963.

Imposing tax on importation of gasoline into state in tanks of commercial vehicles (reported by Committee on Highways):

MAJORITY recommends that it do pass. NAT WASHINGTON, *Chairman*.
 , *Vice Chairman*,

We concur in this report: Robert C. Bailey, Dewey C. Donohue, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, Andy Hess, August P. Mardesich, Mike McCormack, Charles P. Moriarty, Jr., John A. Petrich, A. L. Rasmussen, W. C. Raugust, Edward F. Riley, John N. Ryder, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
 Olympia, Wash., March 22, 1963.

MR. PRESIDENT:

The Speaker has signed House Joint Memorial No. 3 and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed: House Joint Memorial No. 3.

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 37, by Senator Talley:

An Act relating to volunteer firemen's relief and pensions; amending section 3, chapter 261, Laws of 1945 as last amended by section 1, chapter 116, Laws of 1957 and RCW 41.24.030; amending section 15, chapter 261, Laws of 1945 as last amended by section 1, chapter 159, Laws of 1957 and RCW 41.24.150; and amending section 16, chapter 261, Laws of 1945 as last amended by section 1, chapter 57, Laws of 1961 and RCW 41.24.160.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 38, by Senators Washington, Guess and Donohue:

An Act relating to extensions and deletions of public highways and the correction of descriptions thereof; making appropriations; adding a new section to chapter 13, Laws of 1961 and chapter 47.20 RCW; and amending sections 47.16.100, 47.16.120, 47.16.140, 47.16.200, 47.20.010, 47.20.080, 47.20.120, 47.20.130, 47.20.160, 47.20.210, 47.20.250, 47.20.440, 47.20.490, 47.20.500, 47.20-

.140, 47.20.100, 47.20.380, chapter 13, Laws of 1961 and RCW 47.16.100, 47.16-.120, 47.16.140, 47.16.200, 47.20.010, 47.20.080, 47.20.120, 47.20.130, 47.20.160, 47.20.210, 47.20.250, 47.20.440, 47.20.490, 47.20.500, 47.20.140, 47.20.100 and 47-.20.380; amending section 47.20.220, chapter 13, Laws of 1961, as amended by section 13, chapter 21, Laws of 1961 extraordinary session and RCW 47.20.220; amending section 47.20.340, chapter 13, Laws of 1961, as amended by section 11, chapter 21, Laws of 1961 extraordinary session and RCW 47.20.340; amending section 47.16.010, chapter 13, Laws of 1961, as amended by section 1, chapter 21, Laws of 1961 extraordinary session and RCW 47.16.010.

Referred to Committee on Highways.

Senate Bill No. 39, by Senators Hanna, Durkan and Thompson, Jr.:

An Act relating to the youth development and conservation corps; amending sections 4, 5 and 8, chapter 215, Laws of 1961 and RCW 43.51.530, 43.51-.540 and 43.51.570; and adding a new section to chapter 215, Laws of 1961 and to chapter 43.51 RCW.

Referred to Committee on State Government.

Senate Bill No. 40, by Senators Foley, Hess, Thompson, Jr. and Dore:

An Act making an appropriation to defray the anticipated deficiency in appropriations for the support of the public schools for the fiscal biennium July 1, 1961 to June 30, 1963, or so much thereof as shall be sufficient; and declaring that this act shall take effect immediately.

Referred to Committee on Ways and Means.

On motion of Senator Greive, there being no objection an additional sponsor was permitted to Senate Bill No. 40.

MOTION

At 11:10 a. m., on motion of Senator Greive, the Senate adjourned until 6:00 p. m., Sunday, March 24, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TENTH DAY

EVENING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Sunday, March 24, 1963.

The Senate was called to order at 6:00 p. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators, Cowen, DeGarmo, Gallagher, Gissberg, Hanna, Herrmann, McCutcheon, McMillan, Morgan, and Washington.

On motion of Senator Greive, the absent members were excused.

The Color Guard, consisting of Pages Peter Giovine, Color bearer, and Rachel Venneberg, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Almighty and everlasting God, who by Thy Holy Spirit didst preside in the Council of the blessed Apostles; we beseech Thee to be with the Senators of our state to direct, sanctify and govern them in their work. Grant to them pure hearts and unflinching devotion to the cause of righteousness. To Thee, O Lord, we commend their work, praying that it may be such as will promote Thy work in our midst, to the relief of the poor, the putting down of all social evils and the redress of all social wrongs.

"Let all they think or speak or do be for Thy glory and the good of the people of our state for Jesus Christ's sake. Amen."

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

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Joint Resolution No. 4:

Senate Chamber,
Olympia, Wash., March 22, 1963.

Authorizing the use of the permanent school fund to guarantee school district bonds (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: John L. Cooney, Michael J. Gallagher, William A. Gissberg, Wilbur G. Hallauer, Al Henry, Andy Hess, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John N. Ryder, John H. Stender, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 23, 1963.

MR. PRESIDENT:

The House has passed House Joint Memorial No. 4, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title, and acted upon as indicated:

Senate Bill No. 41, by Senator Talley:

An Act relating to claims against municipal corporations and political subdivisions; prescribing penalties; and repealing section 1, chapter 126, Laws of 1891 and RCW 42.24.010, section 3, chapter 126, Laws of 1891 and RCW 42.24.020, section 1, chapter 339, Laws of 1955 as last amended by section 1, chapter 205, Laws of 1961 and RCW 42.24.030, section 9, chapter 76, Laws of 1909 as last amended by section 1, chapter 185, Laws of 1939, and RCW 42.24.040, section 1, chapter 65, Laws of 1899 as last amended by section 1, chapter 104, Laws of 1929 and RCW 42.24.050, and section 2, chapter 65, Laws of 1899 as amended by section 2, chapter 104, Laws of 1929 and RCW 42.24.060.

Referred to Committee on Cities, Towns and Counties.

Senate Bill No. 42, by Senators Cooney and Kupka:

An Act relating to the business and occupation tax; adding a new section to chapter 15, Laws of 1961 and to chapter 82.04 RCW; and providing an expiration date.

Referred to Committee on Ways and Means.

On motion of Senator Kupka, the rules were suspended and the name of Senator Keefe was permitted as an additional sponsor to Senate Bill No. 42.

Senate Bill No. 43, by Senators Washington, Knoblauch, McCutcheon and Morgan:

An Act relating to taxation; and amending section 82.04.050, chapter 15, Laws of 1961, as last amended by section 1, chapter 293, Laws of 1961 and section 1, chapter 24, Laws of 1961 first extraordinary session, and RCW 82.04.050, as reenacted by section 1, chapter 7, Laws of 1963.

Referred to Committee on Ways and Means.

On motion of Senator Greive, there being no objection the rules were suspended and an additional sponsor was permitted to Senate Bill No. 43.

Senate Bill No. 44, by Senator Durkan:

An Act relating to revenue and taxation; amending section 82.04.030, chapter 15, Laws of 1961 and RCW 82.04.030; amending section 82.04.290, chapter 15, Laws of 1961 and RCW 82.04.290; amending section 82.08.030, chapter 15, Laws of 1961, as amended by section 7, chapter 293, Laws of 1961, and RCW 82.08.030; amending section 82.08.080, chapter 15, Laws of 1961, as amended by section 2, chapter . . . , Laws of 1963 (House Bill No. 53), and RCW 82.08.080; amending section 82.12.030, chapter 15, Laws of 1961, as amended by section 10, chapter 293, Laws of 1961, and RCW 82.12-.030; amending section 82.32.080, chapter 15, Laws of 1961 and RCW 82.32.080; amending section 82.32.090, chapter 15, Laws of 1961 and RCW 82.32.090; amending section 82.32.160, chapter 15, Laws of 1961 and RCW 82.32.160; amending section 82.32.180, chapter 15, Laws of 1961 and RCW 82.32.180; amending section 82.32.330, chapter 15, Laws of 1961 and RCW 82.32.330; adding a new section to chapter 15, Laws of 1961 and to chapter 82.26 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 82.32 RCW; amending section 83.40.040, chapter 15, Laws of 1961 and RCW 83.40.040; and providing an effective date.

Referred to Committee on Ways and Means.

Senate Joint Resolution No. 7, by Senators Woodall, Keefe and Guess:
Proposing constitutional amendment on apportioning and districting state legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE MEMORIAL

The following was read first time by title and acted upon as indicated:

House Joint Memorial No. 4, by Representatives Smith, Earley, O'Donnell, Evans and Chatalas:

Commending Century Mark plan.

On motion of Senator Greive, the rules were suspended, House Joint Memorial No. 4 was advanced to second reading and read the second time in full.

On motion of Senator Dore, the rules were suspended, House Joint Memorial No. 4 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Joint Memorial No. 4, and the memorial passed the Senate by the following vote: Yeas, 37; nays, 0; absent or not voting, 12.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Greive, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—37.

Those absent or not voting were: Senators Cowen, DeGarmo, Gallagher, Gissberg, Guess, Hallauer, Hanna, Herrmann, McCutcheon, McMillan, Morgan, Washington—12.

House Joint Memorial No. 4 having received the constitutional majority, was declared passed.

MOTION

At 6:15 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Monday, March 25, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

ELEVENTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Monday, March 25, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Father Leonard Rafalowski, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"O Almighty and Eternal God, Who has brought us safely to the beginning of another day, let Thy powerful grace so conduct us through it that we may not abuse this day with small, petty and selfish actions, but that all our thoughts, words and actions may be guided by the rules of Thy justice and truth, so that our laws may be in accord with Thy will, through Christ, our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION 1963 EX -9-

By Senators Kupka and Connor:

WHEREAS, On March 21, 1963, at Vienna, Austria, Miss Dwyla Donohue, beautiful and talented daughter of Senator Dewey C. Donohue, appeared in a leading role in the first Vienna production of the opera "La Pietra Del Paragone"; and

WHEREAS, The audience rendered prolonged applause approving the spectacular performance of Dwyla; and

WHEREAS, Dwyla is well-known and respected by the members of the Senate, who became well acquainted with her when she was employed by the Senate as a page supervisor during the Thirty-seventh Legislative Session; and

WHEREAS, The members of the Senate were honored during the Thirty-seventh Legislative Session to have heard Dwyla sing in the Senate on Saint Patrick's Day and at the joint session on George Washington's Birthday; and

WHEREAS, The members of the Senate fully realize that Dwyla has a magnificent voice and is an exceptionally gifted entertainer; and

WHEREAS, The accomplishment of this young musician reflects honor and credit on her hometown, Dayton, Washington, and on the state of Washington; and

WHEREAS, The success of Dwyla is attributable to her earnest devotion to study and to the capable guidance of her parents, Senator and Mrs. Dewey C. Donohue, and her achievements give these happy parents a right to be proud; and

WHEREAS, The members of the Senate and the citizens of the state of Washington are proud of the accomplishments of Dwyla and wish to pay tribute to her and to her parents;

Now, Therefore, Be It Resolved, That the Senate of the state of Washington does hereby commend Dwyla Donohue for her excellent performance in the opera "La Pietra Del Paragone" and extend to her and her parents, Senator and Mrs. Dewey C. Donohue, its heartiest congratulations and best wishes for continued success; and

Be It Further Resolved, That the Secretary of the Senate is directed to forward

copies of this Resolution to Dwyla Donohue and her parents, Senator and Mrs. Dewey C. Donohue of Dayton, Washington, and her instructor in Vienna, Frau Professor.

On motion of Senator Kupka, the resolution was adopted.

The Secretary read:

SENATE RESOLUTION
1963 EX -10-

By Senator Hess:

WHEREAS, The latest study of school district organization made in the state of Washington was completed at the request of the 1955 Legislature; and

WHEREAS, Many changes in school district organization through annexation, consolidation and transfers of territory have taken place since that date; and

WHEREAS, Updating the school district organization study would show the current trends in the school district structure throughout the state; and

WHEREAS, The study might reveal major improvements that might be made in the educational programs offered throughout the state;

Now, Therefore, Be It Resolved, by the Senate, that the State Board of Education is hereby requested to bring up-to-date the study on school district organization which was completed at the direction of the 1955 Legislature, utilizing the criteria of Chapter 395, Laws of 1955, in making the study and to submit a report thereon to the Senate at the opening of the Thirty-ninth Legislature.

On motion of Senator Hess, the resolution was adopted.

The Secretary read:

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT:

Senate Chamber,
Olympia, Wash., March 25, 1963.

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 19, have inspected same, and find it correctly enrolled and certified.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Michael J. Gallagher, Perry B. Woodall.

Senate Bill No. 6:

Senate Chamber,
Olympia, Wash., March 24, 1963.

Authorizing general obligation bond issues for institutions of higher education (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, Marshall A. Neill, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 8:

Senate Chamber,
Olympia, Wash., March 24, 1963.

Authorizing increase on school district debt limitation (reported by Committee on Ways and Means):

MAJORITY recommends that the attached substitute bill be substituted therefor, and that the substitute bill do pass.

FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L.

Cooney, David C. Cowen, Victor F. DeGarmo, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, Edward F. Riley, John N. Ryder, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 40:

Senate Chamber,
Olympia, Wash., March 24, 1963.

Making a deficiency appropriation for school support in the current biennium (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 22, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bill, entitled:

Senate Bill No. 31:

An Act relating to the expenses and costs of the legislature including subsistence payments; making appropriations therefor; and declaring an emergency.

Very truly yours,

BURTON R. JOHNSON

Legal Administrative Assistant.

State of Washington, Executive Department,
Olympia, March 22, 1963.

To the Honorable, the Senate of the State of Washington:

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 168:

Authorizing the sale or lease of certain lands by Washington State University.

Senate Bill No. 389:

Revising methods for forming library local improvement districts.

Senate Bill No. 416:

Authorizing easement over state military lands to the city of Centralia for street purposes.

Senate Bill No. 500:

Permitting transfer of employees of former harbor department of city of first class to city's police pension system.

Senate Bill No. 610:

Removing forty acre limitation on public lands leased for clam breeding.

Very truly yours,

BURTON R. JOHNSON

Legal Administrative Assistant.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 24, 1963.

MR. PRESIDENT:

The House has passed: House Bill No. 17; also
Engrossed House Bill No. 24; also

Engrossed House Concurrent Resolution No. 3, and the same are herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 24, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 19, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 24, 1963.

MR. PRESIDENT:

The Speaker has signed House Joint Memorial No. 4, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

**The President has signed: Senate Bill No. 19; also
House Joint Memorial No. 4.**

INTRODUCTION AND FIRST READING OF BILLS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 45, by Senators Donohue and Williams:

An Act relating to elections and absentee voting therein; amending sections 2, 3 and 4, chapter 167, Laws of 1955 and RCW 29.36.010, 29.36.020, and 29.36.030; amending section 2, chapter 50, Laws of 1955 as amended by section 7, chapter 167, Laws of 1955 and RCW 29.36.060; amending section 7, chapter 159, Laws of 1917 and RCW 29.36.110; adding a new section to chapter 29.36 RCW; and repealing section 21, chapter 130, Laws of 1961 and RCW 29.36.015, section 18, chapter 14, Laws of 1950 extraordinary session as last amended by section 20, chapter 130, Laws of 1961 and RCW 29.36.080, section 20, chapter 14, Laws of 1950 extraordinary session and RCW 29.36.090.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 46, by Senators Donohue and Williams:

An Act relating to elections; and adding a new section to chapter 29.51 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 47, by Senators Donohue and Williams:

An Act relating to elections and canvassing; amending section 1, chapter 215, Laws of 1955 as amended by section 1, chapter 50, Laws of 1961 and RCW 29.64.010; and adding a new section to chapter 29.64 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 48, by Senators Donohue and Williams:

An Act relating to political parties; and adding new sections to chapter 130, Laws of 1961, and to chapter 29.42 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 49, by Senators Donohue and Williams:

An Act relating to elections; amending sections 3068 and 3075, Code of 1881, section 15, chapter 209, Laws of 1907, section 2, chapter 165, Laws of 1935 and section 1, chapter 182, Laws of 1947 and RCW 29.45.010, 29.45.030, 29.45.040, 29.45.070 and 29.04.020; amending section 4, chapter 168, Laws of 1955 and RCW 29.45.020; amending section 2, chapter 148, Laws of 1955 and RCW 29.45.050; amending section 3, chapter 148, Laws of 1955 and RCW 29.45.060; amending section 2, chapter 91, Laws of 1893 and RCW 29.54.010; amending sections 3088, 3090 and 3092, Code 1881, section 4, chapter 26, Laws of 1935, and section 1, chapter 90, Laws of 1945 and RCW 29.54.020, 29.54.040, and 29.54.070; amending section 3089, Code 1881 as amended by section 4, chapter 148, Laws of 1955 and RCW 29.54.030; amending section 5, chapter 148, Laws of 1955 and RCW 29.54.045; amending section 3091, Code 1881, and section 10, chapter 156, Laws of 1895 and RCW 29.54.050; and adding a new section to chapter 29.54 RCW.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE BILLS AND RESOLUTION

The following were read the first time by title and acted upon as indicated:

House Bill No. 17, by Representatives O'Brien, King and Canfield:

An Act relating to the legislative budget committee, amending section 1, chapter 43, Laws of 1951 as amended by section 4, chapter 206, Laws of 1955 and RCW 44.28.010; and declaring an emergency.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 24, by Representatives Brouillet, Folsom and Kink:

An Act relating to the legislature; creating a joint interim committee on education; prescribing its powers and duties; providing for citizen participation; repealing chapter 299, Laws of 1959, chapter 296, Laws of 1961 and chapter 44.32 RCW; making an appropriation; and declaring an emergency.

Referred to Committee on Education.

Engrossed House Concurrent Resolution No. 3, by Representatives Mast, Hawley, King and Mundy:

Recreating the interim committee on game and game fish.

Referred to Committee on Fisheries, Game and Game fish.

MOTION

Senator Greive moved that the Senate recess until 1:30 p. m.

Senators Greive, Herrmann and Kupka demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll call on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

The President stated the question before the Senate is: It has been moved that the Senate recess until 1:30 p. m.

The motion was carried and at 11:30 a. m., the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present.

The Secretary read:

MESSAGES FROM THE HOUSE

MR. PRESIDENT:

The House has passed Engrossed House Joint Resolution No. 4, and the same is herewith transmitted.

House of Representatives,
Olympia, Wash., March 25, 1963.
S. R. HOLCOMB, *Chief Clerk.*

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 56, and the same is herewith transmitted.

House of Representatives,
Olympia, Wash., March 25, 1963.
S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE BILL AND RESOLUTION

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 56, by Representative McCaffree:

An Act relating to the state legislature and legislative and senatorial districts; defining the boundaries of all legislative and senatorial districts; changing the boundaries of most districts; renumbering some districts, providing for the number of representatives and senators and their allocation to such districts; repealing chapters 5 and 289, Laws of 1957, and chapter 44.06 RCW; and declaring an emergency.

Senator Woodall moved that the rules be suspended and Engrossed House Bill No. 56 be advanced to second reading and read the second time by sections.

Senator Woodall demanded a roll call and the demand was sustained by Senators Neill, Moriarty, Jr., England, Atwood, Bailey, Lennart, Ryder, Freise and Foster.

PARLIAMENTARY INQUIRY

Senator Hess:

"Mr. President:

"Point of inquiry, has this bill ever been in the Rules Committee?"

The President:

"It has not been in the Senate Committee on Rules and Joint Rules, Senator."

PARLIAMENTARY INQUIRY

Senator Bailey:

"Point of inquiry, Mr. President:

"Would you explain to the membership that this is the Republican gerrymandering redistricting bill?"

POINT OF ORDER

Senator Woodall:

"Mr. President, point of order:

"He does not have a right to have the President say an untrue thing. It is out of order."

The President stated the question before the Senate is: It has been moved that the rules be suspended and Engrossed House Bill No. 56 be advanced to second reading and read the second time in full.

PARLIAMENTARY INQUIRY

Senator Greive:

"Point of parliamentary inquiry, Mr. President:

"Does this suspension of the rules require a two-thirds vote?"

RULING BY THE PRESIDENT

The President:

"This requires a two-thirds vote, Senator."

ROLL CALL

The Secretary called the roll and the motion by Senator Woodall to suspend the rules was lost by the following vote: Yeas, 18; nays, 31; absent and excused, 0.

Those voting yea were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Lennart, Mardesich, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Ryder, Stender, Thompson, Jr., Williams, Woodall—18.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Petrich, Rasmussen, Riley, Sandison, Talley, Washington—31.

Engrossed House Bill No. 56 was referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Joint Resolution No. 4, by Representatives Moos, Garrett, Flanagan, Adams, Ahlquist, Andersen, Anderson, Backstrom, Beck, Berentson, Bergh, Bozarth, Brachtenbach, Braun, Campbell, Canfield, Clark, Comfort, Copeland, Dootson, Earley, Eberle, Eldridge, Evans, Folsom, Gleason, Goldsworthy, Gorton, Haussler, Hawley, Herr, Hood, Huntley, Hurley, Johnston, Jolly, Juelling, King, Kink, Kirk, Leland, Lewis, Lind, Lynch, Mahaffey, Mast, May, McCaffree, McCormick, McDougall, Metcalf, Miles, Moon, Morphis, Morrissey, Mundy, Newschwander, O'Connell, Odell, Perry, Pritchard, Reese, Savage, Schaefer, Siler, Smith, Swayze, Wang, Wedekind, Wintler and Witherbee:

Proposing constitutional amendment relating to apportionment and districting of legislative districts.

Referred to Committee on Constitution, Elections and Legislative Processes.

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President, personal privilege:

"I think this may be a good time to speak about how indolent and unwise we are in sitting around here. This redistricting and reapportionment problem is born of the fact first that the Founders of the Constitution in the state of Washington did not provide for any area or natural resources representation in the upper house of the state and also because the people in the state of Washington expressed themselves in defeating Initiative 211 which was interpreted by the Courts as to mean that the Legislature, itself, had refused or been indolent and unwise and had not done it. Many legislators and people in the state feel that the people's vote on Initiative 211 was, in fact, redistricting accomplished by the legislative authority of the state through the repository of all legislative and, indeed all governmental power, mainly the people.

"As we all know, the first right of the people in the state of Washington is the initiative right so that a legislator really gets torn between disregarding the Court or obeying the people from whom all source of power comes. Up until this time, redistricting seemed to have been nothing more than a bag of tricks in the battle for getting more representation from the thickly populated areas. Actually, it has now come down to east of the Cascades versus west coast controversy; or, bluntly stated to a rural versus urban conflict. Unless we, at this session, formulate and send out to the people a formula, a Constitutional amendment, to correct the weakness in the State Constitution, it will be only a question of time until the population of the inland empire as self-respecting free men, will find their place in the museum of vanished type.

"A sweeping reconstruction of the State Constitution, in the matter of area representation, is among the major challenges that must be met by the state legislature if we are to do more than dally about this perpetual and perennial problem of apportionment. Statesmanship, when it goes out and sincerely seeks to serve the future of the state of Washington, must be concerned with values that will build the state, that will prohibit the one part of the state from dominating the other part. This statesmanship, I suggest, must be animated by a spirit that sees in the direction in the future of the state of Washington something more than a scramble for votes and election to office. It must concern itself with values that lie beyond a mere expedient stop-gap for the next election. It must never be naive enough to suppose that much headway can be made in the future program and destiny of the state without considering the boldy material factors that make or unmake the future of a great state.

"The spiritual values, for instance, of rural life do not operate in a vacuum. They are closely interlocked with the stubborn factors of cash income, taxes and fair shake in legislation. If the rest of the state, in the future, and we are now talking about the great rural areas, is to cease being the beaten and buffeted victim of an industrial civilization, the pawn and plaything of politicians and various leagues, if it is to become master of its own cultural and economic destinies, we must have the forward look of a statesman instead of the hindsight of a politician and we must deal realistically alike with the problems of rural economics and rural culture as well as that of urban life.

"There is, it seems to me, one consideration that this Legislature must keep in mind if we are to do more than dally with the welfare of the future of the state. First, we must rectify the manifest injustice that the economic system does to agriculture, upon rural life in comparison with urban life, even in times of piping prosperity. We must adjust ourselves economically to the innumerable implications that a machine age has brought to our times. Rural America is by and large what is left of pastoral, individualistic America in time of our fathers, the pioneer, and his beginning on the land. Urban America represents the increasingly complex civilization of man and the machine. Rural America is having a hard time in making ends meet because he is living, to some extent, a simple life in a complicated age, because he is hanging on to hand production in a power production age, and because he is trying to remain individualistic in a corporate age. Urban America knows this and so does Rural America but, and here is the hub of the matter; representation for fairness through legislative means is lessening and to the disadvantage of rural America and when I say rural I mean the entire inland empire as well as some isolated regions on the Pacific Coast.

"Unless constitutional provisions are put into effect, the state of Washington in the

future will not be united. There will be two states within our borders. One state, the great inland empire with all its resources subservient to the populated sections of the coastal regions. It is because I foresee this conflict that I think it is almost a work of a statesman or of statesmen to see through a constitutional amendment that will guarantee to the people of the state of Washington its rightful destiny as a great state, not only west of the Cascades but east of the Cascades as well.

"I would like to take you back a few years ago to the Constitutional Convention. They had a session that lasted eighty-eight days and even the people in the session were not sure that they could harmonize and hammer out all of the differences and compromise the problems, and it came to such a state that the delegates were almost in despair. It was at this time that Ben Franklin suggested that they call upon Providence to give them guidance, that they appeal to the Almighty to soften their tempers so that they could proceed together in common sympathy, and it was then that they decided upon the Connecticut Compromise whereby the House should have representation by population, thereby the people would be represented, and the Senate would have representation by area, thereby the wealth and resources of the nation would be represented.

"Then they made another provision, and this I want you to listen to. You may know this, but most of you have forgotten that in the amendatory section, where it is set forth that the Constitution of the United States could be completely changed by amendment, if the people so desired, they made one provision that could not be changed. They provided that no state, without its consent, shall be deprived of its equal suffrage in the Senate. That is the only provision in the United States Constitution that cannot be amended, and had you not had that, you wouldn't have the Bremerton Naval Yard, you wouldn't have Boeing's, you wouldn't have two senators from this state and probably none from the Northwest, and you would have a howling wilderness here.

"You have the same problem in the state of Washington. Believe me, if we are to be statesmen and think about the future welfare of the state of Washington, we had better do some thinking about the welfare of the entire state, not about the welfare of one portion or side of the mountains as opposed to the other.

"It would seem to me that with so much at stake here we must reach something approaching a state agreement on the objectives of where we wish and want the state to go. As a people all over the state we do not seem to have as yet any clear notion of the kind of a state we want. We are beginning to see and to say where we want the great cities and urban areas to go but we are strangely backward in saying where we want the rest of the state to go. It is among the obligations of this legislature, official and unofficial, to work out a new formula that shall give meaning and momentum alike to the masses of the state as well as to the area and resources of the state. Too, we must evolve a culture that will prevent the large cities from dominating and draining the rest of the state. Agriculture for instance, the largest industry in the state, must be made and kept a way of life, as a way of living.

"Instead of sitting here dallying around waiting for something to come out that might not come out, let us bring all of these plans out and debate them and not spend any more time dallying. We are concerned about the budget, but how unimportant it is and how dwindled down into insignificance it is compared with the future destiny of the state. Let us get this matter out and vote upon it."

PERSONAL PRIVILEGE

Senator Knoblauch announced the presence at the bar of the Senate of the Daffodil Festival Princesses.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Knoblauch, Kupka, McCutcheon, Petrich, Rasmussen, Moriarty, Jr., Gallagher, Freise, Neill, Mardesich, Gissberg, England, Hanna and Messrs. Daryl Root, William Peterson and James Archer of the Senate Bill Room to escort the Princesses, together with their matron escorts, to the rostrum.

MOTIONS

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

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

SECOND AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present.

MOTION

At 3:05 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Tuesday, March 26, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWELFTH DAY**MORNING SESSION**

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, March 26, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Father Leonard Rafalowski, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"O God, Supreme Legislator, enlighten our minds and strengthen our determination to make our deliberations in accord with Thy Divine Will, so that, having legislated justly and wisely, our beloved state may prosper for Thy greater honor and glory, through Christ, our Lord. Amen."

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

The Secretary read:

MESSAGES FROM THE HOUSE

MR. PRESIDENT:

The House has passed Engrossed House Bill No. 34 and the same is herewith transmitted.

House of Representatives,
Olympia, Wash., March 25, 1963.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 25, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Bill No. 19 and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

INTRODUCTION AND FIRST READING OF BILLS AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 50, by Senators Donohue and Williams:

An Act relating to elections; amending section 10, chapter 251, Laws of 1957 and RCW 29.07.100; and amending section 12, chapter 251, Laws of 1957 and RCW 29.07.105.

Referred to Committee on Constitution, Elections and Legislative Processes.

Senate Bill No. 51, by Senators Petrich, Washington, Kupka and Morgan:

An Act relating to toll bridges; making an appropriation; and amending section 47.56.245, chapter 13, Laws of 1961 and RCW 47.56.245.

Referred to Committee on Highways.

On motion of Senator Greive, there being no objection an additional sponsor was permitted on Senate Bill No. 51.

Senate Joint Resolution No. 8, by Senator Rasmussen:

Creating commission on judicial qualifications.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Engrossed House Bill No. 34, by Representatives Mast, Wedekind and Kink:

An Act relating to food fish and shellfish; creating the interim fisheries committee; and making an appropriation.

Referred to Committee on Fisheries, Game and Game Fish.

The President declared the Senate to be at ease.

The President called the Senate to order at 10:20 a. m.

The Secretary called the roll and announced to the President that all Senators were present.

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 21, 1963.

To the Honorable, The Senate of the State of Washington:

LADY AND GENTLEMEN:

I have the honor to submit the following appointment to the Board of Regents of the Washington State University, subject to your confirmation:

Frances P. Owen, appointed March 21, 1963, for the term ending March 9, 1969, succeeding herself.

Sincerely yours,

ALBERT D. ROSELLINI
Governor.

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 22, 1963.

FRANCES P. OWEN, to the position of member of the Board of Regents of the Wash-

ington State University, appointed March 21, 1963, for the term ending March 9, 1969, succeeding herself (reported by Committee on Higher Education and Libraries):

Recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Greive that the rules be suspended and the appointment of Frances P. Owen to the Washington State University Board of Regents be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Neill:

"Mr. President and members of the Senate:

"This is a reappointment of Mrs. Henry Owen to the Board of Regents of Washington State University. Mrs. Owen is one of the outstanding educators of this nation. She comes from a family of educators. She is a member of the Seattle School Board and has completed six years of service with the Board of Regents of the Washington State University. She is certainly one of the outstanding educational personalities of this nation and it is with pleasure I stand and recommend to this body that we confirm the reappointment of Mrs. Owen."

Senator Henry:

"Mr. President and members of the Senate:

"To make certain that this recommendation has partisan strength, I would like to join Senator Neill in commending the very excellent work that Mrs. Owen has done through the years on many different levels of education and community work. I think that coming from the Seattle area, she brings a statewide interest to Washington State University and it is a strong credit to her and the state and to that institution."

The motion was carried.

APPOINTMENT OF FRANCES P. OWEN

The Secretary called the roll and the appointment of Frances P. Owen to the Board of Regents of the Washington State University was confirmed by the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Hallauer—1.

Having received the approval of the Senate, the appointment of Frances P. Owen to the Board of Regents of the Washington State University was confirmed.

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 25, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 6:

Adjusting salaries of certain county officials.

Senate Bill No. 32:

Providing site, authorizing school for juvenile correction in King county.

Senate Bill No. 88:

Reducing the tax on premiums from employee pension plan policies or contracts.

Senate Bill No. 167:

Relating to state institutions of higher learning.

Senate Bill No. 205:

Establishing procedures for tort claims against the state.

Senate Bill No. 211:

Decreasing business and occupation tax on independent general insurance managers.

Senate Bill No. 241:

Establishing a state teletypewriter communications network.

Substitute Senate Bill No. 244:

Providing for financial responsibility of motor vehicle operators and owners.

Senate Bill No. 295:

Authorizing municipal leasing and purchasing.

Senate Bill No. 309:

Changing laws relating to the state employees' retirement system.

Senate Bill No. 338:

Providing for reciprocity as to certain fishing licenses with the state of Oregon.

Senate Bill No. 555:

Authorizing agreements for on-the-job training.

Senate Bill No. 576:

Providing for highway comprehensive planning.

Very truly yours,

BURTON R. JOHNSON

Legal Administrative Assistant.

State of Washington, Executive Department,
Olympia, March 25, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 4:

Authorizing horizontal property regimes and for the regulation thereof.

Senate Bill No. 11:

Authorizing third class cities to use city-owned ambulances beyond the city limits in certain cases.

Senate Bill No. 24:

Providing false arrest insurance for employees of second and third class cities.

Senate Bill No. 30:

Providing day school care for mentally or physically deficient.

Senate Bill No. 39:

Authorizing municipalities to enter into five-year garbage disposal contracts.

Senate Bill No. 44:

Exempting production credit associations organized under the Farm Credit Act of 1933 from business and occupation tax provisions.

Senate Bill No. 62:

Encumbrancing real property at the time of filing of a complaint regarding title and lifting encumbrance when no process served within sixty days.

- Senate Bill No. 64:**
Relating to and validating certain sales by port districts.
- Senate Bill No. 76:**
Requiring safety glass doors.
- Senate Bill No. 103:**
Authorizing change in certain harbor lines.
- Senate Bill No. 155:**
Providing department of natural resources may acquire, maintain and dispose of access rights to state timber and other material.
- Senate Bill No. 156:**
Creating a natural resources equipment fund.
- Senate Bill No. 171:**
Prescribing standards of professional conduct.
- Senate Bill No. 208:**
Clarifying student fees for state colleges.
- Senate Bill No. 225:**
Giving preference to blind persons for operation of vending stands in public buildings.
- Senate Bill No. 235:**
Modernizing apple advertising commission law.
- Senate Bill No. 239:**
Authorizing sale, lease or exchange of the Seattle armory.
- Senate Bill No. 260:**
Supplementing industrial insurance appeals law.
- Senate Bill No. 271:**
Clarifying provisions relating to the sale of firearms.
- Senate Bill No. 284:**
Relating to armories.
- Senate Bill No. 296:**
Requiring highway commission approval of city speed regulations.
- Senate Bill No. 298:**
Clarifying port districts purposes and powers.
- Senate Bill No. 313:**
Granting state department of commerce and economic development powers relating to municipal and regional planning.
- Senate Bill No. 323:**
Providing facilities for research in field of industrial and occupational health.
- Senate Bill No. 339:**
Allowing the state to replace or renew inadequate fish ladders located on private property.
- Senate Bill No. 352:**
Regulating stocks held in joint tenancy.
- Senate Bill No. 374:**
Providing that the director of the game department may reconstruct existing inadequate fish ladders at the expense of the department.
- Senate Bill No. 424:**
Implementing the law relating to motor vehicle lighting and equipment.
- Senate Bill No. 448:**
Increasing the rights of cities regarding waterfront lands.
- Senate Bill No. 482:**
Providing for disposition of east capitol site management moneys.

Senate Bill No. 483:

Relating to parking and control of traffic on the state capitol grounds.

Senate Bill No. 491:

Adding new crime under burglary classification.

Senate Bill No. 556:

Implementing law relating to independent living rehabilitation programs.

Senate Bill No. 581:

Relating to vocational rehabilitation.

Substitute Senate Bill No. 564:

Authorizing industrial development corporations.

Very truly yours,

BURTON R. JOHNSON

Legal Administrative Assistant.

PRESENTATION OF CERTIFICATE

The President appointed a special committee consisting of Pages JoAnn Poulson and Mary Lewis to escort Senator Dr. David C. Cowen to the rostrum.

The President turned the gavel over to Page Michael O'Connell who presented Senator Cowen with a certificate from the pages of the Senate in appreciation to him for his presentation of watches to each page.

SECOND READING OF BILLS

Senate Bill No. 40, by Senators Foley, Hess, Thompson, Jr. and Dore:

Making a deficiency appropriation for school support in the current biennium.

The bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Senate Bill No. 40 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 40, and the bill passed the Senate by the following vote: Yeas, 47; nays, 1; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those voting nay were: Senator Freise—1.

Those absent or not voting were: Senator Riley—1.

Senate Bill No. 40, having received the constitutional majority, was declared passed.

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

On motion of Senator Gissberg, Senate Bill No. 40 was ordered immediately transmitted to the House.

House Bill No. 2, by Representatives Huntley, Rosenberg and Leland: Providing appropriations and reappropriations for highway operations and improvements.

Senator Washington moved that House Bill No. 2 be ordered to retain its place on the second reading calendar for tomorrow.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Would Senator Washington yield to a question?"

"If this were to be made a special order of business for say one o'clock this afternoon, would you be able to digest the contents of the amendment in that time?"

Senator Washington:

"Senator Woodall, I don't believe I would. I would like to know more about the impact of the very far reaching amendment before considering it."

Debate ensued.

The motion was lost.

On motion of Senator Woodall, House Bill No. 2 was made a special order of business for 1:30 p. m. today.

Senate Bill No. 27, by Senators Washington and Raugust:

Imposing tax on importation of gasoline into state in tanks of commercial vehicles.

The bill was read the second time by sections.

On motion of Senator Washington, the rules were suspended, Senate Bill No. 27 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 27, and the bill passed the Senate by the following vote: yeas, 49; nays, 0; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—49.

Senate Bill No. 27, having received the constitutional majority was declared passed.

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

On motion of Senator Riley, Senate Bill No. 27 was ordered immediately transmitted to the House.

On motion of Senator Hess, the Senate reverted to the second order of business.

REPORTS OF STANDING COMMITTEES

Senate Bill No. 37:

Senate Chamber,
Olympia, Wash., March 26, 1963.

Implementing law relating to firemen's relief and pensions (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: Robert L. Charette, Frank Connor, Victor F. DeGarmo, Dewey C. Donohue, Michael J. Gallagher, Al Henry, Andy Hess, James Keefe, George W. Kupka, A. L. Rasmussen.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 24:

Senate Chamber,
Olympia, Wash., March 25, 1963.

Creating and setting forth duties of a joint interim committee on education (reported by Committee on Education):

MAJORITY recommends that it do pass.

ANDY HESS, *Chairman*.

We concur in this report: Robert L. Charette, Joe Chytil, F. Stuart Foster, Al Henry, Reuben A. Knoblauch, David E. McMillan, Ted G. Peterson, John A. Petrich, Don L. Talley, Albert C. Thompson, Jr., Nat Washington.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 11:05 a. m. on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President announced the special order of business is: House Bill No. 2 on second reading.

Senator Washington moved that consideration of House Bill No. 2 on second reading be postponed until 1:45 p. m.

Debate ensued.

The motion was carried.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Engrossed House Bill No. 34:

Senate Chamber,
Olympia, Wash., March 26, 1963.

Creating the interim fisheries committee (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass.

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Concurrent Resolution No. 3:

Senate Chamber,
Olympia, Wash., March 26, 1963.

Recreating the interim committee on game and game fish (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass as amended.

ROBERT L. CHARETTE, *Chairman.*

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 26, 1963.

MR. PRESIDENT:

The House has adopted House Concurrent Resolution No. 7 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 7, by Representatives Backstrom and Huntley:

Commemorating the centennial of the birth of Henry Ford.

On motion of Senator Woodall, House Concurrent Resolution No. 7 was advanced to second reading and read the second time in full.

On motion of Senator Woodall, the rules were suspended, House Concurrent Resolution No. 7 was advanced to third reading, the second reading considered the third and the resolution placed on final passage.

Debate ensued.

On motion of Senator Bailey, House Concurrent Resolution No. 7 was referred to the Committee on Commerce, Manufacturing and Licenses.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President announced the special order of business is: House Bill No. 2 on second reading.

SECOND READING OF BILLS

House Bill No. 2, by Representatives Huntley, Rosenberg and Leland:

Providing appropriations and reappropriations for highway operations and improvements.

The bill was read the second time by sections.

The Secretary started to read the amendment proposed by Senators Mardesich, Moriarty, Jr., Dore, Petrich and Chytil.

POINT OF ORDER

Senator Washington:

"Point of order, Mr. President:

"My point of order is that this amendment appears to enlarge the scope and object of the bill which is an over-all appropriations bill, but this directs the Highway Department how it is to carry on its activities and is much further than an ordinary appropriations bill."

Senator Mardesich:

"Mr. President, I should like to speak on the point of order in rebuttal to Senator Washington's position that if you look at section 1 of this bill, it provides not only for the appropriation of money but for money for a specific purpose and project and it names that project.

"I should like to point out section 2 does likewise. It provides an appropriation and it names specific areas in which that money shall be spent.

"I should like to draw your attention to subsection 3, which does exactly the same thing as subsections 1 and 2. It appropriates for a specific purpose.

"I should like to point out section 4, which is the bonding of the freeway, and that again has an amount of money and a specific location.

"I should like to point out the other sections merely state amounts of money because, if they didn't, they would have to incorporate this whole green book into the budget and into the bill, so what we have done is certainly within the scope and object of the bill."

Senator Washington:

"One further comment, Mr. President:

"This does something that I have seen no other bill do nor any other appropriation bill do. It sets down not only how the money shall be spent, but sets a time limit upon when these projects shall be completed. That is certainly an entirely new concept in an appropriations bill and certainly increases the scope which is not only to spend money but it goes out into 1964 and 1965, directing what shall be done after the next session of the legislature when these projects shall be completed."

Senator Gissberg:

"Mr. President, I just wanted to concur in the remarks made by Senator Mardesich with respect to the fact that his amendment does not in any way enlarge upon the scope and object of the bill. Senator Washington has made some reference to the fact that this specifies a time within which certain projects should be completed. That, in itself, does not enlarge in any way the scope and object of the bill which is for the express purpose of making certain appropriations and directing where the appropriations shall be expended, as does the existing bill. I just don't think there is any legitimate question at all, Mr. President, in connection with this point of order."

Senator Woodall:

"Mr. President, speaking to the point of order as distinguished from the merits of the bill, the point of order as raised by Senator Washington is in my opinion totally without merit. We are dealing in agencies of money to spend. We have a right to incorporate in that spending measure any restrictions, curtailments, limitations, or directions which the body wishes to add. It is purely within the general scope and objective, which is money to build roads. As the overall purpose within that category we can direct, restrict, or limit the spending agency any way the body chooses."

Senator Petrich:

"Mr. President, speaking to the point of order:

"I also would like to concur in the remarks of Senators Mardesich, Woodall and Gissberg regarding this point. Basically we are appropriating a certain amount of money for an agency. We specify what specific projects may be undertaken by that particular agency. In section 4 of the bill, we deal specifically with this particular stretch of the interstate highway system, namely, from Tacoma to Everett, and we are simply then setting down guide lines. I can't imagine how anybody can properly construe this to be beyond the scope and object of the bill which provides for various highway projects of the state."

Senator Moriarty, Jr.:

"Speaking to the point of order, Mr. President:

"May I point out to the President and to Senator Washington that what we have here proposed is a new amendment, a new section 12, which does exactly what section 11 of the bill does. Section 11 appropriates a certain amount of money to the Commission and specifies the exact objects and purposes for which that appropriation is made.

"In section 12, which is the amendment, we do exactly the same thing. The point of order is without merit."

Senator Washington:

"I would like to point out there is a real reason for the provisions that an amendment cannot enlarge the scope and object of the bill. There have been many cases on this before the Supreme Court. There is a very valid reason, in that we are a public agency. When a bill is presented or introduced, people know, the public knows what is in the bill. Members of the legislature know what is in the bill and when you enlarge the scope, such as you do here, actually you add a complete new concept, and this is very important, a complete new concept which no one was aware of until this amendment was brought out on this floor today. We are not only going to appropriate money, but we are going to turn one branch of the Judiciary Committee into the Engineering Committee and four attorneys who know nothing of engineering can propose an amendment which changes the entire concept of the Highway Department and the Highway Engineers. This is the reason why the Constitution of our state says you shall not enlarge the scope and object of the bill. You bring in something completely new that the people of the state of Washington are unaware of. You are bringing in a completely new concept that those who have a feeling for orderly highway programs were not aware of. You are doing those things which are against public policy and which our Supreme Court has said are wrong.

"For this reason, this amendment has enlarged the scope and object of the bill in one of the most tremendous aggressive ways I have ever seen, where you start being engineers on the floor of the Senate and telling the Highway Commission dates within which they are to complete these very complicated projects."

Senator Greive:

"I take issue with only one thing Senator Washington has to say: That these four lawyers aren't engineers. I think they are very good engineers and they have engineered right on schedule. Maybe we should introduce them to the Highway Department."

RULING BY THE PRESIDENT

The President:

"Ruling upon the point of order as presented by Senator Washington, the President believes that the point of order is not well taken for the reasons advanced by Senator Gissberg, Senator Moriarty and Senator Woodall, in that House Bill No. 2 is 'An Act Relating to highways, making appropriations and reappropriations for the operations and capital improvements of the state highway commission and the Washington toll bridge authority.'

"The President, in perusing the amendment as offered by Senator Mardesich, Senator Moriarty, Senator Dore, Senator Petrich and Senator Chytil, finds nothing in the particular amendment that is diverse to the title or to the sections mentioned by Senator Mardesich."

Debate ensued.

On motion of Senator Woodall the Senate resolved itself into a Committee of the Whole, President Pro Tempore Riley in the Chair, for the purpose of considering House Bill No. 2.

COMMITTEE OF THE WHOLE

House Bill No. 2 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Riley presiding, with the recommendation that it do pass as amended.

On motion of Senator Riley, the report of the committee was adopted.

On motion of Senator Riley, the reading had in the Committee of the Whole was considered the second reading of House Bill No. 2.

On motion of Senator Riley, the following amendments to House Bill No. 2, adopted in the Committee of the Whole were adopted by the Senate.

On page 4, line 24 following section 11, add a new section to read as follows:

"NEW SECTION. Sec. 12. The Washington state highway commission is hereby directed and instructed to use unallocated highway construction funds appropriated

or reappropriated by this act or otherwise available or such portion thereof as may be necessary, and with respect to subsection (1) (a) below to, if necessary, issue and sell any or all bonds authorized but remaining unsold under the provisions of chapter 189, Laws of 1957 (RCW 47.10.700 through 47.10.724), and to hire, retain or otherwise procure such professional assistance as may be proper, all in order (1) to complete the following projects on or before the dates hereinafter specified;

(a) The following portions of the Tacoma-Seattle-Everett freeway;

(i) From 'M' Street to the Puyallup river in the city of Tacoma, including the Pacific Avenue interchange, on or before December 31, 1964;

(ii) From South 184th Street to James Street in the city of Seattle, also Tukwila to Longacres in King County, on or before December 31, 1965;

(iii) From secondary state highway 2J to Marysville in Snohomish county on or before July 31, 1966;

(b) That portion of primary state highway No. 9 lying between Elma and Montesano, Grays Harbor county, on or before December 31, 1965; and

(2) To design, plan, layout and relocate, on or before December 31, 1964, primary state highway No. 5 from a point of beginning at or near Mossyrock, thence to the proposed Mossyrock Dam installation in Lewis county, continuing in an easterly direction adjacent to the north shore of the Mossyrock Reservoir to a point at or near Kosmos: *Provided*, That nothing in this section (sec. 12) shall be construed as authorizing the state highway commission to reschedule its existing plans for the completion of any other portion of the Tacoma-Seattle-Everett freeway and all other projects, and in particular the following projects and schedule;

(A) Tacoma-Seattle-Everett freeway;

(i) From secondary state highway No. 5A to South 184th street in King county, on or before September 30, 1964;

(ii) From James Street to East Shelby Street in the city of Seattle, on or before November 1, 1964;

(iii) From Ravenna Boulevard to N. E. 115th Street, in the city of Seattle, on or before October 31, 1964;

(iv) From N. E. 115th Street, in the city of Seattle to N. E. 200th Street in King County, on or before October 31, 1964; and

(v) From N. E. 200th Street in King county to secondary state highway No. 2J in Snohomish county, on or before December 31, 1964;

(B) Primary state highway No. 1, from the Chuckanut Drive interchange in Skagit county to the Fielding Street interchange, in Bellingham in Whatcom county, on or before June 30, 1965;

(C) Primary state highway No. 15, from Everett to Cavalero's Corner in Snohomish county, on or before June 30, 1965; and

(D) East Lake Washington Loop, from its junction with primary state highway No. 1 to and including the Bothell interchange, and also including the Factoria interchange, on or before June 30, 1965;

(E) All dates specified in this section shall be extended to the extent required by reason of strikes, delays in receipt of Federal funds, and adverse weather conditions."

On motion of Senator Greive, the rules were suspended, House Bill No. 2, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 2, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 35 nays, 13; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foster, Gallagher, Gissberg, Greive, Guess, Henry, Hess, Knoblauch, Kupka, McCutcheon, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—35.

Those voting nay were: Senators Cowen, Foley, Freise, Hallauer, Hanna, Herrmann, Keefe, Lennart, McCormack, McMillan, Mardesich, Neill, Rau-gust—13.

Those absent or not voting were: Senator Sandison—1.

House Bill No. 2, as amended by the Senate, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Moriarty, Jr., House Bill No. 2, as amended by the Senate, was ordered immediately transmitted to the House.

On motion of Senator Neill, Senator Raugust was excused.

At 4:45 p. m., on motion of Senator Gallagher, the Senate adjourned until 10:00 a. m., Wednesday, March 27, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

THIRTEENTH DAY

MORNING SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Wednesday, March 27, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Connor, Durkan, Rickdall and Sandison.

On motion of Senator Keefe, Senator Sandison was excused.

On motion of Senator Peterson, Senator Rickdall was excused.

On motion of Senator Kupka, Senators Connor and Durkan were excused.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Father Leonard Rafalowski, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"O God of all consolation: Many are our problems, grave are our faults, countless our needs. But greater still is our trust in Thee. Conscious of our unworthiness, we lovingly place our lot in Thy hands, and beg that Thy justice and truth may direct all our deliberations to be in accord with Thy Divine Will. Through Christ, our Lord. Amen."

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

The Secretary read:

SENATE RESOLUTION

1963 EX -11-

By Senators McCormack, Thompson, Jr., Hess and Peterson:

WHEREAS, President Dwight D. Eisenhower in his state-of-the-Union message January 7, 1954, called for a White House Conference on Education; and

WHEREAS, This unprecedented citizen study of elementary and secondary school

needs, involving more than a half million American people in local, county, regional and state conferences and two thousand participants in the White House Conference, held November 28-December 1, 1955, demonstrated a desire and capacity to meet the major problems facing American education; and

WHEREAS, The traditional decennial White House Conferences on Children and Youth having played an extraordinary role in mobilizing public and professional opinion for more effective work with children and youth, there is a parallel need for a continuing process for the solving of problems in and improvement of education; and

WHEREAS, During these intervening years since the first White House Conference on Education in 1955, the problems of education have been multiplying with our expanding technology, the impact of automation upon employment and the intensity of the cold war; and

WHEREAS, There is immediate need for focus on such problems as identification of potential high school dropouts and preventative programs, noncollege-bound and nonvocational youth, community colleges, the gifted, the handicapped, the impact of instructional technology such as instructional television and programmed learning, increased research for improvement in education, and the relation of education to the achievement of national goals; and

WHEREAS, Education is a priority concern in the minds of the public who recognize that the future of our nation depends upon how well we provide an education for all children and youth;

Now, Therefore, *Be It Resolved*, By the Senate, That this body respectfully request that the President of the United States consider the need for another White House Conference on Education and that he consider requesting that the Congress enact legislation providing for such a Conference on Education for 1965, the Decennial Anniversary of the first such conference; and

Be It Further Resolved, That this body respectfully request Congress to enact the necessary legislation for such a conference.

Be It Further Resolved, That copies of this Resolution be immediately transmitted by the Secretary of the Senate to the Honorable John F. Kennedy, President of the United States, the President of the United States Senate, the Speaker of the House of Representatives, and to each Senator and Representative from the state of Washington.

On motion of Senator McCormack, the rules were suspended and the name of Senator Peterson was permitted as an additional sponsor to the resolution.

On motion of Senator McCormack, the resolution was adopted.

The Secretary read:

SENATE RESOLUTION
1963 EX -13-

By Senator Raugust:

Be It Resolved by the Senate of the State of Washington in Legislative Session Assembled:

WHEREAS, The recently executed amendatory repayment contracts of the Quincy, South, and East Irrigation Districts provide for the completion of the project to the original one million acres; and

WHEREAS, The President's budget allows for less than four million dollars for Columbia Basin project construction; and

WHEREAS, This amount is not sufficient to begin any new work; and

WHEREAS, Facilities to deliver water to Block 81 are complete; and

WHEREAS, This block would be a substantial addition to the project, contains fifteen thousand acres in one hundred thirty-two full-time farm units; and

WHEREAS, An increase in the budget for Columbia Basin project construction of one million seven hundred thousand dollars would be required for the 1964 fiscal year to bring in Block 81 and continue the orderly development of the project; and

WHEREAS, Undue fluctuations in the construction budget necessitates deletions and additions to the Bureau staff resulting in a less efficient expenditure of funds; and

WHEREAS, Basin communities and facilities are geared to a reasonable level of project development; and

WHEREAS, A consistent level of development encourages processors and industry to establish in the Basin,

Now, Therefore, Be It Resolved, That the members of the Senate respectfully urge the budget for construction of the Columbia Basin project be increased by the Public Works Committees of the Congress to an amount that will insure the orderly development of the project and the beginning of new work during the 1964 fiscal year as outlined herein.

Be It Further Resolved, That the Secretary of the Senate shall transmit copies of this Resolution to the President of the Senate, the Speaker of the House of Representatives and the members of Congress from the state of Washington.

On motion of Senator Washington, the resolution was adopted.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 22:

Senate Chamber,
Olympia, Wash., March 25, 1963.

Providing civil defense cooperation between state, its political subdivisions and municipal corporations (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that it do pass.

VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, David C. Cowen, Jack England, Frank W. Foley, F. Stuart Foster, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, March 26, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bills, entitled:

Senate Bill No. 15:

Relating to mutual savings banks.

Substitute Senate Bill No. 21:

Authorizing cities and towns to adopt state agency rules and regulations by reference.

Senate Bill No. 52:

Increasing the probate award in lieu of homestead to \$10,000.

Substitute Senate Bill No. 59:

Authorizing legislative review of administrative rules and regulations.

Senate Bill No. 61:

Removing the expiration date from certain tax provisions.

Senate Bill No. 63:

Removing fiscal limitation on state library commission.

Senate Bill No. 65:

Removing time delay for entry of judgments by court commissioners.

Senate Bill No. 99:

Including liquor board in administrative act.

Substitute Senate Bill No. 128:

Continuing government.

Senate Bill No. 141:

Adopting the vehicle equipment safety compact.

Senate Bill No. 143:

Amending election procedures relating to nominations and declarations of candidacy.

Senate Bill No. 147:

Canceling overpayments of state aid made to counties under probation services aid program.

- Senate Bill No. 159:**
Authorizing law enforcement officers of the second and fourth class municipal corporations to pursue law violators beyond their boundary limits.
- Senate Bill No. 160:**
Amending generally the reforestation act.
- Senate Bill No. 169:**
Providing union insurance coverage of up to \$1,000 on the spouse of an employee.
- Senate Bill No. 170:**
Establishing children's center for research and training in mental retardation.
- Senate Bill No. 173:**
Supplementing the law as to the procurement and use of dangerous drugs.
- Senate Bill No. 180:**
Prescribing qualifications and functions of county coroners.
- Senate Bill No. 196:**
Permitting banks to invest in banking service corporations.
- Senate Bill No. 202:**
Amending and supplementing state insurance code.
- Substitute Senate Bill No. 228:**
Authorizing sale of water systems.
- Senate Bill No. 240:**
Revising budget and funding procedures for the department of personnel.
- Senate Bill No. 243:**
Providing for a toll bridge across Columbia river in vicinity of Vernita.
- Senate Bill No. 251:**
Exempting property belonging to soil and water conservation districts from taxation.
- Senate Bill No. 262:**
Supplementing the Uniform Washington Food, Drug and Cosmetic Act.
- Substitute Senate Bill No. 275:**
Providing for enforcing support for dependent children.
- Senate Bill No. 287:**
Modifying laws relating to motor vehicle and aircraft registration and taxation.
- Senate Bill No. 290:**
Authorizing collection of tuition and other fees at Washington State University.
- Senate Bill No. 301:**
Authorizing collection of tuition and other fees at University of Washington.
- Substitute Senate Bill No. 356:**
Changing city, town and certain district elections to the first Monday in November of odd-numbered years.
- Senate Bill No. 370:**
Pertaining to electrical installations.
- Senate Bill No. 409:**
Authorizing use of income of enabling act lands for University of Washington bond retirement.
- Senate Bill No. 411:**
Providing for future construction, completion and remodeling of buildings at the state universities.
- Senate Bill No. 413:**
Authorizing the issuance of bonds for buildings and facilities by the University of Washington and Washington State University.
- Senate Bill No. 419:**
Regulating school district annexations.
- Senate Bill No. 464:**
Providing for underground storage of natural gas.
- Senate Bill No. 496:**
Implementing law relating to auditing of public accounts.
- Senate Bill No. 497:**
Excluding certain liquor vendors from state retirement.

Senate Bill No. 511:

Setting boiler and unfired pressure vessels inspection fees.

Senate Bill No. 519:

Authorizing county recreation service areas.

Senate Bill No. 525:

Providing medical aid to the aged.

Senate Bill No. 544:

Designating state public recreation areas reserved for the public.

Senate Bill No. 589:

Authorizing justice courts to sit outside district and to repay county for courtroom expenses.

Very truly yours,

BURTON R. JOHNSON

Legal Administrative Assistant.

INTRODUCTION AND FIRST READING OF BILL AND RESOLUTION

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 52, by Senators Hanna, Gallagher and Donohue:

An Act relating to incorporation of cities of the first class in areas within counties not heretofore incorporated; and amending sections 1, 2, 3 and 4, chapter 153, Laws of 1951 and RCW 35.03.010, 35.03.020, 35.03.030, 35.03.040, and 35.03.050.

Referred to Committee on Cities, Towns and Counties.

Senate Joint Resolution No. 9, by Senators Hallauer and Hess:

Proposing constitutional amendment relative to districting and apportionment of legislative districts.

Referred to Committee on Constitution, Elections and Legislative Processes.

The President declared the Senate to be at ease.

The President called the Senate to order.

On motion of Senator Atwood, Senator Raugust was excused.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced that the Washington State Cherry Blossom Festival Princess, Miss Janey Rosellini, was in the Governor's office and appointed a special committee consisting of Senators DeGarmo and England to escort Princess Janey to a place of honor upon the rostrum.

The President appointed a special committee consisting of Senators Gissberg, Gallagher, Freise and Thompson, Jr. to escort Governor Albert D. Rosellini to a place of honor upon the rostrum.

The Secretary read:

SENATE RESOLUTION

1963 EX -12-

By Senators Cowen, DeGarmo and Gallagher:

WHEREAS, It is only fitting with the advent of Spring that the members of this honorable body turn momentarily to the truly aesthetic matters at hand; and

WHEREAS, The members of this Senate, the citizens of this state, and not least of all the Honorable Governor of this state, Albert D. Rosellini, and his family, feel particular pride and joy in the selection of Miss Janey Rosellini as the state's princess in the annual Cherry Blossom Festival opening April 1st in Washington, District of Columbia; and

WHEREAS, Miss Rosellini, a University of Washington senior, in combining her beauty with the humanitarian ideal of service for those around her, shall graduate

in June in Nursing, having given many hours of her labor and love to the Children's Orthopedic Hospital in Seattle; and

WHEREAS, During the week-long whirl by military escort in Washington, D. C., Miss Rosellini shall be honored at a luncheon in the private dining room of the Speaker of the House, with Representative Julia Butler Hansen as hostess, where among other dignitaries, the members of Congress from this State shall be in attendance;

Now, Therefore, Be It Resolved, By the Senate, That the members of this body herewith express their individual and collective congratulations on the selection of Janey Rosellini as Washington State's Princess for the Cherry Blossom Festival; this charming young lady represents the finest qualities hoped for in our nation's young women; our wish for you Janey is a thrill and fun-filled week, in the knowledge that each member of this chamber and each citizen of this state, shall alike, find joy and pride in your happiness;

And Be It Further Resolved, That the Secretary of the Senate shall have suitably scrolled a copy of this Resolution to be presented to Miss Rosellini with the aplomb and ceremony this gracious young Princess so richly deserves.

On motion of Senator DeGarmo, the resolution was adopted.

With the approval of the Senate, business was suspended to permit Princess Janey Rosellini and Governor Albert D. Rosellini to address the body and to permit Senator Cowen to present a bouquet of American Beauty roses to Miss Rosellini.

The committee of honor escorted Governor Rosellini and Princess Janey from the Senate chamber.

MOTION

At 11:20 a. m., on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senator Sandison.

SECOND READING OF BILLS

Senate Bill No. 8, by Senators Foley, Thompson, Jr., Hallauer and Durkan: Authorizing increase on school district debt limitation.

On motion of Senator Riley, Substitute Senate Bill No. 8 was substituted for Senate Bill No. 8 and the substitute bill was read the second time by sections.

On motion of Senator Foley, the rules were suspended, Substitute Senate Bill No. 8 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

POINT OF INQUIRY

Senator McCutcheon:

"Would Senator Durkan yield?"

"On page 2, the underscored matter, on line 8, it says, 'such additional indebtedness to be computed on the value of the taxable property therein,' and then in parenthesis '(being twice the assessed valuation).'

"Is that a variation from the manner of computing the bond of indebtedness percentages?"

Senator Durkan:

"It is a new formula, Senator. Senator Thompson has the explanation."

Senator Thompson, Jr.:

"In answer to Senator McCutcheon's inquiry, this formula has been used by the cities and has been upheld by the Supreme Court, and this would now state that the base of two times the assessed valuation is limited to five percent for capital purposes, and would require a sixty percent vote of the people, or forty percent of the last election, and would have the effect of raising the assessed valuation requirement from the current ten percent to fifteen percent. This would be the bonding capacity. Presently, the present bonding capacity is ten percent of the assessed valuation. The impact of this bill would allow an additional five percent for the total capacity of the local district, if the people so elected, to fifteen percent of the assessed valuation."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Substitute Senate Bill No. 8, and the bill passed the Senate by the following vote: Yeas, 37; nays, 10; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Morgan, Peterson, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams—37.

Those voting nay were: Senators Donohue, Freise, Guess, McCutcheon, McMillan, Neill, Petrich, Rasmussen, Raugust, Woodall—10.

Those absent or not voting were: Senators Moriarty, Jr., Sandison—2.

Substitute Senate Bill No. 8, having received the constitutional majority, was declared passed.

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

Senate Bill No. 9, by Senators Foley, Thompson, Jr., Hallauer and Dore:
Authorizing the issuance of limited obligation bonds for school construction.
The bill was read the second time by sections.

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

On page 2, section 1, line 9, after "provide." strike the remainder of the section through line 13.

On page 3, section 6, line 22, after "this act" and before "appropriated" strike "there is hereby" and insert "funds"

On line 24 after "general fund" strike all the matter through "necessary, to" on line 25 and insert "shall"

On line 27 after "That no" strike all the matter through "shall be allotted" on line 28 and insert "allotment shall be made"

On page 4, section 8, line 33, after "at the" strike the remainder of the paragraph on line 5, page 5, and insert "next general election."

On line 6 of the title, strike "making an appropriation;"

POINT OF INQUIRY

Senator Riley:

"Would Senator Foley yield?"

"Senator Foley, in view of the fact that this is the next general election, do you feel therefore that it is necessary to have the emergency clause?"

Senator Foley:

"I do, sir, because in the body of the bill there is a provision that there may be

an immediate mandamus action brought in the Supreme Court to test whether or not these bonds may be constitutional without a vote of the people."

On motion of Senator Foley, the rules were suspended, Engrossed Senate Bill No. 9 was advanced to third reading, the second reading considered the third and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Woodall:

"Would Senator Hess yield to a question?"

"Senator, what is this glorious alternative you have been working on so many years that you have not even been able to capture the majority of your own party?"

Senator Hess:

"Well, I'm very pleased to comment on that, Senator Woodall. The history of it goes back to 1953 when Senator Ryder and I tried to amend on the floor of the House the twenty million dollar bond issue. We tried then to reduce it to ten million dollars with the provision that whatever revenue source the House found acceptable we would finance one-half of it currently in future bienniums as a result of interim studies and find some other alternative of a pay-as-you-go plan for this program. I would find any one of a number of different proposals acceptable. I introduced one bill this session that would assess a five mill levy state-wide as a means of financing all of the additional construction that is needed. I think this would have been a better way to do it and would have saved millions of dollars in interest."

Senator Woodall:

"I have one further question. Will Senator Hess yield?"

"In view of the fact that the last four sessions your party has outnumbered ours two-to-one in the Senate, to what do you attribute your lack of success?"

Senator Hess:

"To the failure of both Democrats and Republicans to go to the people with the truth, Senator Woodall. We hide our heads in the sand. Both parties do. We don't go to them with the truth and tell them that we have such a flood of children coming up that to educate them, we are going to require so many new school buildings, we will be building for years and years and years, and we might as well pay for it as we go."

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 9, and the bill passed the Senate by the following vote: Yeas, 45; nays, 2; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those voting nay were: Senators Freise, Lennart—2.

Those absent or not voting were: Senators Guess, Moriarty, Jr.—2.

Engrossed Senate Bill No. 9, having received the constitutional majority, was declared passed.

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

MOTION

At 2:15 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Thursday, March 28, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FOURTEENTH DAY**MORNING SESSION**

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, March 28, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages Peter Giovine, Color Bearer, and Rachel Venneberg, presented the Colors.

Father Leonard Rafalowski, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"Almighty and Eternal God, we give Thee thanks for the faith of our people which directs that these sessions be opened with prayer. Guard, guide and direct the deliberations of these legislators in whose hands is placed the destiny of our beloved state. Give us the peace and prosperity that are agreeable to Thy will, through Christ our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 27, 1963.

MR. PRESIDENT:
Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 9, have compared same with the original bill and find it correctly engrossed.

FRANK W. FOLEY, *Chairman.*

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

Senate Bill No. 45:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Revising absentee voting procedure (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

DEWEY C. DONOHUE, *Chairman.*

We concur in this report: John L. Cooney, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, Karl V. Herrmann, Andy Hess, John T. McCutcheon, Ralph L. Rickdall, John H. Stender, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 46:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Providing procedure for determining which voters have cast ballots at any primary or election (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: John L. Cooney, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, Karl V. Herrmann, Andy Hess, John T. McCutcheon, Ralph L. Rickdall, John H. Stender, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 47:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Authorizing automatic recounts of votes in certain situations (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass. DEWEY C. DONOHUE, *Chairman*.

We concur in this report: John L. Cooney, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. H. Stender, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 26:

Senate Chamber,
Olympia, Wash., March 24, 1963.

Adopting the capital budget (reported by Committee on Ways and Means):
MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
....., *Chairman*,

Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Jack England, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 27, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 6; also
Engrossed House Bill No. 9; also
Engrossed House Bill No. 15; also
House Bill No. 50, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF SENATE RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Concurrent Resolution No. 7, by Senators Peterson and Dore:

Directing the athletic commission to study certain phases of the boxing profession.

Referred to Committee on Commerce, Manufacturing and Licenses.

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

Engrossed House Bill No. 6, by Representative Garrett (by Executive request):

An Act providing funds for the development of outdoor recreational facilities in the state; authorizing the issuance and sale of state general obligation bonds; providing ways and means to pay said bonds; amending section 13, chapter 174, Laws of 1957 and RCW 43.31.620; amending section 14, chapter 152, Laws of 1961 and RCW 43.31.740; providing for the submission of this act to a vote of the people; and declaring an emergency.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 9, by Representative Garrett (by Executive request):

An Act relating to state government and the providing of transportation for state officials and employees; creating the division of motor transport in the department of general administration; adding new sections to chapter 43.19 RCW; amending section 4, chapter 285, Laws of 1955 as amended by section 1, chapter 301, Laws of 1959 and RCW 43.19.010; amending section 2, chapter 86, Laws of 1943 as amended by section 2, chapter 17, Laws of 1949 and RCW 43.03.060; repealing sections 1 through 8, chapter 225, Laws of 1943 and RCW 43.91.010 through 43.91.080; transferring passenger and general purpose motor vehicles, equipment and other assets from certain state agencies to the department of general administration; and providing penalties.

Referred to Committee on State Government.

Engrossed House Bill No. 15, by Representatives Canfield, Evans and Hadley:

An Act relating to education; providing funds for the construction of public school plant facilities; authorizing the issuance and sale of limited obligation bonds of the state and providing ways and means to pay said bonds; continuing the imposition of taxes; prescribing the powers and duties of certain officers; providing for a vote of the people under certain circumstances; and declaring an emergency.

Referred to Committee on Ways and Means.

House Bill No. 50, by Representatives Mahaffey, Evans, Braun, Copeland, Kirk, McCaffree, Juelling, Lewis, Metcalf, Hadley and Morphis:

An Act relating to teachers' retirement and pensions and other benefits relating thereto; amending section 1, chapter 80, Laws of 1947, as amended by section 1, chapter 274, Laws of 1955, and RCW 41.32.010; amending section 3, chapter 80, Laws of 1947, as amended by section 2, chapter 274, Laws of 1955, and RCW 41.32.030; amending section 20, chapter 80, Laws of 1947, as last amended by section 1, chapter 297, Laws of 1961, and RCW 41.32.200; amending section 24, chapter 80, Laws of 1947, as last amended by section 1, chapter 132, Laws of 1961, and RCW 41.32.240; amending section 30, chapter 80, Laws of 1947, as last amended by section 7, chapter 132, Laws of 1961, and RCW 41.32.300; amending section 32, chapter 80, Laws of 1947, as amended by section 13, chapter 274, Laws of 1955, and RCW 41.32.320; amending section 35, chapter 80, Laws of 1947 as amended by section 16, chapter 274, Laws of 1955, and RCW 41.32.350; amending section 36, chapter 80, Laws of 1947, as amended by section 17, chapter 274, Laws of 1955, and RCW 41.32.360;

amending section 41, chapter 80, Laws of 1947 as amended by section 19, chapter 274, Laws of 1955, and RCW 41.32.410; amending section 42, chapter 80, Laws of 1947 and RCW 41.32.420; amending section 43, chapter 80, Laws of 1947, as amended by section 20, chapter 274, Laws of 1955, and RCW 41.32.430; amending section 47, chapter 80, Laws of 1947 and RCW 41.32.470; amending section 51, chapter 80, Laws of 1947, as amended by section 24, chapter 274, Laws of 1955, and RCW 41.32.510; amending section 54, chapter 80, Laws of 1947, as last amended by section 1, chapter 37, Laws of 1959, and RCW 41.32.540; amending section 55, chapter 80, Laws of 1947, as last amended by section 4, chapter 132, Laws of 1961, and RCW 41.32.550; adding new sections to chapter 80, Laws of 1947, and to chapter 41.32 RCW; repealing section 37, chapter 80, Laws of 1947 and RCW 41.32.370; repealing section 40, chapter 80, Laws of 1947 and RCW 41.32.400; repealing section 45, chapter 80, Laws of 1947 and RCW 41.32.450; making an appropriation; and providing an effective date.

Referred to Committee on Ways and Means.

MOTION

At 10:10 a. m., on motion of Senator Bailey, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senator Ryder.

On motion of Senator Neill, Senator Ryder was excused.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 12:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Providing for distribution of certain liquor revenues to cities and towns (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass amended.

....., *Chairman.*
 , *Chairman,*
 Committee on Revenue and Regulatory Agencies.
 , *Chairman,*
 Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Jack England, Michael J. Gallagher, Sam C. Guess, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 14:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Authorizing annual general elections (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

DWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, Al Henry, Karl V. Herrmann, Andy Hess, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Bill No. 49:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Prescribing certain election procedures (reported by Committee on Constitutions, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

DEWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, Wilbur G. Hallauer, Al Henry, Andy Hess, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John H. Stender, Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 1:35 p. m., on motion of Senator Greive, the Senate recessed until 3:30 p. m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 3:30 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senator Ryder, who was previously excused.

The Secretary read:

MESSAGE FROM THE GOVERNOR

VETO MESSAGE

MESSAGE FROM THE SECRETARY OF STATE

DEPARTMENT OF STATE

OFFICE OF THE SECRETARY

Olympia, Washington,
March 28, 1963.

To the Honorable, the President of the Senate,
The Legislature of the State of Washington,
Olympia, Washington.

SIR:

I have the honor to transmit herewith pursuant to Section 12, Article 3 of the Constitution of the State of Washington, for the consideration of the State Senate, Enrolled Senate Bill No. 604 passed by the State Senate and House of Representatives at the Regular Legislative Session of 1963, and vetoed by the Governor, together with his veto message attached thereto.

Respectfully,

VICTOR A. MEYERS
Secretary of State.

State of Washington, Executive Department,
Olympia, March 26, 1963.

To the Honorable, the Senate of the State of Washington.
(Through the Secretary of State)

LADY AND GENTLEMEN:

I am filing herewith to be transmitted to the Senate at the next session of the Legislature, without my approval, **Senate Bill No. 604** entitled:

"AN Act relating to cities and towns and amending section 22, chapter 282, Laws of 1961 and RCW 35.13.243."

Senate Bill No. 604 relates to the power and authority of a city or town over annexed water, sewer and fire districts which lie partially or wholly within a city or town.

The bill purports to amend section 22, chapter 282, Laws of 1961 and RCW 35.13.243. The identical section was amended by House Bill No. 246, which I have signed into law. In addition, House Bill No. 246 contained provisions amending other sections of the law pertaining to annexed local improvement districts.

House Bill No. 246 is a more comprehensive measure and because of its enactment, there was no necessity for Senate Bill No. 604 to become law.

For the reasons indicated, Senate Bill No. 604 is vetoed.

Respectfully submitted,
ALBERT D. ROSELLINI
Governor.

SECOND READING OF BILLS

Engrossed House Bill No. 26, by Representatives King, Canfield and Kink:
Adopting the capital budget.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 26:

Senate Chamber,
Olympia, Wash., March 24, 1963.

Adopting the capital budget (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 6, section 1, line 10, beginning with "Utilities" strike everything through "178,623" on line 13 and insert "Utilities (141,217)

State Building Construction Account 61,217"

On page 6, section 1, line 15, strike the whole of line 15 and insert the following:
"Total (\$146,217) 61,217 85,000"

On page 6, section 1, line 31, after "Construction Account" strike "199,519" and insert "195,000"

On page 10, section 1, strike lines 1 through 14 and insert:

"FOR RAINIER SCHOOL

	Reappropriations	From the State Building Construction Account
Milk holding room		
State Building Construction Account	41,000	
Remodel and equip hospital		
State Building Construction Account	256,000	
Construct and equip Intensive Treatment Center		
State Building Construction Account	252,000	
Construct, Equip and Furnish Laundry and Utility Rooms for Boys' and Girls' Nurseries		
Meet requirements of Health Department.....		27,000
<hr/>		
Total (576,000)	549,000	27,000"

On page 10, section 1, line 32, after "Construction" add "Provided, That \$5,000,000 shall be available only for commitment to emergency districts as determined by the State Board of Education for projects which will not be completed until 1967." and change the number "\$41,611,550" to "\$46,611,550"

On page 11, section 1, strike line 2 and insert:

"Total (\$77,910,800) 31,299,250 46,611,550"

On page 12, section 1, line 25, strike "Environmental Health" through "625,000" on line 28.

On page 12, section 1, line 29, strike the entire line and insert: "Total (\$19,463,779) 6,871,649 11,792,130 800,000"

On page 13, section 1, line 12, after "Remodel" and before "and" strike "Building" and insert "Buildings"

FRANK W. FOLEY, *Chairman*,

Chairman,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

 Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Jack England, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr.

On motion of Senator Woodall, the Senate resolved itself into a Committee of the Whole, Senator Henry in the Chair, for the purpose of considering Engrossed House Bill No. 26.

COMMITTEE OF THE WHOLE

Engrossed House Bill No. 26 was considered in the Committee of the Whole and reported back to the Senate, Senator Henry presiding, with the recommendation that it do pass as amended.

On motion of Senator Henry, the report of the committee was adopted.

On motion of Senator Henry, the reading had in the Committee of the Whole was considered the second reading of Engrossed House Bill No. 26.

On motion of Senator Henry, the committee amendments to Engrossed House Bill No. 26, adopted in the Committee of the Whole, were adopted by the Senate.

On motion of Senator Henry, the following amendments to Engrossed House Bill No. 26, adopted in the Committee of the Whole, were adopted by the Senate:

On page 10, section 1, of the committee amendment, strike "27,000" and insert "107,406" and strike "(576,000)" and insert "(656,406)"

On page 21, section 1, following line 29, insert:

"FOR THE DEPARTMENT OF HEALTH

From the State
 Building
 Construction
 Account

Repair and improve facilities, Edgecliff Sanatorium, from State Building Construction Account	10,000
--	--------

Total	10,000"
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On page 21, section 1, following line 29, insert:

"FOR EASTERN WASHINGTON HISTORICAL SOCIETY

From the State
 Building
 Construction
 Account
 \$15,000"

Construction of parking lot and surfacing same	\$15,000"
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On motion of Senator Foley, the rules were suspended, Engrossed House Bill No. 26, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 26, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 48; nays, 0; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—48.

Those absent or not voting were: Senator Ryder—1.

Engrossed House Bill No. 26, as amended by the Senate, having received the constitutional majority, was declared passed.

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

On motion of Senator Cowen, Engrossed House Bill No. 26, as amended by the Senate, was ordered immediately transmitted to the House.

On motion of Senator Bailey, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Concurrent Resolution No. 7:

Senate Chamber,
Olympia, Wash., March 28, 1963.

Directing the athletic commission to study certain phases of the boxing profession (reported by Committee on Commerce, Manufacturing and Licenses):

Recommends that it do pass.

GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, W. C. Raugust, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Bill No. 4:

Senate Chamber,
Olympia, Wash., March 28, 1963.

Implementing law relating to highways and the travel of vehicles thereon (reported by Committee on Highways):

MAJORITY recommends that it do pass as amended.

NAT WASHINGTON, *Chairman,*
AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 4:00 p. m., on motion of Senator Bailey, the Senate recessed until 8:00 p. m.

EVENING SESSION

The President called the Senate to order at 8:00 p. m.

The President declared the Senate to be at ease.

The President called the Senate to order at 9:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and Ryder, Senator Ryder having been previously excused.

There being no objections, the Senate advanced to the seventh order of business.

SECOND READING OF BILLS**MOTION**

On motion of Senator Greive, Senate Joint Resolution No. 1 was ordered to retain its place at the end of the second reading calendar for this evening.

Senate Bill No. 45, by Senators Donohue and Williams:

Revising absentee voting procedure.

The bill was read the second time by sections.

On motion of Senator Hess, the rules were suspended, Senate Bill No. 45 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 45, and the bill passed the Senate by the following vote: Yeas, 47; nays, 0; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those absent or not voting were: Senators Dore, Ryder—2.

Senate Bill No. 45, having received the constitutional majority, was declared passed.

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

Senate Bill No. 46, by Senators Donohue and Williams:

Providing procedure for determining which voters have cast ballots at any primary election.

The bill was read the second time by sections.

On motion of Senator Williams, the rules were suspended, Senate Bill No. 46 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 46, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senators Morgan, Talley—2.

Those absent or not voting were: Senators Dore, Foley, Ryder—3.

Senate Bill No. 46, having received the constitutional majority, was declared passed.

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

Senate Bill No. 47, by Senators Donohue and Williams:

Authorizing automatic recount of votes in certain situations.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended, Senate Bill No. 47 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 47, and the bill passed the Senate by the following vote: Yeas, 45; nays, 1; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—45.

Those voting nay were: Senator Talley—1.

Those absent or not voting were: Senators Dore, Foley, Ryder—3.

Senate Bill No. 47, having received the constitutional majority, was declared passed.

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

Senate Bill No. 49, by Senators Donohue and Williams:

Prescribing certain election procedures.

REPORT OF STANDING COMMITTEE

Senate Bill No. 49:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Prescribing certain election procedures (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass with the following amendments:

On page 8, section 16, line 17, after "agreement." insert "The same basic rules of counting absentee ballots as enumerated in the above subsections 1, 2, 3, 4, and 5, shall apply to the counting of absentee ballots cast at any state primary or state general election."

On page 8, section 17, line 24, after "[4:00]" strike "2:00" and insert "the time

designated by the county auditor, but in any event said time shall be no earlier than 2:00 p.m. nor later than 4:00"

On page 8, section 17, line 26, after "J" and before the period, insert "*: Provided, Further that the hour set for starting such count may vary among the various precincts according to the judgment of the county auditor*"

DEWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, Wilbur G. Hallauer, Al Henry, Andy Hess, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust, Ralph L. Rickdall, John H. Stender, Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Donohue, the committee amendment to page 8, section 16 was adopted.

On motion of Senator Gallagher, the committee amendment to page 8, section 17, line 24 was adopted.

On motion of Senator Riley, Senate Bill No. 49 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Joint Resolution No. 1, by Senators McCormack, Thompson, Jr. and Talley:

Constitutional amendment changing requirements on publication of notices necessary for submission of new city charter to electors.

The resolution was read the second time in full.

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

On line 3, after "at the" and before "general" insert "next"

On line 3, after "state" and before "there" on line 4, strike "on the Tuesday next succeeding the first Monday in November, 1964,"

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Joint Resolution No. 1 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 1, and the resolution passed the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillian, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Dore, Foley, Ryder—3.

Engrossed Senate Joint Resolution No. 1, having received the two-thirds constitutional majority, was declared passed.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 50:

Senate Chamber,
Olympia, Wash., March 28, 1963.

Defining places of voter registration and duties of city clerks regarding voting registrars (reported by Committee on Constitution, Elections and Legislative Process):

MAJORITY recommends that it do pass.

DEWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Wilbur G. Hallauer, Al Henry, Karl V. Herrmann, James Keefe, David E. McMillan, John H. Stender.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 9:35 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Friday, March 29, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

FIFTEENTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Friday, March 29, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages John Turner, Color Bearer, and Rachel Venneberg, presented the Colors.

Father Robert M. Daly, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"O Almighty God, source of all wisdom and justice, grant us your help to devote our ability and our energy to those things which will best serve the interests of our fellow citizens of this state. And in addressing ourselves to the affairs of state, may we propose and bring to completion only such law as will be in accord as far as is humanly possible with your wisdom and your justice. Through Christ our Lord. Amen."

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

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 28, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Joint Resolution No. 1 have compared same with the original resolution and find it correctly engrossed.

....., *Chairman.*

We concur in this report: Michael J. Gallagher, Marshall A. Neill, John A. Petrich.

Engrossed House Bill No. 1:

Senate Chamber,
Olympia, Wash., March 28, 1963.

Adopting the budget and making appropriations (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Frank Connor, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Ted G. Peterson, John A. Petrich, Albert C. Thompson, Jr., Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former State Senator Henry Foss, and appointed a special committee consisting of Senators McCutcheon, Raugust, Connor, Henry and Moriarty, Jr., to escort the former Senator to a place of honor upon the rostrum.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 28, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Joint Memorial No. 1; also Engrossed House Concurrent Resolution No. 5 and the same are herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

INTRODUCTION AND FIRST READING OF BILL AND RESOLUTIONS

The following were introduced, read first time by title and acted upon as indicated:

Senate Bill No. 53, by Senators McCutcheon, Gallagher and Mardesich:

An Act relating to the expenses and costs of the legislature including subsistence payments; making appropriations therefor; and declaring an emergency.

Senator McCutcheon moved that the rules be suspended and Senate Bill No. 53 be advanced to second reading and read the second time by sections.

Debate ensued.

The motion was carried.

On motion of Senator McCutcheon, Senate Bill No. 53 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Concurrent Resolution No. 8, by Senators Washington and Lennart:

Authorizing a study for mural of George Washington in the capitol building.

On motion of Senator Washington, the rules were suspended, Senate Concurrent Resolution No. 8 was advanced to second reading and read the second time in full.

On motion of Senator Washington, the rules were suspended, Senate Con-

current Resolution No. 8 was advanced to third reading, the second reading considered the third, the resolution placed on final passage and adopted.

On motion of Senator Washington, the rules were suspended and the name of Senator Peterson was permitted as an additional sponsor to Senate Concurrent Resolution No. 8.

Senate Joint Resolution No. 10, by Senators McCormack, Lennart and Gallagher:

Proposing constitutional amendments relating to legislative sessions, salaries of legislators and other officials, and eligibility of legislators to certain offices.

Referred to Committee on Rules and Joint Rules.

FIRST READING OF HOUSE MEMORIAL AND RESOLUTION

The following were read first time by title and acted upon as indicated:

Engrossed House Joint Memorial No. 1, by Representatives Hurley and Perry:

Proposing constitutional amendment prohibiting interference with state in its apportionment of representation in its legislature.

Referred to Committee on Constitution, Elections and Legislative Processes.

Engrossed House Concurrent Resolution No. 5, by Representatives Witherbee, Juelling and Mundy:

Providing for a legislative joint committee on labor and management cooperation and defining its duties.

Referred to Committee on Rules and Joint Rules.

MOTION

At 11:15 a. m., on motion of Senator Bailey, the Senate recessed until 12:55 p. m.

AFTERNOON SESSION

The President called the Senate to order at 12:55 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

MOTION

At 1:00 p. m., on motion of Senator Greive, the Senate recessed until 2:30 p. m.

SECOND AFTERNOON SESSION

The President called the Senate to order at 2:30 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Mardesich and Talley.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The President has an announcement of sad import to make. The Secretary has just advised the President that a message has been received from the Associated Press to the effect that former Senator Robert R. Ray formerly of Clark County has just

passed away about an hour ago. I am sure that you would all want to stand for a moment in respect to the respected and beloved former member."

The members of the Senate stood for a moment of silence in memory of former Senator Robert R. Ray.

MOTIONS

On motion of Senator Hanna, the Committee on State Government was relieved of further consideration of Senate Bill No. 39.

On motion of Senator Hanna, Senate Bill No. 39 was referred to the Committee on Ways and Means.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 29, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendment to House Bill No. 2 and asks the Senate to recede therefrom, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

Senator Greive moved that the Senate refuse to recede from its amendments to House Bill No. 2 and ask the House for a conference thereon.

PARLIAMENTARY INQUIRY

Senator Washington:

"Parliamentary inquiry, Mr. President:

"Would a motion that the Senate do recede be an affirmative motion and take precedence over the motion not to recede?"

RULING BY THE PRESIDENT

The President:

"The President believes in the interest of orderly procedure, the positive motion would be better placed first."

Senator Washington moved that the Senate do recede from its amendments to House Bill No. 2.

Debate ensued.

Senators Gallagher, Hanna and Hallauer demanded the previous question and the demand was sustained.

POINT OF ORDER

Senator Washington:

"Mr. President:

"As mover of the motion, I would like to close debate."

RULING BY THE PRESIDENT

The President:

"Senator Washington, the rules provide that when the previous question has been demanded and sustained, the President must put the question immediately."

On motion of Senator Petrich, the rules were suspended and Senator Washington was permitted to close debate.

The President stated the question before the Senate is: It has been moved that the Senate do recede from the Senate amendments to House Bill No. 2.

Senator Moriarty, Jr. demanded a roll call and the demand was sustained by Senators Connor, Herrmann, Charette, Gallagher, Gissberg, Ryder, Chytil, Foster and Talley.

ROLL CALL

The Secretary called the roll, and the motion by Senator Washington that the Senate do recede from its amendments to House Bill No. 2 was lost by the following vote: Yeas, 21; nays, 26; absent or not voting, 2.

Those voting yea were: Senators Cooney, Cowen, DeGarmo, Donohue, Foley, Freise, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Neill, Rasmussen, Raugust, Washington—21.

Those voting nay were: Senators Atwood, Bailey, Charette, Chytil, Connor, Dore, Durkan, England, Foster, Gallagher, Gissberg, Greive, Hess, Morgan, Moriarty, Jr., Peterson, Petrich, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Williams, Woodall—26.

Those absent or not voting were: Senators Lennart, Mardesich—2.

The President declared the motion to recede having lost, the Senate would request a conference on House Bill No. 2.

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

The Secretary read:

SENATE RESOLUTION

1963 EX -14-

By Senators Hallauer and Neill:

WHEREAS, It is of major importance that the Legislature be able to determine the appropriations to the universities and colleges of the state so there will be equitable treatment of all; and

WHEREAS, There are substantial elements of similarity among their programs of instruction and departmental research; and

WHEREAS, There are substantial elements of dissimilarity among programs otherwise designated; and

WHEREAS, This is of importance to the affected institutions, the Central Budget Agency, and the Legislature;

Now, Therefore, Be It Resolved, By the Senate, That the Legislative Budget Committee, the Central Budget Agency, and all five universities and colleges of the State be and are hereby requested:

(1) To cooperate in the improvement of the staffing formulas by which instructional staffs are measured and compared; and

(2) To determine a more satisfactory basis for defining and classifying the elements of cost in the separate programs to the end that it will be practical to compare the costs of each program of the separate institutions with the same program of the others.

Be It Also Resolved, That the studies be instituted at once with a view to making any changes in accounting practices effective July 1, 1963.

Be It Further Resolved, That copies of this Resolution be transmitted by the Secretary of the Senate to the Legislative Budget Committee, the Director of Budget, and the presidents of the five universities and colleges.

On motion of Senator Hallauer, the resolution was adopted.

SENATE RESOLUTION

1963 EX -15-

By Senators McCormack, Williams, Ryder, Riley, Hallauer, Sandison, Neill, Moriarty, Jr.:

WHEREAS, The United States Science Exhibit at the Century 21 World's Fair was a magnificent success in its inspirational presentation of the world of science to fair visitors of all ages; and

WHEREAS, The Federal government has given the people of this region an opportunity after the fair to maintain the science exhibit if they can generate sufficient financial support, educational enthusiasm and general public interest to do so; and

WHEREAS, To achieve these aims a non-profit organization known as the Pacific Science Center Foundation has been created and the science exhibit renamed the Science Center; and

WHEREAS, Outstanding scientists, educators and business leaders from the northwest and throughout the nation have accepted appointment as members of the board of trustees of the Pacific Science Center Foundation; and

WHEREAS, The Science Center is now open to the public with several new exhibits; and

WHEREAS, A program will be undertaken to continually update and modernize the exhibits at the Science Center and to emphasize still more a better understanding of the various scientific subjects presented to those who visit the Center; and

WHEREAS, The Center will be an outstanding educational tool available to the school children of the Pacific northwest, supplementing their scientific education in a manner unobtainable in most other parts of the world and will provide an excellent supplemental training ground for students of the University of Washington School of Education; and

WHEREAS, The maintenance, upkeep and operational costs of the Science Center will require the attendance of thousands of visitors each month, each paying a modest admission fee;

Now, Therefore, Be It Resolved, By the Senate of the state of Washington, that the public be encouraged to support and participate in the Science Center program, thus helping to provide the financial strength it needs for vitality and success;

Be It Further Resolved, That the school administrators of the state of Washington be encouraged to consider supplementing the educational programs of the high school and junior high school students of this state by scheduling pre-arranged visits by classes of students to the Science Center and to investigate methods of obtaining or providing admission fees to the Science Center for these classes of students;

And Be It Further Resolved, That copies of this Resolution be transmitted by the Secretary of the Senate to the Superintendent of Public Instruction, to the State Board of Education, and to the board of directors of each individual school district in the state.

On motion of Senator McCormack, the resolution was adopted.

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,

Olympia, Wash., March 29, 1963.

MR. PRESIDENT:

The House has granted the request of the Senate for a conference on House Bill No. 2 and the Senate amendment thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Comfort, Huntley and Rosenberg.

S. R. HOLCOMB, *Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on House Bill No. 2, Senators Washington, Moriarty, Jr. and Mardesich.

On motion of Senator Riley, the appointments were confirmed.

House of Representatives,

Olympia, Wash., March 29, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 26 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

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

The Secretary read:

SENATE RESOLUTION

1963 EX -16-

By Senators Peterson and Dore:

WHEREAS, The possibility of death or injury to those pursuing the profession of

boxing is evidenced by the recent deaths occurring in the ring to professional boxers Davey Moore and Benny Paret; and

WHEREAS, The death or injury to a professional boxer often places his dependents in a tragically destitute condition and dependent upon public relief and support; and

WHEREAS, Improvements in medical examinations, boxing rules, and better equipment appear to be needed; and

WHEREAS, Steps to be taken in the nature of a relief fund and/or mandatory health, accident, or life insurance for boxers and their dependents appear desirable;

Now, Therefore, Be It Resolved, By the Senate, that the State Athletic Commission is hereby directed to conduct a study and investigation of:

(1) Improvements in medical examinations for boxers, changes in boxing rules, better equipment, and such other changes as it may deem desirable to lessen the likelihood of death or injury to boxers;

(2) The need for a boxers' relief fund payable from a percentage of gross gate receipts and/or the need for mandatory health, accident and life insurance for the financial protection of boxers and their dependents;

And Be It Further Resolved, That the State Athletic Commission present its findings and recommendations to the thirty-ninth session of the legislature.

Senator Peterson moved that the resolution be adopted.

Debate ensued.

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"Does this Senate resolution direct someone to do something in the interim?"

The resolution was again read by the Secretary.

Senator Woodall:

"My point of order is that a one house resolution cannot direct someone to do something in the interim. It could only request. To direct, it would have to be a concurrent resolution."

RULING BY THE PRESIDENT

The President:

"Senator Woodall, the President, in ruling upon your point of order, believes that it is well within the province of the Senate to direct someone to do something but that doesn't mean necessarily they will have to do it."

The motion was carried and the resolution was adopted.

The Secretary read:

REPORT OF STANDING COMMITTEE

House Bill No. 17:

Senate Chamber,
Olympia, Wash., March 29, 1963.

Relating to legislative budget committee (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman,*

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman,*

Committee on Appropriations.

We concur in this report: R. Frank Atwood, John L. Cooney, David C. Cowen, Dewey C. Donohue, Jack England, Michael J. Gallagher, Andy Hess, George W. Kupka, Ernest W. Lennart, David E. McMillan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr., Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.
There being no objection, the Senate advanced to the seventh order of business.

SECOND READING OF BILL

Senate Bill No. 49, by Senators Donohue and Williams:
Prescribing certain election procedures.

The Senate resumed consideration of Senate Bill No. 49 on second reading.

MOTION FOR RECONSIDERATION

On motion of Senator Stender, the Senate voted to reconsider the vote by which the committee amendment to page 8, section 16, line 17 was adopted.

Senator Riley moved that the committee amendment to page 8, section 16, line 17 be not adopted.

The motion was carried.

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

On page 8, section 16, following subsection (5) insert a new subsection as follows:
“(6) The same basic rules in the counting of absentee ballots, as enumerated in the above subsections 1, 2, 3, 4, and 5 of this section 16, shall apply to the County Auditor in the counting of absentee ballots cast at any State Primary or State General Election.”

On motion of Senator Gallagher, the following committee amendment to page 8, section 17, line 26 was adopted:

On page 8, section 17, line 26, after “[]” and before the period, insert “: *Provided, Further that the hour set for starting such count may vary among the various precincts according to the judgment of the county auditor*”

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

On page 3, section 3, line 8, after “*officers*” and before the period insert “*and he has the approval of a majority of his county executive committee*”

On motion of Senator Riley, the rules were suspended, Engrossed Senate Bill No. 49 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 49, and the bill passed the Senate by the following vote: Yeas, 39; nays, 4; absent or not voting, 6.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Sandison, Stender, Talley, Washington, Williams, Woodall—39.

Those voting nay were: Senators Atwood, Morgan, Moriarty, Jr., Ryder—4.

Those absent or not voting were: Senators Dore, Durkan, Lennart, Marde-sich, Raugust, Thompson, Jr.—6.

Engrossed Senate Bill No. 49, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Senate Bills No. 50, 14 and 6 were ordered to retain their places on the second reading calendar for tomorrow.

At 4:05 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Saturday, March 30, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

SIXTEENTH DAY**MORNING SESSION**

SENATE CHAMBER,
OLYMPIA, WASH., Saturday, March 30, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg. The President declared the Senate to be at ease until 11:00 a. m.

The President called the Senate to order at 11:00 a. m.

The Secretary called the roll and announced to the President that all Senators were present.

The Color Guard, consisting of Pages John Turner, Color Bearer and Rachel Venneberg, presented the Colors.

Father Leonard Rafalowski, pastor of St. Michael's Catholic Church of Olympia, offered prayer as follows:

"Almighty and Eternal God! For the many hours spent for the common good of our beloved state, may the blessings of Almighty God, the Father, Son and Holy Ghost descend upon these legislators and remain with them forever. Amen."

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

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., March 29, 1963.

MR. PRESIDENT:

MR. SPEAKER:

We of your Conference Committee, to whom was referred House Bill No. 2, providing appropriations and reappropriations for highway operations and improvements, have had the same under consideration, and we are unable to agree and request the powers of free conference.

Senate Members:

CHARLES P. MORIARTY, JR.
NAT WASHINGTON
AUGUST P. MARDESICH

House Members:

ELMER C. HUNTLEY
PAT COMFORT
K. O. ROSENBERG

On motion of Senator Riley, the committee report was adopted and the committee was granted the powers of free conference.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 29, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 49 have compared same with the original bill and find it correctly engrossed.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Engrossed House Bill No. 6:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Authorizing bonds for outdoor recreational facilities (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: Robert C. Bailey, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Wilbur G. Hallauer, Andy Hess, George W. Kupka, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 50:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Relating to teachers' retirement and pensions (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Andy Hess, George W. Kupka, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, Don L. Talley, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF BILLS

The following was introduced, read first time by title and acted upon as indicated:

Senate Bill No. 54, by Senator Durkan:

An Act relating to revenue and taxation; amending section 82.04.030, chapter 15, Laws of 1961 and RCW 82.04.030; amending section 82.04.290, chapter 15, Laws of 1961 and RCW 82.04.290; amending section 82.08.030, chapter 15, Laws of 1961, as amended by section 7, chapter 293, Laws of 1961, and RCW 82.08.030; amending section 82.12.030, chapter 15, Laws

of 1961, as amended by section 10, chapter 293, Laws of 1961, and RCW 82.12.030; amending section 82.32.080, chapter 15, Laws of 1961 and RCW 82.32.080; amending section 82.32.090, chapter 15, Laws of 1961 and RCW 82.32.090; amending section 82.32.160, chapter 15, Laws of 1961 and RCW 82.32.160; amending section 82.32.180, chapter 15, Laws of 1961 and RCW 82.32.180; amending section 82.32.330, chapter 15, Laws of 1961 and RCW 82.32.330; adding a new section to chapter 15, Laws of 1961 and to chapter 82.26 RCW; adding a new section to chapter 15, Laws of 1961 and to chapter 82.32 RCW; amending section 82.40.040, chapter 15, Laws of 1961 and RCW 82.40.040; and providing an effective date.

Referred to Committee on Ways and Means.

SECOND READING OF BILLS

MOTION

On motion of Senator Bailey, Senate Bill No. 53 was ordered to retain its place on the second reading calendar for tomorrow.

Senate Bill No. 50, by Senators Donohue and Williams:

Defining places of voter registration and duties of city clerks regarding voting registrars.

Senator Woodall moved that Senate Bill No. 50 be referred to the Committee on Rules and Joint Rules.

Debate ensued.

The motion was lost on a rising vote.

The bill was read the second time by sections.

Senator Williams moved the adoption of the following amendment:

On page 2, section 1, line 5, after "*this section*" strike all of the matter down to and including "*representatives*" on line 6.

Debate ensued.

The motion was carried and the amendment was adopted.

Senator Gallagher moved that the rules be suspended, that Senate Bill No. 50 be advanced to third reading, the second reading considered the third, and the bill placed on final passage.

Senator Woodall requested a division.

The motion was lost on a rising vote and Senate Bill No. 50 was passed to the Committee on Rules and Joint Rules for third reading.

Senate Bill No. 14, by Senators Charette, Donohue, Raugust and Lennart:
Authorizing annual general elections.

REPORT OF STANDING COMMITTEE

Senate Bill No. 14:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Authorizing annual general elections (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 10, beginning with "[and for]" strike all of the matter down to and including "or rejection,]" in line 11 and insert "and for the submission to the voters of the state and of any *initiative* measure to the people for their adoption or rejection,"

On page 1, section 1, line 15 after the comma following "bond issues" and before "or other" insert "*initiative measures to the legislature referred to the voters,*"

DEWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, Al Henry, Karl V. Herrmann, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust, John H. Stender.

The bill was read the second time by sections.

On motion of Senator Greive, the committee amendments were adopted.

On motion of Senator Greive, the rules were suspended, Engrossed Senate Bill No. 14 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 14, and the bill passed the Senate by the following vote: Yeas, 32; nays, 15; absent or not voting, 2.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Freise, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Raugust, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington—32.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Guess, Hallauer, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Ryder, Williams, Woodall—15.

Those absent or not voting were: Senators Foster, McCormack—2.

Engrossed Senate Bill No. 14, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Greive, Senate Bill No. 6 was ordered to retain its place on the second reading calendar for tomorrow.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:05 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Foster and Peterson.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Engrossed House Bill No. 56:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Providing for reapportionment and redistricting of the legislature (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Al Henry, Karl V. Herrmann, James Keefe, John T. McCutcheon, David E. McMillan.

Passed to Committee on Rules and Joint Rules for second reading.

Engrossed House Joint Resolution No. 4:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Proposing constitutional amendment relating to apportionment and districting of

legislative districts (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass as amended.

DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Al Henry, Karl V. Herrmann, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust.

Passed to Committee on Rules and Joint Rules for second reading.

MOTION

At 12:10 p. m., on motion of Senator Greive, the Senate recessed until 1:30 p. m.

AFTERNOON SESSION

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

The President declared the Senate to be at ease.

The President called the Senate to order at 1:55 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

Senators Greive, Knoblauch, and McCutcheon demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Engrossed House Joint Memorial No. 1:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Proposing constitutional amendment prohibiting interference with state in its apportionment of representation in its legislature (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass.

DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust, John N. Ryder.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 30, 1963.

MR. PRESIDENT:

The House has adopted the report of the Conference Committee on House Bill No. 2, and has granted said committee the powers of Free Conference.

S. R. HOLCOMB, *Chief Clerk*.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:35 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

The Secretary read:

REPORT OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., March 30, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 14; also

Senate Bill No. 50 have compared same with the original bills and find them correctly engrossed., *Chairman*.

We concur in this report: Michael J. Gallagher, John A. Petrich, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., March 30, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 8, have inspected same, and find it correctly enrolled and certified., *Chairman*.

We concur in this report: Michael J. Gallagher, Marshall A. Neill, John A. Petrich.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 30, 1963.

MR. PRESIDENT:

The Speaker has signed House Bill No. 26 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., March 30, 1963.

MR. PRESIDENT:

The House has adopted Senate Concurrent Resolution No. 8 and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

MOTION

Senator Bailey moved that debate be limited to three minutes each, that each member be allowed to speak only once on a motion and only one yield be granted to each member.

POINT OF INQUIRY

Senator Woodall:

"Would Senator Bailey yield?

"I think I understand the purport of your motion. I would like to ask this question: When you say each member is allowed one yield, that means the speaker who can speak three minutes can only accept one additional yield for three minutes?"

Senator Bailey:

"That is correct."

Senator Woodall:

"Would your motion apply equally whether we are in Committee of the Whole or whether we are operating as the Senate?"

Senator Bailey:

"Yes, sir. I would like it to do so. If it doesn't, I will make the motion again in the Committee of the Whole."

The motion was carried.

SIGNED BY THE PRESIDENT

The President has signed: Senate Concurrent Resolution No. 8; also House Bill No. 26.

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

SECOND READING OF BILLS

Engrossed House Joint Resolution No. 4, by Representative Moos et al.:
Proposing constitutional amendment relating to apportionment and districting of legislative districts.

REPORT OF STANDING COMMITTEE

Engrossed House Joint Resolution No. 4:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Proposing constitutional amendment relating to apportionment and districting of legislative districts (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass with the following amendment:

Strike everything after the resolving clause on lines 1 and 2 of the resolution and insert the following:

"That, subject to the condition expressed below, there shall be submitted to the qualified voters of the state at the next general election, for their approval and ratification, or rejection, an amendment to Article II, of the Constitution of the State of Washington, by striking from said Article II all of Sections 2, 3 and 6 and inserting in lieu thereof the following, to be known as Section 2:

NEW SECTION. Article II, Section 2. (1) The house of representatives shall be composed of one hundred and four members. The number of senators shall not be more than one-half nor less than one-third of the number of members of the house of representatives.

(2) After each population census made by the authority of the United States, the legislature shall apportion and district anew the members of the senate and house of representatives.

(3) Senatorial districts shall be apportioned according to the number of inhabitants, excluding members of the United States military forces in active service.

Senators shall be elected by single districts of convenient and contiguous territory, at the same time and in the same manner as members of the house of representatives are required to be elected. They shall be elected for the term of four years, one-half of their number retiring every two years. The senatorial districts shall be numbered consecutively.

(4) Representative districts shall be apportioned according to the number of inhabitants, excluding members of the United States military forces in active service, with the following exceptions:

(a) No more than two counties shall be joined for purposes of apportionment. Combined counties shall be considered as one unit for apportionment purposes, and each unit shall have at least one representative district.

(b) Adjoining counties each with less than one-half of one percent of the state's

population shall be joined if their combined population is greater than one-half of one percent of the state's population. When more than one possible combination exists, such counties shall be joined as may be determined by the legislature.

(c) After counties have been combined as provided in subsection (4) (b) hereof, any remaining counties having less than one-half of one percent of the state's population shall be joined with such adjoining county as may be determined by the legislature subject to the provisions of subsection (4) (a) hereof.

(d) Each county which has one-half of one percent of the population of the state and which has not been combined with any other county for apportionment purposes, shall have at least one representative district.

(5) The representatives shall be divided by the 1965 legislature among the several counties of the state in the following manner: The counties of Adams and Lincoln together shall have one representative; the counties of Asotin and Garfield together shall have one representative; the county of Benton shall have two representatives; the county of Chelan shall have two representatives; the county of Clallam shall have one representative; the county of Clark shall have three representatives; the counties of Columbia and Whitman together shall have two representatives; the county of Cowlitz shall have two representatives; the county of Douglas shall have one representative; the counties of Ferry and Okanogan together shall have one representative; the county of Franklin shall have one representative; the county of Grant shall have two representatives; the county of Grays Harbor shall have two representatives; the county of Island shall have one representative; the counties of Jefferson and Mason together shall have one representative; the county of King shall have thirty-two representatives; the county of Kitsap shall have three representatives; the county of Kittitas shall have one representative; the counties of Klickitat and Skamania together shall have one representative; the county of Lewis shall have two representatives; the counties of Pacific and Wahkiakum together shall have one representative; the counties of Pend Oreille and Stevens together shall have one representative; the county of Pierce shall have ten representatives; the counties of San Juan and Skagit together shall have two representatives; the county of Snohomish shall have six representatives; the county of Spokane shall have ten representatives; the county of Thurston shall have two representatives; the county of Walla Walla shall have two representatives; the county of Whatcom shall have three representatives; and the county of Yakima shall have five representatives. Such division shall remain in effect until 1971 at which time, and thereafter from time to time, it may be superseded by general law enacted in accordance with the provisions of this constitutional amendment.

And Be It Further Resolved, That, inasmuch as House Bill No. 56 of the 1963 first extraordinary session implements the Constitutional amendment proposed in this joint resolution, this joint resolution is expressly conditioned upon the passage by both houses of the legislature of House Bill No. 56 of the 1963 first extraordinary session and that if such condition does not occur this joint resolution shall be null and void;

And Be It Further Resolved, That all provisions embodied in this joint resolution are expressly declared to be nonseverable and that if any one provision, whether it be in the enabling text or in the amendatory text, is held invalid, this joint resolution shall be null and void;

And Be It Further Resolved, That, subject to the conditions expressed above, the secretary of state shall cause notice of the foregoing constitutional amendment to be published at least four times during the four weeks next preceding the election in every legal newspaper in the state."

DEWEY C. DONOHUE, *Chairman*.

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Al Henry, Karl V. Herrmann, James Keefe, John T. McCutcheon, David E. McMillan, W. C. Raugust.

The resolution was read the second time in full.

On motion of Senator Greive, the committee amendment was adopted.

On motion of Senator Greive, the rules were suspended, Engrossed House Joint Resolution No. 4, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

POINT OF INQUIRY

Senator Riley:

"Would Senator Greive yield to a question?"

"Senator, as a member of the committee, can you tell me, did the committee con-

sider at any time a term of four years for House members, as long as we are having constitutional amendments?"

Senator Greive:

"No, it did not."

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Joint Resolution No. 4, as amended by the Senate, and the resolution passed the Senate by the following vote: Yeas, 34; nays, 15; absent or not voting, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Riley, Ryder, Washington, Woodall—34.

Those voting nay were: Senators Chytil, Dore, Foley, Guess, Hallauer, Hess, Lennart, McCormack, Petrich, Rickdall, Sandison, Stender, Talley, Thompson, Jr., Williams—15.

Engrossed House Joint Resolution No. 4, as amended by the Senate, having received the constitutional two-thirds majority, was declared passed.

Engrossed House Bill No. 56, by Representative McCaffree:

Providing for reapportionment and redistricting of the legislature.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 56:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Providing for reapportionment and redistricting of the legislature (reported by Committee on Constitution, Elections and Legislative Processes):

MAJORITY recommends that it do pass with the following amendments:

Strike everything after the enacting clause on line 8 of the bill and insert the following:

"PART I

NEW SECTION. Section 1. We, the legislature, responding to the mandate of Article II, Section 3 of the Constitution directing us to redistrict and to reapportion legislative districts subsequent to each census, have conducted a thorough investigation of all relevant factors essential to the preparation of appropriate revisions which are set forth in sections 2 through 191 of this act.

We have consulted the 1960 federal census reports, examined the registration and voting records available at both state and local levels, considered the geographic, economic and sociological factors essential to the preservation of reasonable geographic and socio-economic groupings, consulted the authoritative sources for the most reliable estimates concerning population growth patterns and trends within the state as well as evaluating the published statistics reciting population growth patterns and trends already established as a matter of fact, reviewed the existing political boundaries, both those possible of being subject to change by legislative action and those beyond legislative control, and conducted special population counts from time to time to determine better and to evaluate formulas necessary to prepare a proper redistricting and reapportionment measure. Based upon our investigation and studies, we, the legislature, have determined that legislative redistricting and reapportionment, as set forth in this act, represents an allocation of legislators within the districts established so as to provide as near equality of representation to the inhabitants of the state of Washington as is possible under the circumstances, as required by the state and federal Constitutions.

We, the legislature, in determining the actual district boundaries and the allocation of legislators to each, have resorted to factors and formulas found to be most reliable for each of the districts concerned, and the formulas and factors used for any specific area were applied only after careful confirmation of their validity by testing against the findings of facts resulting from our investigation.

PART II

NEW SECTION. Sec. 2. The senate shall consist of forty-nine members, one of whom shall be elected from each of the forty-nine senatorial districts, constituted as set forth in sections 3 through 51 of this act.

NEW SECTION. Sec. 3. First—the counties of Okanogan and Douglas, and the following portions of the counties of Grant and Lincoln:

(1) Grant county—all areas in Grant county lying in ranges 29 and 30 east, Willamette meridian, in townships 24 through 28 north, inclusive.

(2) Lincoln county—all areas in Lincoln county lying in all townships 26, 27 and 28 north; and townships 24 and 25 north in each of ranges 31 through 33 east, Willamette meridian, inclusive.

NEW SECTION. Sec. 4. Second—the counties of Ferry, Stevens, Pend Oreille, and the following precincts in the county of Spokane: Airway Heights, Chattaroy, Colbert, Deep Creek, Deer, Deer Park North, Deer Park South, Denison, East Chattaroy, Elk, Espanola, Foothills, Four Lakes, Green Bluff, Mead, Medical Lake 1 and 2, Milan, Moab, Mount Spokane, Newman Lake, Nine Mile, North Colbert, Otis, Pasadena, Peone, Pleasant Prairie, Spence, Stevens and Wayside.

NEW SECTION. Sec. 5. Third—(1) "A"—the following precincts from Spokane county: Daniel, David, Davis, Dawson, Dayton, Delaware, Diana, Dixie, Doak, Dodd, Douglas, Eagle, East Hillyard, Echo, Edwards, Eldorado, Eli, Emerson, Erie, Ermina, Essex, Ethel, Eureka, Eve, Exchange, Riverside, 324, 359, 360, 362, 364, 365, and 724.

(2) "B" the following precincts from Spokane county: Daisy, Day, Detroit, Dominion, Dover, Drumheller, Dwight, Eden, Edison, Edith, Elgin, Ellen, Ellwood, Emerald, Ensign, Euclid, Evans, Spokane 1 through 6 inclusive, Spokane 8, 307, 309, 310, 314, and 315.

NEW SECTION. Sec. 6. Fourth—(1) "A"—the following precincts in Spokane county: Abigail, Acme, Ada, Adolph, Advance, Agatha, Airport, Albert, Alice, Alki, Allen, Alvin, Andrew, Archer, Arrow, Arthur, Ashley, Atlanta, Barth, Blake, Boyd, Bryan, Burke, Burton, Carnhope, Orchard 2, 413, 414, 601, and that part of Glenrose precinct lying west of Glenrose Road and north of 37th Avenue.

(2) "B"—the following precincts in Spokane county: Corbin, Dishman, Edgecliff 1 and 2, Evergreen 1, 2, 3, Fancher, Greenacres, Irvin, Liberty Lake, Marita, Opportunity 1 through 6 inclusive, Orchard 1 and 3, Raymond, Trentwood, University, Vera 1 through 3 inclusive, Woodruff 1 and 2, and that part of Glenrose precinct lying east of Glenrose Road and south of 37th Avenue.

NEW SECTION. Sec. 7. Fifth—(1) "A"—the following precincts in Spokane county: 517 through 527 inclusive, 531, 536, 541 through 543 inclusive, 546, 547, 556, 557, 559, 561, 562, and Wells.

(2) "B"—the following precincts from Spokane county: 501 through 507 inclusive, 510 through 516 inclusive, 528 through 530 inclusive, 532 through 534 inclusive, 537 through 540 inclusive, 544, 545, and 549.

NEW SECTION. Sec. 8. Sixth—(1) "A"—621, 622, 623, 624, 631, 644, 649, 650, 652, 654, 655, Abbott, Acorn, Alameda, Anne, Anthony, Arizona, Astor, Baker, Baldwin, Belmont, Belt, Bernard, Bertha, Blaine, Bolster, Brickell, Butler, Byrnes.

(2) "B"—422, 423, 439, 440, 444, 628, 629, 633, 634, 635, 636, 637, 642, 643, 725, 726, 728, Athens, Cass, Charlotte, Chester 1 and 2, Clara, Cleveland, Conklin, Cowley, Duncan, East Marshall, Freeman, Mica, Moran, Mt. Hope, Rockford, South Moran, Valleyford.

NEW SECTION. Sec. 9. Seventh—the following precincts in the city and county of Spokane: 535, 715 through 723 inclusive, 727, Amber, Cannon, Carleton, Carlisle, Carrie, Cheney 1 through 4, Clay, Clough, Cora, Custer, Della, Derby, Dewey, Dexter, Dillon, Dolland, Dora, Dyer, Fairfield, Five Mile, Garden Springs, Latah, Linwood 3, Marshall, Plaza, Pioneer, Rock Creek Valley, Rudolph, South Spangle, Spangle, Waverly and Whitworth 1, 2 and 3, Dunn, Linwood 1 and 2.

NEW SECTION. Sec. 10. Eighth—the following portions of the county of King: Beginning at the intersection of northeast 205th Street and 55th Avenue northeast, proceed southerly following 55th Avenue northeast to the outer harbor line of Lake Washington; thence northerly along the west shore and southerly along the east shore following the outer harbor line and outer limits of second class shoreline of Lake Washington to its intersection with the southerly limits of Lake Washington School District Number 414 at Northrup Road; thence skirting along the southerly boundary of Lake Washington School District Number 414 to the intersection of Southeast 8th Street and 260th Avenue Northeast; thence northerly following 260th Avenue Northeast into 260th Avenue Northeast to Northeast 60th Street; thence westerly following Northeast 60th Street to 244th Avenue Northeast; thence northerly following 244th Avenue Northeast to Northeast 80th Street; thence westerly following Northeast 80th Street to 228th Ave-

nue Northeast; thence northerly following 228th Avenue Northeast to Northeast 205th Street; thence westerly following Northeast 205th Street to the point of beginning.

NEW SECTION. Sec. 11. Ninth—(1) "A"—the county of Adams and the following portions of the counties of Grant and Lincoln:

(a) Grant county—all areas in Grant county lying in townships 17 through 23 north, inclusive, in ranges 21 and 30 east, Willamette meridian;

(b) Lincoln county—all areas in Lincoln county lying in townships 21 through 25 north, inclusive, except townships 24 and 25 north, in ranges 31 and 33 east, Willamette meridian.

(2) "B"—the county of Whitman.

NEW SECTION. Sec. 12. Tenth—the counties of Asotin, Columbia, Franklin and Garfield.

NEW SECTION. Sec. 13. Eleventh—(1) "A"—the following areas in the county of Walla Walla: Townships 6, 7 and 8 north, ranges 35, 36, 37 and 38 east, Willamette meridian.

(2) "B"—the following areas in the counties of Benton and Walla Walla:

(a) All areas in Benton county, except: Beginning at the southwest corner of section 15, range 27 east, Willamette meridian, township 7 north, proceed due north to the Yakima River; thence downstream following the Yakima River to a point where it intersects the theoretical extension of Duportail Street in the city of Richland; thence following Duportail Street to its intersection with Wright Avenue; thence northerly following Wright Avenue to its intersection with Van Giessen Street; thence easterly following Van Giessen Street to its intersection with George Washington Way; thence southerly following George Washington Way to a point south of Gowen Avenue directly west of the Westway Pump House; thence due east to the Columbia River; thence downriver following the Columbia River to the point of intersection with a perpendicular drawn from the point of beginning; thence due west, following the perpendicular to the point of beginning.

(b) The following areas in the county of Walla Walla: Townships 6, 7 and 8 north, ranges 30, 31, 32, 33 and 34 east, Willamette meridian and all areas lying in townships 9 through 13 north.

NEW SECTION. Sec. 14. Twelfth—the county of Chelan and the following precincts in the counties of Skagit and Snohomish:

(1) Skagit county—Baker, Birdsvie, Cascade, East Concrete, Mansford, Rockford, Sauk, West Concrete.

(2) Snohomish county—Darrington, Fortson, Hazel, Indes, Robe, Sauk, Skykomish.

NEW SECTION. Sec. 15. Thirteenth—the county of Kittitas and the following portion of the county of Grant: All areas in Grant county lying in ranges 22 through 28 east, Willamette meridian, inclusive.

NEW SECTION. Sec. 16. Fourteenth—all areas in the county of Yakima, except the following:

(1) All areas in townships 7, 8 and 9 north, in all ranges.

(2) All areas in townships 10 and 11 north, in ranges 14 through 23 east, Willamette meridian.

(3) Sections 25 through 36, inclusive, in township 12 north, range 17 east, Willamette meridian.

(4) All sections 19 through 36, inclusive, in township 12 north, in ranges 18 and 19 east, Willamette meridian.

(5) Those portions of sections 5, 8 and 17, in township 12 north, range 19 east, Willamette meridian, which lie east of the Yakima River.

(6) Sections 1 through 4, inclusive, and 9 through 16, inclusive, in township 12 north, range 19 east, Willamette meridian.

(7) All areas in township 12 north, in ranges 20, 21, 22 and 23 east, Willamette meridian.

(8) All sections 31 through 36, inclusive, in township 13 north, in ranges 20, 21, 22 and 23, east, Willamette meridian.

NEW SECTION. Sec. 17. Fifteenth—the following portions of the county of Yakima:

(1) All areas in townships 7, 8 and 9 north, in all ranges.

(2) All areas in townships 10 and 11 north, in ranges 14 through 23 east, Willamette meridian.

(3) Sections 25 through 36, inclusive, in township 12 north, range 17 east, Willamette meridian.

(4) All sections 19 through 36, inclusive, in township 12 north, in ranges 18 and 19 east, Willamette meridian.

(5) Those portions of sections 5, 8 and 17, in township 12 north, range 19 east, Willamette meridian, which lie east of the Yakima River.

(6) Sections 1 through 4, inclusive, and 9 through 16, inclusive, in township 12 north, range 19 east, Willamette meridian.

(7) All areas in township 12 north, in ranges 20, 21 and 22 and 23 east, Willamette meridian.

(8) All sections 31 through 36, inclusive, in township 13 north, in ranges 20, 21, 22 and 23 east, Willamette meridian.

NEW SECTION. Sec. 18. Sixteenth—the following areas in the county of Benton: Beginning at the southwest corner of section 15, range 27 east, Willamette meridian, township 7 north proceed due north to the Yakima River; thence downstream following the Yakima River to a point where it intersects the theoretical extension of Duportail Street in the city of Richland; thence following Duportail Street to its intersection with Wright Avenue; thence northerly following Wright Avenue to its intersection with Van Giessen Street; thence easterly following Van Giessen Street to its intersection with George Washington Way; thence southerly following George Washington Way to a point south of Gowen Avenue directly west of the Westway Pump House; thence due east to the Columbia River; thence downriver following the Columbia River to the point of intersection with a perpendicular drawn from the point of beginning; thence due west, following the perpendicular to the point of beginning.

NEW SECTION. Sec. 19. Seventeenth—the counties of Klickitat and Skamania, and the following precincts in the county of Clark: Alpine, Baker, Battleground North, Battleground South, Betts, Biddle, Bliss, Brush Prairie, Cedar Creek, Charter Oak, Chelatchie, Columbia West, Daybreak, Ellsworth, English, Enterprise, Fern Prairie East, Fern Prairie West, Fishers, Gee Creek, Gibbons, Glenwood Heights, Greeley, Haagen Hall, Hayes, Heisson, LaCenter, Lackamas North, Lackamas South, Lamb, Lewisville, Lockwood Creek, Manor, Marion, Meadow Glade, Miller, Mountain View, Norway, Paradise Point, Pioneer, Preston, Proebstal, Ridgefield North, Ridgefield South, Russell, Skye, Twin Falls, Whipple Creek, Woodburn, Yacolt, Camas 101 through 114, inclusive and Washougal A through F, inclusive.

NEW SECTION. Sec. 20. Eighteenth—the counties of Cowlitz and Wahkiakum.

NEW SECTION. Sec. 21. Nineteenth—the county of Pacific and the following precincts in the county of Grays Harbor: Aberdeen county 2 and 3, Aloha, Artic, Blockhouse, Calder, Carlisle, Central Park 1 and 2, Connie, Copalis, Cosmopolis 1 and 2, Cosmopolis Rural, Delezenne, Elma 1 through 4, inclusive, Fairview, Fords Prairie, Gray Gables, Grayland, Hoquiam Rural 1 and 4, Johns River, Junction, Malone, Melbourne, Moclips, Montesano 1 through 5, inclusive, Montesano Rural, Oakville 1 and 2, Ocean City, Ocosta, Pacific Beach, Porter, Tahola, Vesta, Westport, Westport Rural, Wilderness, and Woodlawn, and all of the precincts in the cities of Aberdeen and Hoquiam.

NEW SECTION. Sec. 22. Twentieth—the county of Lewis.

NEW SECTION. Sec. 23 Twenty-first—the following portions of the county of King: Beginning at the intersection of Northeast 205th Street and 436th Avenue Northeast (or the section line between sections 2 and 3, township 26 north, range 8 east, Willamette meridian), proceed southerly following 436th Avenue Northeast into 436th Avenue Southeast to its intersection with Southeast 288th Street; thence westerly following Southeast 288th Street to its intersection with 372nd Avenue Southeast; thence northerly following 372nd Avenue Southeast to its intersection with the Cedar River; thence downstream following the Cedar River to its intersection with Southeast 208th Street; thence westerly following Southeast 208th Street to its intersection with 196th Avenue Southeast thence southerly following 196th Avenue Southeast to its intersection with Southeast 224th Street; thence westerly following Southeast 224th Street to its intersection with 180th Avenue Southeast; thence northerly following 180th Avenue Southeast to its intersection with Southeast 192nd Street; thence westerly following Southeast 192nd Street to its intersection with 116th Avenue Southeast; thence northerly following 116th Avenue Southeast to its intersection with Southeast 176th Street; thence westerly following Southeast 176th Street to its intersection with the city limits of the city of Renton; thence generally westerly skirting along the southerly limits of the city of Renton to the intersection of Renton's city limits with the city limits of the cities of Kent and Tukwila, at the intersection of secondary state highway No. 2M with South 180th Street; thence westerly and southerly, as the case may be, skirting along the westerly limits of the city of Kent to the intersection of South 272nd Street; thence easterly following South 272nd Street to its intersection with 51st Avenue South; thence southerly following 51st Avenue South to its intersection with South 288th Street; thence westerly following South 288th Street, across the Seattle-Tacoma freeway, to its

intersection with Pacific Highway South; thence southerly following Pacific Highway South to its intersection with the King county and Pierce county line; thence easterly following the King county line to the point where the county lines of the counties of King, Kittitas and Pierce meet; thence northerly following the King county line to Northeast 205th Street (the Snohomish county line); thence westerly to the point of beginning.

NEW SECTION. Sec. 24. Twenty-second—the county of Thurston.

NEW SECTION. Sec. 25. Twenty-third—the county of Kitsap: EXCEPT Bainbridge Island.

NEW SECTION. Sec. 26. Twenty-fourth—the counties of Clallam, Jefferson, and Mason, and the following portions of the counties of Grays Harbor and Island:

(1) Grays Harbor county—the following precincts in Grays Harbor county: Axford, Brady, Bush, Coats Landing, Grove, Humptulips, McCleary 1 and 2, McCleary Rural, Neeson, Nellton, Quinault, Satsop, Simpson, Springfield, Wilson, Wynooche, and Wishkah.

(2) Island County—all of Island county: EXCEPT, Camano Island.

NEW SECTION. Sec. 27. Twenty-fifth—the following precincts in the city of Tacoma and the county of Pierce: Alder, Alderton, Allison, Andrian, Ashford, Bingham, Bonney Lake, Breckon, Buckley No. 1 and 2, Carbonado, Central, Clear Creek, Crestview, Crocker, Dawson, Dieringer, Eatonville No. 1 and 2, Edgewood, Elbe, Fife No. 1 and 2, Firgrove, Firwood, Fruitland, Gardenville, Graham, Grant, Harvard, Hudson, Hylebos, Johnson, Kapowsin, Kelly Lake, Lake Tapps, Larchmont, McMillin, Meade, Meeker, Meridian, Midland, Milton Nos. 1 through 4 inclusive, Monroe, Mulvey, National, North Puyallup, Orting 1 through 3 inclusive, Orton, Pioneer, Puyallup Ward 1, P1 through P6 inclusive, Puyallup Ward 2, P1 through P8 inclusive, Puyallup Ward 3, P1 through P7 inclusive, Rainier, Riverside, South Prairie, Spinning, Sumner Nos. 1 through 7 inclusive, Taylor, Thrift, Tidehaven, Valley, Victor Falls, Waller, Webstone, Wilkeson, Woodland Heights and Woodrow.

NEW SECTION. Sec. 28. Twenty-sixth—the following areas in the county of Pierce: All of Pierce county west of Puget Sound, and the following portions of the cities and suburbs of the cities of Tacoma and Ruston: Beginning at the intersection of South 4th Street with the outer harbor line in Commencement Bay, proceed westerly following South 4th Street to its intersection with Broadway; thence southerly following Broadway to its intersection with 6th Avenue; thence westerly following 6th Avenue to its intersection with Shirley Street; thence southerly following Shirley Street to its intersection with South 19th Street; thence westerly following South 19th Street to its intersection with 79th Avenue West; thence southerly following 79th Avenue West to its intersection with West 27th Street; thence westerly following West 27th Street to its intersection with the outer harbor line in Puget Sound; thence northerly around Point Defiance into Commencement Bay following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 29. Twenty-seventh—the following areas in the city of Tacoma: Beginning at the intersection of South 4th Street with the outer harbor line in Commencement Bay, proceed westerly following South 4th Street to its intersection with Broadway; thence southerly following Broadway to its intersection with 6th Avenue; thence westerly following 6th Avenue to its intersection with Shirley Street; thence southerly following Shirley Street, to its intersection with South 19th Street; thence easterly following South 19th Street to its intersection with Orchard Road; thence southerly following Orchard Road to its intersection with South 40th Street; thence easterly following South 40th Street to its intersection with South M Street; thence northerly following South M Street, to its intersection with South 35th Street; thence easterly following South 35th Street into East 35th Street to its intersection with Grandview Avenue; thence northerly following Grandview Avenue into the Puyallup Waterway; thence northerly following the Puyallup Waterway and Sicum Avenue to the outer harbor line in Commencement Bay; thence southwestly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 30. Twenty-eighth—the following areas in the city of Tacoma: Beginning at the intersection of South M Street with South 35th Street, proceed easterly following South 35th Street into East 35th Street to its intersection with Grandview Avenue; thence northerly following Grandview Avenue into the Puyallup Waterway; thence upriver following the Puyallup Waterway to its intersection with the city limits of the city of Tacoma; thence southerly and westerly skirting along the easterly and southerly boundaries of the city of Tacoma to the intersection of Sprague Avenue with South 96th Street (Mt. Tacoma Drive); thence northerly following Sprague Avenue to its intersection with South 80th Street; thence easterly following South 80th Street to its intersection with Sheridan Avenue; thence northerly following Sheridan Avenue to its

intersection with South 72nd Street; thence easterly following South 72nd Street to its intersection with South M Street; thence northerly following South M Street to the point of beginning.

NEW SECTION. Sec. 31. Twenty-ninth—the following portions of the county of Pierce and the city of Tacoma: Beginning at the intersection of West 27th Street with the outer harbor line in Puget Sound, proceed easterly following West 27th Street to its intersection with 79th Avenue West; thence northerly following 79th Avenue West to its intersection with South 19th Street; thence easterly following South 19th Street to its intersection with Orchard Road; thence southerly following Orchard Road to its intersection with South 40th Street; thence easterly following South 40th Street to its intersection with South M Street; thence southerly following South M Street to its intersection with South 72nd Street; thence westerly following South 72nd Street to its intersection with Sheridan Avenue; thence southerly following Sheridan Avenue to its intersection with South 80th Street; thence westerly following South 80th Street to its intersection with Sprague Avenue; thence southerly following Sprague Avenue to its intersection with Mount Tacoma Drive (South 96th Street); thence easterly following South 96th Street into East 96th Street to its intersection with East D Street; thence southerly following East D Street to its intersection with 104th Street East; thence easterly following 104th Street East to its intersection with McKinley Avenue; thence southerly following McKinley Avenue to its intersection with 128th Street East; thence westerly following 128th Street East into South 128th Street to the outer margin of McChord Air Force Base; thence meandering northerly, westerly and southerly, as the case may be, along the outer margin of McChord Air Force Base to its intersection with the Fort Lewis military reservation; continuing generally thence westerly meandering along the outer margin of the Fort Lewis military reservation to its intersection with the line of extreme low tide in Puget Sound; thence generally northerly following the line of extreme low tide to the point of beginning: PLUS, The following precincts in the county of Pierce: American Lake Gardens, Benbow, Brookdale, Clover Creek, Collins, Cooper, Dupont city, Dupont rural, Elk Plain, Holz, Lacamas, McKenna, Muck, Pacific, Roy, Silver Lake, Spanaway 1 through 4 inclusive, Tanwax and Tule Lake.

NEW SECTION. Sec. 32. Thirtieth—the following portions of the county of King, and the following precincts in the city of Tacoma and the county of Pierce:

(1) King county:

(a) Mainland King county—beginning at the point of intersection of the King and Pierce county line with the point of extreme low tide in Puget Sound, proceed southeasterly following the King county line to Pacific Highway South; thence northerly following Pacific Highway South to its intersection with South 288th Street; thence easterly following South 288th Street, across the Seattle-Tacoma freeway, to its intersection with 51st Avenue South; thence northerly following Fifty-first Avenue South to its intersection with South 272nd Street; thence westerly following South 272nd Street to the Kent city limits and following the Kent city limits westerly, northerly, easterly or southerly, as the case may be, skirting the westerly limits of the city of Kent to the point where Kent's city limits intersect and join with the city limits of the city of Tukwila; thence continuing westerly, northerly and easterly, as the case may be, skirting along the westerly city limits of the city of Tukwila to the intersection of South 160th Street and 51st Avenue South; thence westerly following South 160th Street into Southwest 160th Street to its intersection with Sylvester Road; thence southwestwardly following Sylvester Road to the point of turn at Southwest 175th Street; thence continuing southwestwardly along the center line extended; approximately 230 feet to the section line of sections 25 and 36, township 23 north, Range 3 east, Willamette meridian; thence westerly following the section line approximately 528 feet, more or less, to the meander corner and to the point of extreme low tide in Puget Sound; thence southerly following the line of extreme low tide to the point of beginning.

(b) Insular King county—Vashon Island and Maury Island.

(2) Pierce county—27-40, 27-41, Browns Point, Dash Point, Hyada Park.

NEW SECTION. Sec. 33. Thirty-first—beginning in the city of Seattle, at the intersection of Beach Drive Southwest with Southwest Erskine Way (48th Avenue Southwest) and Southwest Lincoln Park Way, proceed due west to the outer harbor line in Puget Sound and the true point of beginning; thence following Southwest Lincoln Park Way southeasterly to its intersection with Southwest Webster Street; thence easterly following Southwest Webster Street into South Webster Street to its intersection with the Duwamish Waterway; thence upriver into the Duwamish River to its intersection with the Seattle Transmission line right of way (in the vicinity of South 108th Street); thence northwesterly following the Seattle Transmission line right of

way to South 108th Street; thence westerly following South 108th Street to its intersection with 16th Avenue South; thence southerly following 16th Avenue South to its intersection with South 160th Street; thence westerly following South 160th Street into Southwest 160th Street to its intersection with Sylvester Road; thence southwesterly following Sylvester Road to the point of turn at Southwest 175th Street; thence continuing southwesterly along the center line extended, approximately 230 feet to the section line of sections 25 and 36, township 23 north, Range 3 east, Willamette meridian; thence westerly following the section line approximately 528 feet, more or less, to the meander corner, and to the line of extreme low tide in Puget Sound; thence northerly following the line of extreme low tide to the true point of beginning.

NEW SECTION. Sec. 34. Thirty-second—the following precincts of the county of Snohomish: Briar, Bear Creek, Cathcart, Chase, Cherry, Clearview, Crest, Cypress, Dale, Firdale, Gate, Glen, Hadley, Holly, Hunt, Jensen, Keeton, Locust, Lyncrest, Magnolia, Maltby, Maple, Maplewood, Meado, Meadowdale, Nolyn, North Alderwood, Park, Perrin, Pine, Ridge, Rob, Russett, Seattle Heights, Sierra, Snoline, South Alderwood, Summit, Sunset, Talbot, Vine, Wood, Woodway, Yost, and all of the precincts in the cities of Edmonds, Lynnwood, and Mountlake Terrace.

NEW SECTION. Sec. 35. Thirty-third—in the city of Seattle—beginning at the intersection of the outer harbor line with the extension of the northerly lot line of lot 1, block 47, Rainier Beach Addition, according to volume 8, page 11 of plats, proceed southwesterly along the northerly lot line of said lot 1, to the westerlymost point on said lot 1, or approximately 197 feet, more or less, said point being the northwest corner of said block 47, or the Southeast corner of the intersection of Rainier Avenue South and South Carver Street; thence westerly and northerly, as the case may be, following Rainier Avenue South to its intersection with South Webster Street; thence westerly following South Webster Street as is and as extended into Boeing Field to a point where it intersects 15th Avenue South extended; thence northerly following 15th Avenue South to its intersection with South Hardy Street; thence northeasterly following South Hardy Street to its intersection with Airport Way South; thence northwesterly following Airport Way South to its intersection with South Albro Place; thence northeasterly following South Albro Place to its intersection with Swift Avenue South; thence northwesterly following Swift Avenue South to its intersection with 15th Avenue South; thence northerly following 15th Avenue South to its running into South Columbian Way, and down Columbian Way to its intersection with 11th Avenue South; thence northerly following 11th Avenue South to its intersection with South Judkins Street; thence easterly following South Judkins Street to its intersection with 12th Avenue South; thence northerly following 12th Avenue South to its intersection with South Dearborn Street; thence easterly following South Dearborn Street to 18th Avenue South; thence northerly following 18th Avenue South to South Jackson Street; thence westerly following South Jackson Street to 17th Avenue South; thence northerly following 17th Avenue South into 17th Avenue to its intersection with East Jefferson Street; thence generally easterly following the southerly boundary of the thirty-seventh district as defined in section 39 of this act to the outer harbor line on Lake Washington; thence southerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 36. Thirty-fourth—the following part of the city of Seattle:

(1) Beginning at the southwestlymost corner of the thirty-seventh district, at the outer harbor line off South Washington Street, proceed generally easterly following the southerly boundary of the thirty-seventh district as defined in section 39 of this act, to the intersection of 17th Avenue and East Jefferson Street; thence generally southerly following the westerly boundary of the thirty-third district as defined in section 35 of this act, to the intersection of 15th Avenue South and South Lucile Street; thence westerly following South Lucile Street to Denver Avenue South; thence northwesterly to South Brandon Street; thence westerly following South Brandon Street into Southwest Brandon Street to California Avenue Southwest; thence westerly to 55th Avenue Southwest; thence northerly to Southwest Admiral Way; thence northeasterly to 52nd Avenue Southwest; thence northerly to Southwest Waite Street; thence easterly to 47th Avenue Southwest; thence northerly to Southwest Holgate Street; thence easterly to California Avenue Southwest; thence northerly following California Avenue Southwest into and around California Way Southwest to its intersection with Harbor Avenue Southwest; thence following a perpendicular drawn from Harbor Avenue Southwest to the outer harbor line in Elliott Bay; thence generally easterly and northerly to the point of beginning.

(2) Beginning at the northwesterlymost corner of the thirty-first district, at the outer harbor line off Lowman Beach, proceed generally easterly following the northerly

boundary of the thirty-first district as defined in section 33 of this act to the intersection of 15th Avenue South and South Webster Street; thence northerly following the westerly boundary of the thirty-third district as defined in section 35 of this act to the intersection of 15th Avenue South and South Lucile Street; thence westerly following South Lucile Street to Denver Avenue South; thence northwesterly to South Brandon Street; thence westerly following South Brandon Street into Southwest Brandon Street to California Avenue Southwest; thence westerly to 55th Avenue Southwest; thence northerly to Southwest Admiral Way; thence northeasterly to 52nd Avenue Southwest; thence northerly to Southwest Waite Street; thence easterly to 47th Avenue Southwest; thence northerly to Southwest Holgate Street; thence easterly to California Avenue Southwest; thence northerly following California Avenue Southwest into and around California Way Southwest to its intersection with Harbor Avenue Southwest; thence following a perpendicular drawn from Harbor Avenue Southwest to the outer harbor line in Elliott Bay; thence generally westerly and southerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 37. Thirty-fifth—

(1) Beginning at the intersection of the line of extreme low tide with Northwest 205th Street (the Snohomish County-King County line); thence easterly following Northwest 205th Street into North 205th Street and Northeast 205th Street to its intersection with 15th Avenue Northeast; thence southerly following 15th Avenue Northeast; thence southerly following 15th Avenue Northeast to its intersection with Northeast 145th Street; thence westerly following Northeast 145th Street into North 145th Street to its intersection with Fremont Avenue North; thence southerly following Fremont Avenue North to its intersection with North 107th Street; thence westerly following North 107th Street to its intersection with Aurora Avenue North; thence northerly following Aurora Avenue North to its intersection with North 165th Street; thence westerly to the line of extreme low tide; thence northerly to the point of beginning.

(2) Beginning at the intersection of the line of extreme low tide with Northwest 165th Street, proceed easterly following Northwest 165th Street into North 165th Street to its intersection with Aurora Avenue North; thence southerly following Aurora Avenue North to its intersection with North 107th Street; thence westerly following North 107th Street into Northwest 107th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 110th Street; thence westerly following Northwest 110th Street to its intersection with 12th Avenue Northwest; thence southerly following 12th Avenue Northwest to its intersection with Northwest 105th Street; thence westerly following Northwest 105th Street to its intersection with 15th Avenue Northwest; thence southerly following 15th Avenue Northwest to its intersection with Northwest 100th Street; thence westerly following Northwest 100th Street to its intersection with 19th Avenue Northwest; thence southerly following 19th Avenue Northwest to its intersection with Northwest 95th Street; thence westerly following Northwest 95th Street to its intersection with 24th Avenue Northwest; thence southerly following 24th Avenue Northwest to its intersection with Northwest 85th Street; thence westerly following Northwest 85th Street to its intersection with 32nd Avenue Northwest; thence southerly following 32nd Avenue Northwest to its intersection with Northwest 71st Street; thence westerly following Northwest 71st Street to its intersection with 35th Avenue Northwest; thence due south 137.5 feet; thence due west approximately 595 feet to the meander line, continuing due west to the outer harbor line of Puget Sound; thence northerly following the outer harbor line to the limits of first class shorelands, thence continuing along the line of extreme low tide to the point of beginning.

NEW SECTION. Sec. 38. Thirty-sixth—

(1) (a) All of that part of the city of Seattle bounded by the Salmon Bay Waterway, the Hiram M. Chittenden Locks and Shilshole Bay to the north, by Puget Sound and Elliott Bay to the west and south, 15th Avenue West to the east.

(b) All of Bainbridge Island.

(2) Beginning at the intersection of Westlake Avenue North and Valley Street, proceed easterly 150 feet, and thence northerly to the outer harbor line in Lake Union to the true point of beginning; thence southerly following Westlake Avenue North to its intersection with Mercer Street; thence westerly following Mercer Street into West Mercer Street to its intersection with West Mercer Place; thence northwesterly following West Mercer Place to its intersection with Elliott Avenue West; thence northwesterly 50 feet along Elliott Avenue West; thence southwestwesterly following

West Roy Street to the Elliott Bay and the outer harbor line; thence northwesterly following the outer harbor line to the westerly margin of pier 88; thence northerly following 15th Avenue West to the midpoint of the Salmon Bay Waterway; thence easterly and southerly, following the median line of the Lake Washington Ship Canal and the outer harbor line in Lake Union to the true point of beginning.

NEW SECTION. Sec. 39. Thirty-seventh—in the city of Seattle—beginning at the outer harbor line intersection with the extended north line of lot 1, block 29, Lake Washington shore lands, proceed westerly 854 feet, more or less, to the northwest corner of lot 1, block 13, McGilvra's Second Addition, according to volume 13, page 34 of plats; continuing westerly along East Highland Drive to its intersection with the east margin of Thirty-Seventh Avenue East; thence northerly following the east margin of 37th Avenue East to the northwesterly margin of East Madison Street; thence southwesterly following the northwesterly margin of East Madison Street to East Prospect Street; thence westerly following East Prospect Street to its intersection with 15th Avenue East; thence southerly following 15th Avenue East to its intersection with East Roy Street; thence westerly following East Roy Street into Roy Street to its intersection with the Seattle freeway right of way; thence southerly following the Seattle freeway to its intersection with Mercer Street; thence westerly following Mercer Street into West Mercer Street to its intersection with West Mercer Place; thence northwesterly following West Mercer Place to its intersection with Elliott Avenue West and West Roy Street; thence northwesterly 50 feet along Elliott Avenue West; thence southwesterly following West Roy Street to the outer harbor line; thence southerly following the outer harbor line to its intersection with the northerly margin of South Washington Street; thence easterly to Alaskan Way South; thence northerly approximately 280 feet, thence easterly to James Street; thence northeasterly following James Street to Broadway; thence easterly following East James Street to its intersection with 12th Avenue; thence southerly following 12th Avenue to its intersection with East Jefferson Street; thence easterly following East Jefferson Street to its intersection with 23rd Avenue; thence southerly following 23rd Avenue into 23rd Avenue South to its intersection with South Jackson Street; thence easterly following South Jackson Street to its intersection with Lakeside Avenue South to the northwest corner of lot 1, block 74, Burkes Second Addition, according to volume 1, page 248 of plats; thence easterly following the northerly lot lines of said lot 1, block 74, and also lot 1, block 54, Lake Washington Shorelands approximately 476 feet, more or less, to the outer harbor line in Lake Washington; thence northerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 40. Thirty-eighth—the following precincts in the county of Snohomish: Ash, Eastmont, Eastshore, Field, Hiway, Intercity, Manor, Manordale, Martha Lake, Mukilteo, Nelson, Radar, Serene, Shelby, Spruce, and Wilson and all precincts of the city of Everett.

NEW SECTION. Sec. 41. Thirty-ninth—the following precincts in the county of Snohomish: Allen Creek, Arlington 1 through 5, Armstrong, Bee, Boulder, Bryant, Canyon, Cedarhome, Center, Cliff, Crystal Springs, Davies, East Everett, Ebey, Edgecomb, Emander, Fernwood, Fir, Florence, Getchell, Glenwood, Gold Bar, Granite Falls, Gregory, Hartford, Highland, Hilltop, Hilton Lake, Howell, Jim Creek, Kenmore, Kennard, Kruse, Lake, Lake Cassidy, Lake Goodwin, Lake Stevens 1 and 2, Lakeview, Lakewood, Lochsloy, Ludwig, Machias, Marion, Marsh, Marysville 1 through 6 inclusive, McDougall, Meridian, Milton, Monroe 1, 2 and 3, Morris, Newberg, Norden, Norm, Norman, Olivia, Olney, Omdal, Oso, Outlook, Park Place, Pearson, Port Susan, Priest Point, Quil, Riverview, Robin, Roosevelt, Sexton, Shore, Shorts, Shoultes, Sylvania, Silver Lake, Snohomish 1 through 9 inclusive, South Lake Stevens, South Snohomish, Standby, Stanwood 1 and 2, Stickney, Sultan 1 and 2, Sultan River, Sunnyside, Thomas Lake, Three Lakes, Trafton, Trail, Tualco, Tulalip, Union, Vernon, Village, Wallace, Welandon, Whaleback and Winter Lake.

NEW SECTION. Sec. 42. Fortieth—the county of San Juan, the following portion of the county of Island: Camano Island, and the county of Skagit, except the following precincts: Baker, Birdsvie, Cascade, East Concrete, Mansford, Rockford, Sauk, and West Concrete.

NEW SECTION. Sec. 43. Forty-first—the following portions of the county of King beginning at the intersection of 84th Avenue South with the outer harbor line of Lake Washington, proceed southerly following 84th Avenue South to its intersection with South 120th Street; thence westerly following South 120th Street to its intersection with 76th Avenue South; thence southerly following 76th Avenue South to

its intersection with South 128th Street; thence westerly following South 128th Street to its intersection with the Great Northern railroad right of way; thence northwesterly following the Great Northern railroad right of way to its intersection with South 122nd Street; thence westerly following South 122nd Street to its intersection with the Duwamish River; thence upriver following the Duwamish River to the 42nd Avenue South bridge at the city limits of the city of Tukwila; thence, southerly, easterly and westerly, as the case may be, skirting along the westerly city limits of the city of Tukwila to the intersection of South 144th Street and 53rd Avenue South; thence westerly following South 144th Street to its intersection with 32nd Avenue South; thence southerly following 32nd Avenue South to its intersection with South 160th Street; thence westerly following South 160th Street, across the Seattle-Tacoma international airport, to its intersection with 16th Avenue South; thence northerly following 16th Avenue South to its intersection with South 108th Street; thence easterly following South 108th Street to the Seattle transmission line right of way; thence southeasterly following the Seattle transmission line right of way to the Duwamish River; thence downriver following the Duwamish River into the Duwamish Waterway and into slip No. 4 to its intersection with South Webster Street; thence easterly following South Webster Street to its intersection with Rainier Avenue South; thence southerly and easterly as the case may be, following Rainier Avenue South to its intersection with South Carver Street; and from the northwest corner of block 47, Rainier Beach Addition, according to volume 8, page 11 of plats, being the westerlymost point of lot 1 on said block, thence northeasterly along the northerly lot line of said lot 1, approximately 197 feet to the outer harbor line on Lake Washington; thence southeasterly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 44. Forty-second—the county of Whatcom:

(1) "A"—all areas: EXCEPT, Townships 39, 40 and 41 north, in ranges 1 west and 1, 2, 3 and 4 east, Willamette meridian, and Point Roberts.

(2) "B"—townships 39, 40 and 41 north, in ranges 1 west and 1, 2, 3 and 4 east, Willamette meridian; and Point Roberts.

NEW SECTION. Sec. 45. Forty-third—in the city of Seattle entirely within township 25 north, range 4 east, Willamette meridian:

(1) Beginning on Lake Washington at the intersection of the southerly section line of section 2 with the outer harbor line, proceed westerly following the section lines of sections 2 and 3 to its intersection with 44th Avenue Northeast; continuing westerly following Northeast 65th Street to its intersection with 25th Avenue Northeast; thence southerly following 25th Avenue Northeast to its intersection with Northeast 55th Street; thence westerly following Northeast 55th Street to its intersection with 20th Avenue Northeast; thence southerly following 20th Avenue Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street to its intersection with Roosevelt Way Northeast (10th Avenue Northeast); thence southerly following Roosevelt Way Northeast and 10th Avenue Northeast to its intersection with Northeast 38th Street; thence due west to waterway and into the Lake Washington Ship Canal; thence easterly following the Lake Washington Ship Canal, Portage Bay, and the outer harbor line of Union Bay, and northerly following the outer harbor line of Lake Washington to the point of beginning.

(2) That portion of the city of Seattle bounded by the Lake Washington Ship Canal, Portage Bay and Union Bay to the north; Lake Union and the thirty-sixth district as defined in section 38 of this act to the west; the thirty-seventh district as defined in section 39 of this act to the south; and Lake Washington to the east.

NEW SECTION. Sec. 46. Forty-fourth—in the city of Seattle—beginning at the intersection of 10th Avenue Northeast (Roosevelt Way Northeast) with Northlake Avenue Northeast and with Northeast Thirty-eighth Street, proceed due west to the waterway approximately 1150 feet more or less to the Seattle freeway and the true point of beginning; thence northerly following 10th Avenue Northeast and Roosevelt Way Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street into North 50th Street and Northwest 50th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 10th Street; thence westerly and southerly, as the case may be, following the southerly boundary at the Thirty-fifth district as defined in section 37 of this act, to the outer harbor line in Shilshole Bay; thence southerly following the outer harbor lines of Puget Sound and Shilshole Bay, and easterly through the Hiram M. Chittenden Locks, the Salmon Bay waterway, the Lake Washington ship canal and Lake Union to the intersection with the Seattle freeway to the true point of beginning.

NEW SECTION. Sec. 47. Forty-fifth—in the city of Seattle—beginning at the intersection of Roosevelt Way Northeast and Northeast 50th Street, proceed westerly following Northeast 50th Street into North 50th Street and Northwest 50th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 107th Street; thence easterly following Northwest 107th Street into North 107th Street to its intersection with Fremont Avenue North; thence northerly following Fremont Avenue North to its intersection with North 145th Street; thence easterly following North 145th Street into Northeast 145th Street to its intersection with 5th Avenue Northeast; thence southerly following 5th Avenue Northeast to its intersection with Northeast 70th Street; thence easterly, across the Seattle freeway right of way, following Northeast 70th Street to its intersection with Roosevelt Way Northeast; thence southerly following Roosevelt Way Northeast to the point of beginning.

NEW SECTION. Sec. 48. Forty-sixth—the following part of the city of Seattle:

(1) Beginning on Lake Washington at the intersection of the southerly section line of section 2, township 25 north, range 4 east, Willamette meridian, with the outer harbor line, proceed westerly following the southerly section lines of sections 2 and 3 in said range and township, to the intersection with 44th Avenue Northeast; thence continuing westerly following Northeast 65th Street to its intersection with 25th Avenue Northeast; thence southerly following 25th Avenue Northeast to its intersection with Northeast 55th Street; thence westerly following Northeast 55th Street to its intersection with 20th Avenue Northeast; thence southerly following 20th Avenue Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street to its intersection with Roosevelt Way Northeast; thence northerly following Roosevelt Way Northeast to its intersection with Northeast 70th Street; thence westerly, across the Seattle freeway right of way, following Northeast 70th Street, to its intersection with 5th Avenue Northeast; thence northerly following 5th Avenue Northeast to its intersection with Northeast 100th Street; thence easterly following Northeast 100th Street to its intersection with 20th Avenue Northeast; thence northerly following 20th Avenue Northeast to its intersection with Northeast 125th Street; thence easterly following Northeast 125th Street to the outer harbor line of Lake Washington; thence southerly following the outer harbor line to the point of beginning.

(2) Beginning at the intersection of the outer harbor line in Lake Washington with Northeast 125th Street, proceed westerly following Northeast 125th Street to its intersection with 20th Avenue Northeast; thence southerly following 20th Avenue Northeast to its intersection with Northeast 100th Street; thence westerly following Northeast 100th Street to its intersection with 5th Avenue Northeast; thence northerly following 5th Avenue Northeast to its intersection with Northeast 205th Street; thence easterly following Northeast 205th Street to its intersection with 55th Avenue Northeast; thence southerly following 55th Avenue Northeast to the outer limits of second class shorelands in Lake Washington; thence southerly following the outer limits of second class shorelands and the outer harbor line of the westerly shore of Lake Washington to the point of beginning.

NEW SECTION. Sec. 49. Forty-seventh—the following portions of the county of King: Beginning at the intersection of Northeast 205th Street and 436th Avenue Northeast, or the section line of the city of Tukwila to the bridge crossing the Duwamish River at 42nd Avenue South; thence downriver following the Duwamish River to its intersection with South 122nd Street; thence easterly following South 122nd Street to its intersection with the Great Northern railroad right of way; thence southeasterly following the Great Northern railroad right of way to its intersection with South 128th Street; thence easterly following South 128th Street to its intersection with Seventy-Sixth Avenue South; thence northerly following Seventy-sixth Avenue South to its intersection with South 120th Street; thence easterly following South 120th Street to its intersection with 84th Avenue South; thence northerly following 84th Avenue South to the outer harbor line of Lake Washington; thence southerly or southeasterly following the outer harbor line along the westerly shore of Lake Washington to the mouth of the Cedar River; thence northerly following the outer harbor line of the easterly shore of Lake Washington to the northerlimost city limits of the city of Renton; thence easterly and southerly, as the case may be, skirting along the northerlimost and the easterly city limits of the city of Renton to the intersection of Southeast 80th Street and 110th Avenue Southeast; thence easterly following Southeast 80th Street to its intersection with 132nd Avenue Southeast; thence northerly following 132nd Avenue Southeast to its intersection with the Sunset Highway (primary state highway No. 2); thence easterly following the Sunset Highway to its intersection

with 164th Avenue Southeast; thence northerly following 164th Avenue Southeast to its intersection with Southeast 24th Street; thence easterly following Southeast 24th Street to its intersection with Lake Sammamish; thence across Lake Sammamish to the east shore and to the southerly limits of Lake Washington School District No. 414; thence easterly and northerly skirting along the southerly boundary of Lake Washington School District No. 414 to the intersection of Southeast 8th Street and 260th Avenue Southeast; thence northerly following 260th Avenue Southeast into 260th Avenue Northeast to its intersection with Northeast 60th Street; thence westerly following Northeast 60th Street between sections 2 and 3, township 26 north, range 8, east Willamette meridian, proceed southerly following 436th Avenue Northeast into 436th Avenue Southeast to its intersection with Southeast 288th Street; thence westerly following Southeast 288th Street to its intersection with 372nd Avenue Southeast; thence northerly following 372nd Avenue Southeast to its intersection with the Cedar River; thence downstream following the Cedar River to its intersection with Southeast 208th Street; thence westerly following Southeast 208th Street to its intersection with 196th Avenue Southeast; thence southerly following 196th Avenue Southeast to its intersection with Southeast 224th Street; thence westerly following Southeast 224th Street to its intersection with 180th Avenue Southeast; thence northerly following 180th Avenue Southeast to its intersection with Southeast 192nd Street; thence westerly following Southeast 192nd Street to its intersection with 116th Avenue Southeast; thence northerly following 116th Avenue Southeast to its intersection with Southeast 176th Street; thence westerly following Southeast 176th Street to its intersection with the city limits of the city of Renton; thence generally westerly, skirting along the southerly limits of the city of Renton to the intersection of Renton's city limits with the city limits of the cities of Kent and Tukwila at the intersection of South 180th Street with secondary highway No. 2M; thence westerly and southerly, as the case may be, skirting along the westerly limits of the city of Kent to the point of departure of the city limits of the cities of Kent and Tukwila; thence westerly and northerly, as the case may be, skirting along the southerly and westerly city limits of the city of Tukwila to the intersection of South 160th Street and 51st Avenue South; thence westerly following South 160th Street to 32nd Avenue South; thence northerly following 32nd Avenue South; to South 144th Street; thence easterly following South 144th Street to the city limits of the city of Tukwila; thence generally northerly, westerly, southerly and easterly as the case may be skirting along the westerly city limits to 244th Avenue Northeast; thence northerly following 244th Avenue Northeast to Northeast 80th Street; thence westerly following Northeast 80th Street to 228th Avenue Northeast; thence northerly following 228th Avenue Northeast to Northeast 205th Street; thence easterly following Northeast 205th Street to the point of beginning.

NEW SECTION. Sec. 50. Forty-eighth—the following portions of King county:

(1) Beginning at the point of intersection of the southerly boundary of Lake Washington School District No. 414 with the outer limit of the second class shorelands of Lake Washington proceed generally easterly, skirting along the southerly boundary of Lake Washington School District No. 414 to the outer limit of the second class shorelands of Lake Sammamish; thence southerly along the outer limit of the second class shorelands of Lake Sammamish to its intersection with Southeast 24th Street; thence westerly following Southeast 24th Street to its intersection with 164th Avenue Southeast; thence southerly following 164th Avenue Southeast to its intersection with the Sunset Highway (primary state highway No. 2); thence westerly following the Sunset Highway to its intersection with 132nd Avenue Southeast; thence southerly following 132nd Avenue Southeast to its intersection with Southeast 80th Street; thence westerly following Southeast 80th Street to its intersection with the city limits of the city of Renton at approximately 110th Avenue Southeast; thence northerly and westerly, as the case may be, skirting along the easterly and northerly city limits of the city of Renton to the outer harbor line in Lake Washington; thence northerly following the outer harbor line and the outer limit of second class shorelands to the point of beginning.

(2) Mercer Island: All precincts in the city of Mercer Island and in the town of Mercer Island.

NEW SECTION. Sec. 51. Forty-ninth—the following areas in the county of Clark: All precincts in the city of Vancouver, and Barkerton, Beall, Burnt Bridge Creek, Burton, Clyde, Conner, Covington, Curtin, Cushing, Elkins, Fellman, Firdale, Fourth Plain, Fruit Valley, Harney, Hazel Dell East, Hazel Dell North, Hazel Dell West, Hidden North, Hidden South, Jaggy, Klein, Lake Shore, Laraclef, Marshall, Minnehaha North,

Minnehaha South, Nelson, Overlook, Pleasant Valley, J. D. Ross, Salmon Creek, Sifton, Smith, Stockford, Tracy, Walnut Grove and Willows.

NEW SECTION. Sec. 52. The house of representatives shall consist of ninety-nine members to be elected from sixty-one representative districts.

(1) The following senatorial districts, as numbered and created by sections 3 through 51 of this part, shall each embrace one representative district: First, second, seventh, eighth, tenth, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-first, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth, thirtieth, thirty-first, thirty-second, thirty-third, thirty-seventh, thirty-eighth, thirty-ninth, fortieth, forty-first, forty-fourth, forty-fifth, forty-seventh, forty-eighth and forty-ninth.

(2) The following senatorial districts, as numbered and created by sections 3 through 51 of this part, shall each embrace two representative districts: Third, 3-A as constituted in section 5 (1) and 3-B as constituted in section 5 (2); fourth, 4-A as constituted in section 6 (1) and 4-B as constituted in section 6 (2); fifth, 5-A as constituted in section 7 (1) and 5-B as constituted in section 7 (2); sixth, 6-A as constituted in section 8 (1) and 6-B as constituted in section 8 (2); ninth, 9-A as constituted in section 11 (1) and 9-B as constituted in section 11 (2); eleventh, 11-A as constituted in section 13 (1) and 11-B as constituted in section 13 (2); thirty-fourth, 34-A as constituted in sections 36 (1) and 34-B as constituted in section 36 (2); thirty-fifth, 35-A as constituted in section 37 (1) and 35-B as constituted in section 37 (2); thirty-sixth, 36-A as constituted in section 38 (1) and 36-B as constituted in section 38 (2); forty-second, 42-A as constituted in section 44 (1) and 42-B as constituted in section 44 (2); forty-third, 43-A as constituted in section 45 (1) and 43-B as constituted in section 45 (2); and forty-sixth, 46-A as constituted in section 48 (1) and 46-B as constituted in section 46 (2).

NEW SECTION. Sec. 53. (1) the following representative districts shall each have one representative: Three-A, Three-B, Four-A, Four-B, Five-A, Five-B, Six-A, Seven, Eight, Nine-A, Nine-B, Ten, Eleven-A, Eleven-B, Sixteen, Twenty, Twenty-seven, Thirty, Thirty-two, Thirty-four-A, Thirty-Four-B, Thirty-five-A, Thirty-five-B, Thirty-six-A, Thirty-six-B, Forty-one, Forty-two-B, Forty-three-A, Forty-three-B and Forty-six-B.

(2) The following representative districts shall each have two representatives: One, Two, Six-B, Twelve, Thirteen, Fifteen, Seventeen, Eighteen, Nineteen, Twenty-one, Twenty-two, Twenty-five, Twenty-six, Twenty-eight, Thirty-three, Thirty-eight, Thirty-nine, Forty, Forty-two-A, Forty-four, Forty-five, Forty-six-A, Forty-seven and Forty-eight.

(3) The following representative districts shall each have three representatives: Fourteen, Twenty-three, Twenty-four, Twenty-nine, Thirty-one, Thirty-seven and Forty-nine.

NEW SECTION. Sec. 54. The terms of office of all senators and representatives elected under the provisions of this act shall commence on the second Monday in January following the date of their elections.

NEW SECTION. Sec. 55. The representatives provided for in this act shall be elected at the general election to be held on the first Tuesday after the first Monday in November, 1964, and every two years thereafter.

NEW SECTION. Sec. 56. Of the senators provided for in this act, one senator shall be elected from each of the following senatorial districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1964, and every four years thereafter, for a term of four years: First, third, fourth, fifth, ninth, tenth, eleventh, twelfth, fourteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-seventh, twenty-eighth, thirty-ninth, fortieth, forty-first, and forty-ninth. A senator shall be elected from each of the other senatorial districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1966, and every four years thereafter, for a term of four years.

NEW SECTION. Sec. 57. This act shall not in any way affect the membership, districts or other organization of the thirty-eighth legislature nor abolish nor shorten any terms of office of any member of the legislature commenced prior to the effectiveness of this act.

PART III

NEW SECTION. Sec. 58. The senate shall consist of fifty-two members, one of whom shall be elected from each of the fifty-two senatorial districts, constituted as set forth in sections 53 through 104 of this act.

NEW SECTION. Sec. 59. First—the counties of Douglas and Okanogan.

NEW SECTION. Sec. 60. Second—the counties of Ferry, Stevens and Pend Oreille, and the following precincts in the county of Spokane: Chattaroy, Colbert, Deer, Deer Park North, Deer Park South, Denison, East Chattaroy, Elk, Foothills, Green Bluff, Mead, Milan, Moab, Mt. Spokane, Newman Lake, North Colbert, Otis, Pasadena, Peone, Pleasant Prairie and Wayside.

NEW SECTION. Sec. 61. Third—the following precincts from the city and county of Spokane: Daisy, Daniel, David, Davis, Dawson, Day, Dayton, Delaware, Detroit, Diana, Dixie, Doak, Dodd, Dominion, Douglas, Dover, Drumheller, Dunn, Dwight, Eagle, East Hillyard, Echo, Eden, Edison, Edith, Edwards, Eldorado, Elgin, Eli, Ellen, Ellwood, Emerald, Emerson, Ensign, Erie, Ermina, Essex, Ethel, Euclid, Eureka, Evans, Eve, Exchange, Riverside, Spokane 1 through 6 inclusive, Spokane 8, 307, 309, 310, 314, 315, 324, 359, 360, 362, 364, 365, and 724.

NEW SECTION. Sec. 62. Fourth—the following precincts in the city and county of Spokane: Abigail, Acme, Ada, Adolph, Advance, Agatha, Airport, Albert, Alice, Alki, Allen, Alvin, Andrew, Archer, Arrow, Arthur, Ashley, Atlanta, Barth, Blake, Boyd, Bryan, Burke, Burton, Carnhope, Corbin, Dishman, Edgecliff 1 and 2, Evergreen 1, 2, and 3, Fancher, Glenrose, Greenacres, Irvin, Liberty Lake, Marita, Opportunity 1 through 6 inclusive, Orchard 1, 2, and 3, Raymond, Trentwood, University, Vera 1 through 3 inclusive, and Woodruff 1 and 2.

NEW SECTION. Sec. 63. Fifth—the following precincts in the city and county of Spokane: 501 through 507 inclusive, 510 through 534 inclusive, 536 through 547 inclusive, 549, 556, 557, 559, 561, 562, and Wells.

NEW SECTION. Sec. 64. Sixth—the following precincts in the city and county of Spokane: 422, 423, 439, 440, 444, 621 through 624 inclusive, 628, 629, 631, 633 through 637 inclusive, 642 through 644 inclusive, 649, 650, 652, 654, 655, 725, 726, Abbott, Acorn, Alameda, Anne, Anthony, Arizona, Astor, Athens, Baker, Baldwin, Belmont, Belt, Bernard, Bertha, Blaine, Bolster, Brickell, Butler, Byrne, Chester 1 and 2, Duncan, East Marshall, Mica, Moran, South Moran, and Valleyford.

NEW SECTION. Sec. 65. Seventh—the following precincts in the city and county of Spokane: 535, 715 through 723 inclusive, 727, 728, Cannon, Carleton, Carlisle, Carrie, Cass, Charlotte, Clara, Cheney 1 through 4 inclusive, Clay, Cleveland, Clough, Conklin, Cora, Cowley, Custer, Della, Derby, Dewey, Dexter, Dillon, Doland, Dora, Dyer, Five Mile, Freeman, Garden Springs, Linwood 1 through 3, Marshall, Mt. Hope, Rockford, and Whitworth 1, 2 and 3.

NEW SECTION. Sec. 66. Eighth—the counties of Adams and Lincoln, all areas in Grant county lying in townships 17 through 23 north, inclusive, in ranges 29 and 30 east, Willamette meridian, and the following precincts in the county of Spokane: Airway Heights, Cheney 1 through 4, inclusive, Deep Creek, Espanola, Four Lakes, Medical Lake 1 and 2, Nine Mile, Rudolph, Spence and Stevens.

NEW SECTION. Sec. 67. Ninth—the county of Whitman and the following precincts in the county of Spokane: Amber, Fairfield, Latah, Plaza, Pioneer, Rock Creek Valley, South Spangle, Spangle and Waverly.

NEW SECTION. Sec. 68. Tenth—the counties of Asotin, Columbia, Franklin and Garfield.

NEW SECTION. Sec. 69. Eleventh—the county of Walla Walla.

NEW SECTION. Sec. 70. Twelfth—the county of Chelan.

NEW SECTION. Sec. 71. Thirteenth—the counties of Kittitas and Grant excluding all areas in Grant county lying in townships 17 through 23 north, inclusive, in ranges 29 and 30 east, Willamette meridian.

NEW SECTION. Sec. 72. Fourteenth—the following precincts in Yakima county: Airport 137, Cascade 121, Cottonwood 122, East Fruitvale 127, East Naches 141, East Selah 143, East Summitview 144, East Tieton 89, Englewood 135, Eschbach 147, Fairgrounds, Fairview 148, Gleed 51, Gromore 128, Harwood 56, Jefferson, Leamingburg 58, Lower Wenas 60, Naches Heights 67, Naches City 66, Nile 68, North Cowiche 130, Riverside 74, Selah Central 77, Selah Extension 78, Selah Heights 79, Selah Rural 132, Selah Town 76, Selah Town 134, Selah Town 151, South Nob Hill 142, South Cowiche 123, Sumach 133, Sunset, Tampico 88, West Fruitvale 149, West Naches 105, West Nob Hill 106, West Summitview 108, West Tieton 114, Westview, Wide Hollow 111, Wiley City 112, and Upper Wenas 98, and the city of Yakima precincts 1 through 61 inclusive.

NEW SECTION. Sec. 73. Fifteenth—that part of Yakima county not included in the fourteenth district.

NEW SECTION. Sec. 74. Sixteenth—the county of Benton.

NEW SECTION. Sec. 75. Seventeenth—the counties of Klickitat and Skamania, and the following precincts in the county of Clark: Alpine, Baker, Battleground North, Battleground South, Betts, Bliss, Brush Prairie, Cedar Creek, Charter Oak, Chelatchie, Columbia West, Daybreak, English, Enterprise, Fern Prairie East, Fern Prairie West, Fishers, Gee Creek, Gibbons, Glenwood Heights, Greeley, Haagen, Hall, Hayes, Heisson, LaCenter, Lackamas North, Lackamas South, Lamb, Lewisville, Lockwood Creek, Manor, Marrion, Meadow Glade, Miller, Mountain View, Norway, Paradise Point, Pioneer, Preston, Proebstal, Ridgefield North, Ridgefield South, Russell, Skye, Twin Falls, Whipple Creek, Woodburn, Yacolt, Camas 101 through 114, inclusive, and Washougal A through F, inclusive.

NEW SECTION. Sec. 76. Eighteenth—the county of Cowlitz.

NEW SECTION. Sec. 77. Nineteenth—the counties of Pacific and Wahkiakum, and the following precincts and areas of Grays Harbor county:

(1) Arctic, Blockhouse, Brady, Bush, Calder, Central Park 1 and 2, Connie, Cosmopolis 1 and 2, Cosmopolis rural, Delezenne, Elma 1 through 4, inclusive, Fairview, Fords Prairie, Grayland, Johns River, Malone, McCleary 1 and 2, Melborne, Montesano 1 through 5, inclusive, Montesano rural, Oakville 1, Oakville 2 (rural), Ocosta, Porter, Satsop, Westport, Westport rural, White Star, Wynooche, and also,

(2) Townships 19 and 20 north, inclusive, in ranges 7 and 8 west, Willamette meridian.

NEW SECTION. Sec. 78. Twentieth—the county of Lewis.

NEW SECTION. Sec. 79. Twenty-first—all areas in the county of Grays Harbor except those areas allocated by section 77.

NEW SECTION. Sec. 80. Twenty-second—the county of Thurston.

NEW SECTION. Sec. 81. Twenty-third—the county of Kitsap except the following precincts: Bredidablik, Ferncliff, Highland, Indianola, Island Center 1 and 2, Kingston, Lemolo, Liberty, Liberty Bay, Lincoln, Pleasant Beach 1 and 2, Point No Point, Port Blakely, Port Gamble, Port Madison, Poulsbo 1, 2, and 3, Poulsbo Heights, Rolling Bay 1 and 2, Seabold, South Kingston, Suquamish 1 and 2, and Winslow 1 and 2.

NEW SECTION. Sec. 82. Twenty-fourth—the counties of Clallam, Jefferson, and Mason, and the following precincts in Kitsap county: Bredidablik, Highland, Indianola, Kingston, Lemolo, Liberty Bay, Lincoln, Point No Point, Port Gamble, Poulsbo 1, 2, and 3, Poulsbo Heights, South Kingston, and Suquamish 1 and 2.

NEW SECTION. Sec. 83. Twenty-fifth—the following precincts in the city of Tacoma and the county of Pierce: Alder, Alderton, Allison, Andrian, Ashford, Bingham, Bonney Lake, Breckon, Buckley No. 1 and 2, Carbonado, Central, Clear Creek, Crestview, Crocker, Dawson, Dieringer, Eatonville No. 1 and 2, Edgewood, Elbe, Fife No. 1 and 2, Firgrove, Firwood, Fruitland, Gardenville, Graham, Grant, Harvard, Hudson, Hylebos, Johnson, Kapowsin, Kelly Lake, Lake Tapps, Larchmont, McMillin, Meade, Meeker, Meridian, Midland, Milton Nos. 1 through 4 inclusive, Monroe, Mulvey, National, North Puyallup, Orting 1 through 3 inclusive, Orton, Pioneer, Puyallup Ward 1, P1 through P6 inclusive, Puyallup Ward 2, P1 through P8 inclusive, Puyallup Ward 3, P1 through P7 inclusive, Rainier, Riverside, South Prairie, Spinning, Sumner Nos. 1 through 7 inclusive, Taylor, Thrift, Tidehaven, Valley, Victor Falls, Waller, Webstone, Wilkeson, Woodland Heights and Woodrow.

NEW SECTION. Sec. 84. Twenty-sixth—the following areas in the county of Pierce: All of Pierce county west of Puget Sound, and the following portions of the cities and suburbs of the cities of Tacoma and Ruston: Beginning at the intersection of South 4th Street with the outer harbor line in Commencement Bay, proceed westerly following South 4th Street to its intersection with Broadway; thence southerly following Broadway to its intersection with 6th Avenue; thence westerly following 6th Avenue to its intersection with Shirley Street; thence southerly following Shirley Street to its intersection with South 19th Street; thence westerly following South 19th Street to its intersection with 79th Avenue West; thence southerly following 79th Avenue West to its intersection with West 27th Street; thence westerly following West 27th Street to its intersection with the outer harbor line in Puget Sound; thence northerly around Point Defiance into Commencement Bay following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 85. Twenty-seventh—the following areas in the city of Tacoma: Beginning at the intersection of South 4th Street with the outer harbor line in Commencement Bay, proceed westerly following South 4th Street to its intersection with Broadway; thence southerly following Broadway to its intersection with 6th Avenue; thence westerly following 6th Avenue to its intersection with Shirley Street; thence southerly following Shirley Street to its intersection with South 19th Street; thence easterly following South 19th Street to its intersection with Orchard Road; thence south-

erly following Orchard Road to its intersection with South 40th Street; thence easterly following South 40th Street to its intersection with South M Street; thence northerly following South M Street to its intersection with South 35th Street; thence easterly following South 35th Street into East 35th Street to its intersection with Grandview Avenue; thence northerly following Grandview Avenue into the Puyallup Waterway; thence northerly following the Puyallup Waterway and Sicum Avenue to the outer harbor line in Commencement Bay; thence southwesterly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 86. Twenty-eighth—the following areas in the city of Tacoma: Beginning at the intersection of South M Street with South 35th Street, proceed easterly following South 35th Street into East 35th Street to its intersection with Grandview Avenue; thence northerly following Grandview Avenue into the Puyallup Waterway; thence upriver following the Puyallup Waterway to its intersection with the city limits of the city of Tacoma; thence southerly and westerly skirting along the easterly and southerly boundaries of the city of Tacoma to the intersection of Sprague Avenue with South 96th Street (Mt. Tacoma Drive); thence northerly following Sprague Avenue to its intersection with South 80th Street; thence easterly following South 80th Street to its intersection with Sheridan Avenue; thence northerly following Sheridan Avenue to its intersection with South 72nd Street; thence easterly following South 72nd Street to its intersection with South M Street; thence northerly following South M Street to the point of beginning.

NEW SECTION. Sec. 87. Twenty-ninth—the following portions of the county of Pierce and the city of Tacoma: Beginning at the intersection of West 27th Street with the outer harbor line in Puget Sound, proceed easterly following West 27th Street to its intersection with 79th Avenue West; thence northerly following 79th Avenue West to its intersection with South 19th Street; thence easterly following South 19th Street to its intersection with Orchard Road; thence southerly following Orchard Road to its intersection with South 40th Street; thence easterly following South 40th Street to its intersection with South M Street; thence southerly following South M Street to its intersection with South 72nd Street; thence westerly following South 72nd Street to its intersection with Sheridan Avenue; thence southerly following Sheridan Avenue to its intersection with South 80th Street; thence westerly following South 80th Street to its intersection with Sprague Avenue; thence southerly following Sprague Avenue to its intersection with Mount Tacoma Drive (South 96th Street); thence easterly following South 96th Street into East 96th Street to its intersection with East D Street; thence southerly following East D Street to its intersection with 104th Street East; thence easterly following 104th Street East to its intersection with McKinley Avenue; thence southerly following McKinley Avenue to its intersection with 128th Street East; thence westerly following 128th Street East into South 128th Street to the outer margin of McChord Air Force Base; thence meandering northerly, westerly and southerly, as the case may be, along the outer margin of McChord Air Force Base to its intersection with the Fort Lewis military reservation; thence westerly, meandering along the outer margin of the Fort Lewis military reservation to its intersection with the line of extreme low tide in Puget Sound; thence generally northerly following the line of extreme low tide to the point of beginning: PLUS, The following precincts in the county of Pierce: American Lake Gardens, Benbow, Brookdale, Clover Creek, Collins, Cooper, Dupont City, Dupont rural, Elk Plain, Holz, Lacamas, McKenna, Muck, Pacific, Roy, Silver Lake, Spanaway 1 through 4 inclusive, Tanwax and Tule Lake.

NEW SECTION. Sec. 88. Thirtieth—the following portions of the county of King, and the following precincts in the city of Tacoma and the county of Pierce:

(1) King county:

(a) Mainland King county—beginning at the point of intersection of the King and Pierce county line with the point of extreme low tide in Puget Sound, proceed south-easterly following the King county line to Pacific Highway South; thence northerly following Pacific Highway South to its intersection with South 288th Street; thence easterly following South 288th Street, across the Seattle-Tacoma freeway, to its intersection with 51st Avenue South; thence northerly following Fifty-first Avenue South to its intersection with South 272nd Street; thence westerly following South 272nd Street to the Kent city limits and following the Kent city limits westerly, northerly, easterly or southerly, as the case may be, skirting the westerly limits of the city of Kent to the point where Kent's city limits intersect and join with the city limits of the city of Tukwila; thence continuing westerly, northerly and easterly, as the case may be, skirting along the westerly city limits of the city of Tukwila to the intersection of South 160th Street and 51st Avenue South; thence westerly following South 160th Street into Southwest 160th

Street to its intersection with Sylvester Road; thence southwesterly following Sylvester Road to the point of turn at Southwest 175th Street; thence continuing southwesterly along the center line extended; approximately 230 feet to the section line of sections 25 and 36, township 23 north, Range 3 east, Willamette meridian; thence westerly following the section line approximately 528 feet, more or less, to the meander corner and to the point of extreme low tide in Puget Sound; thence southerly following the line of extreme low tide to the point of beginning.

(b) Insular King county—Vashon Island and Maury Island.

(2) Pierce county—27-40, 27-41, Browns Point, Dash Point, Hyada Park.

NEW SECTION. Sec. 89. Thirty-first—beginning in the city of Seattle, at the intersection of Beach Drive Southwest with Southwest Erskine Way (48th Avenue Southwest) and Southwest Lincoln Park Way, proceed due west to the outer harbor line in Puget Sound and the true point of beginning; thence following Southwest Lincoln Park Way southeasterly to its intersection with Southwest Webster Street; thence easterly following Southwest Webster Street into South Webster Street to its intersection with the Duwamish Waterway; thence upriver into the Duwamish River to its intersection with the Seattle Transmission line right of way (in the vicinity of South 108th Street); thence northwesterly following the Seattle Transmission line right of way to South 108th Street; thence westerly following South 108th Street to its intersection with 16th Avenue South; thence southerly following 16th Avenue South to its intersection with South 160th Street; thence westerly following South 160th Street into Southwest 160th Street to its intersection with Sylvester Road; thence southwesterly following Sylvester Road to the point of turn at Southwest 175th Street; thence continuing southwesterly along the center line extended, approximately 230 feet to the section line of sections 25 and 36, township 23 north, Range 3 east, Willamette meridian; thence westerly following the section line approximately 528 feet, more or less, to the meander corner, and to the line of extreme low tide in Puget Sound; thence northerly following the line of extreme low tide to the true point of beginning.

NEW SECTION. Sec. 90. Thirty-second—the following precincts of the county of Snohomish: Briar, Bear Creek, Cathcart, Chase, Cherry, Clearview, Crest, Sypress, Dale, Firdale, Gate, Glen, Hadley, Holly, Hunt, Jensen, Keeton, Locust, Lyncrest, Magnolia, Maltby, Maple, Maplewood, Meado, Meadowdale, Nolyn, North Alderwood, Park, Perrin, Pine, Ridge, Rob, Russett, Seattle Heights, Sierra, Snoline, South Alderwood, Summit, Sunset, Talbot, Vine, Wood, Woodway, Yost, and all of the precincts in the cities of Edmonds, Lynnwood, and Mountlake Terrace.

NEW SECTION. Sec. 91. Thirty-third—in the city of Seattle—beginning at the intersection of the outer harbor line with the extension of the northerly lot line of lot 1, block 47, Rainier Beach Addition, according to volume 8, page 11 of plats, proceed southwesterly along the northerly lot line of said lot 1, to the westerlimost point on said lot 1, or approximately 197 feet, more or less, said point being the northwest corner of said block 47, or the southeast corner of the intersection of Rainier Avenue South and South Carver Street, thence westerly and northerly, as the case may be, following Rainier Avenue South to its intersection with South Webster Street; thence westerly following South Webster Street as is and as extended into Boeing Field to a point where it intersects 15th Avenue South extended; thence northerly following 15th Avenue South to its intersection with South Hardy Street; thence northeasterly following South Hardy Street to its intersection with Airport Way South; thence northwesterly following Airport Way South to its intersection with South Albro Place; thence northeasterly following South Albro Place to its intersection with Swift Avenue South; thence northwesterly following Swift Avenue South to its intersection with 15th Avenue South; thence northerly following 15th Avenue South to its running into South Columbian Way, and down Columbian Way to its intersection with 11th Avenue South; thence northerly following 11th Avenue South to its intersection with South Judkins Street; thence easterly following South Judkins Street to its intersection with 12th Avenue South; thence northerly following 12th Avenue South to its intersection with South Dearborn Street; thence easterly following South Dearborn Street to 18th Avenue South; thence northerly following 18th Avenue South to South Jackson Street; thence westerly following South Jackson Street to 17th Avenue South; thence northerly following 17th Avenue South into 17th Avenue to its intersection with East Jefferson Street; thence generally easterly following the southerly boundary of the thirty-seventh district as defined in section 39 of this act to the outer harbor line on Lake Washington; thence southerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 92. Thirty-fourth—the following part of the city of Seattle: Beginning at the northwesterlimost corner of the thirty-first district, at the outer harbor

line off Lowman Beach, proceed generally easterly following the northerly boundary of the thirty-first district as defined in section 89 of this act, to the intersection of South Webster Street and 15th Avenue South; thence northerly following the westerly boundary of the thirty-third district as defined in section 91 of this act to the intersection of 17th Avenue and East Jefferson Street; thence generally westerly following the southerly boundary of the thirty-seventh district as defined in section 95 of this act, to the outer harbor line in Elliott Bay; thence southerly, westerly or northerly, as the case may be, following the outer harbor lines of Elliott Bay and Puget Sound to the point of beginning.

NEW SECTION. Sec. 93. Thirty-fifth—the following parts of King county: Beginning at the intersection of the line of extreme low tide with Northwest 205th Street (the Snohomish County-King County line): thence easterly following Northwest 205th Street into North 205th Street and Northeast 205th Street to its intersection with 15th Avenue Northeast; thence southerly following 15th Avenue Northeast; thence southerly following 15th Avenue Northeast to its intersection with Northeast 145th Street; thence westerly following Northeast 145th Street into North 145th Street to its intersection with Fremont Avenue North; thence southerly following Fremont Avenue North to its intersection with North 107th Street; thence westerly following North 107th Street into Northwest 107th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 110th Street; thence westerly following Northwest 110th Street to its intersection with 12th Avenue Northwest; thence southerly following 12th Avenue Northwest to its intersection with Northwest 105th Street; thence westerly following Northwest 105th Street to its intersection with 15th Avenue Northwest; thence southerly following 15th Avenue Northwest to its intersection with Northwest 100th Street; thence westerly following Northwest 100th Street to its intersection with 19th Avenue Northwest; thence southerly following 19th Avenue Northwest to its intersection with Northwest 95th Street; thence westerly following Northwest 95th Street to its intersection with 24th Avenue Northwest; thence southerly following 24th Avenue Northwest to its intersection with Northwest 85th Street; thence westerly following Northwest 85th Street to its intersection with 32nd Avenue Northwest; thence southerly following 32nd Avenue Northwest to its intersection with Northwest 71st Street; thence westerly following Northwest 71st Street to its intersection with 35th Avenue Northwest; thence due south 137.5 feet; thence due west approximately 595 feet to the meander line, continuing due west to the outer harbor line of Puget Sound; thence northerly following the outer harbor line to the limits of first class shorelands, thence continuing along the line of extreme low tide to the point of beginning.

NEW SECTION. Sec. 94. Thirty-sixth—the following parts of the counties of King and Kitsap; Salmon Bay Waterway, the Hiram M. Chittenden Locks and Shilshole Bay to the north, by Puget Sound and Elliott Bay to the west and south, 15th Avenue West to the east.

(1) Seattle, King county: Beginning at the intersection of Westlake Avenue North and Valley Street, proceed easterly 150 feet, and thence northerly to the outer harbor line in Lake Union to the true point of beginning; thence southerly following Westlake Avenue North to its intersection with Mercer Street; thence westerly following Mercer Street into West Mercer Street to its intersection with West Mercer Place; thence northwesterly following West Mercer Place to its intersection with Elliott Avenue West; thence northwesterly 50 feet along Elliott Avenue West; thence southwestwesterly following West Roy Street to the Elliott Bay and the outer harbor line; thence northwesterly following the outer harbor line around West Point, through Shilshole Bay, into the Hiram M. Chittenden Locks, the Salmon Bay Waterway, the Lake Washington Ship Canal and the outer harbor line in Lake Union to the true point of beginning.

(2) Kitsap county: All of Bainbridge Island.

NEW SECTION. Sec. 95. Thirty-seventh—in the city of Seattle—beginning at the outer harbor line intersection with the extended north line of lot 1, block 29, Lake Washington shorelands, proceed westerly 854 feet, more or less, to the northwest corner of lot 1, block 13, McGilvra's Second Addition, according to volume 13, page 34 of plats; continuing westerly along East Highland Drive to its intersection with the east margin of Thirty-Seventh Avenue East; thence northerly following the east margin of 37th Avenue East to the northwesterly margin of East Madison Street; thence southwestwesterly following the northwesterly margin of East Madison Street to East Prospect Street; thence westerly following East Prospect Street to its intersection with 15th Avenue East; thence southerly following 15th Avenue East to its intersection with East Roy Street; thence westerly following East Roy Street to its intersection with the Seattle freeway

right of way; thence southerly following the Seattle freeway to its intersection with Mercer Street; thence westerly following Mercer Street into West Mercer Street to its intersection with West Mercer Place; thence northwesterly following West Mercer Place to its intersection with Elliott Avenue West and West Roy Street; thence northwesterly 50 feet along Elliott Avenue West; thence southwesterly following West Roy Street to the outer harbor line; thence southerly following the outer harbor line to its intersection with the northerly margin of South Washington Street; thence easterly to Alaskan Way South; thence northerly approximately 280 feet; thence easterly to James Street; thence northeasterly following James Street to Broadway; thence easterly following East James Street to its intersection with 12th Avenue; thence southerly following 12th Avenue to its intersection with East Jefferson Street; thence easterly following East Jefferson Street to its intersection with 23rd Avenue; thence southerly following 23rd Avenue into 23rd Avenue South to its intersection with South Jackson Street; thence easterly following South Jackson Street to its intersection with Lakeside Avenue South to the northwest corner of lot 1, block 74, Burkes Second Addition, according to volume 1, page 248 of plats; thence easterly following the northerly lot lines of said lot 1, block 74, and also lot 1, block 54, Lake Washington Shorelands approximately 476 feet, more or less, to the outer harbor line in Lake Washington; thence northerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 96. Thirty-eighth—the following precincts in the county of Snohomish: Ash, Eastmont, Eastshore, Field, Hiway, Intercity, Manor, Manordale, Martha Lake, Mukilteo, Nelson, Radar, Serene, Shelby, Spruce, and Wilson and all precincts in the city of Everett.

NEW SECTION. Sec. 97. Thirty-ninth—the following precincts in the county of Snohomish: Allen Creek, Arlington 1 through 5, Armstrong, Bee, Boulder, Bryant, Canyon, Cedarhome, Center, Cliff, Crystal Springs, Davies, East Everett, Ebey, Edgecomb, Emander, Fernwood, Fir, Florence, Getchell, Glenwood, Gold Bar, Granite Falls, Gregory, Hartford, Highland, Hilltop, Hilton Lake, Howell, Jim Creek, Kenmore, Kennart, Kruse, Lake, Lake Cassidy, Lake Goodwin, Lake Stevens 1 and 2, Lakeview, Lakewood, Locksloy, Ludwig, Machias, Marion, Marsh, Marysville 1 through 6 inclusive, McDougall, Meridian, Milton, Monroe 1, 2 and 3, Morris, Newberg, Norden, Norm, Norman, Olivia, Olney, Omdal, Oso, Outlook, Park Place, Pearson, Port Susan, Priest Point, Quil, Riverview, Robin, Roosevelt, Sexton, Shore, Shorts, Shoultes, Silvania, Silver Lake, Snohomish 1 through 9 inclusive, South Lake Stevens, South Snohomish, Stanby, Stanwood 1 and 2, Stickney, Sultan 1 and 2, Sultan River, Sunnyside, Thomas Lake, Three Lakes, Trafton, Trail, Tualco, Tulalip, Union, Vernon, Village, Wallace, Welangdon, Whaleback and Winter Lake.

NEW SECTION. Sec. 98. Fortieth—the counties of Island and Skagit.

NEW SECTION. Sec. 99. Forty-first—the county of San Juan and all areas in the county of Whatcom except the following: The area embraced in the corporate limits of Bellingham as they existed on July 1, 1956, and Crescent 1, Crescent 2 and Geneva precincts.

NEW SECTION. Sec. 100. Forty-second—the following areas in the county of Whatcom: The area embraced in the corporate limits of the city of Bellingham as they existed on July 1, 1956, and Crescent 1, Crescent 2 and Geneva precincts.

NEW SECTION. Sec. 101. Forty-third—in the city of Seattle entirely within township 25 north, range 4 east, Willamette meridian: Beginning on Lake Washington at the intersection of the southerly section line of section 2 with the outer harbor line, proceed westerly following the section lines of sections 2 and 3 to its intersection with 44th Avenue Northeast; continuing westerly following Northeast 65th Street to its intersection with 25th Avenue Northeast; thence southerly following 25th Avenue Northeast to its intersection with Northeast 55th Street; thence westerly following Northeast 55th Street to its intersection with 20th Avenue Northeast; thence southerly following 20th Avenue Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street to its intersection with Roosevelt Way Northeast (10th Avenue Northeast); thence southerly following Roosevelt Way Northeast and 10th Avenue Northeast to its intersection with Northeast 38th Street; thence due west to waterway and into the Lake Washington Ship Canal; thence southerly following the outer harbor line of the easterly shore of Lake Union to the easterly limits of the thirty-sixth senatorial district as defined in section 94 of this act; thence southerly along said thirty-sixth district boundary to its junction with the thirty-seventh senatorial district boundary as defined in section 95 of this act; thence easterly following the thirty-seventh district boundary to the outer harbor line in Lake Washington; thence northerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 102. Forty-fourth—in the city of Seattle—beginning at the intersection of 10th Avenue Northeast (Roosevelt Way Northeast) with Northlake Avenue Northeast and with Northeast Thirty-eighth Street, proceed due west to the waterway approximately 1150 feet more or less to the Seattle freeway and the true point of beginning; thence northerly following 10th Avenue Northeast and Roosevelt Way Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street into North 50th Street and Northwest 50th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 110th Street; thence westerly and southerly, as the case may be, following the southerly boundary of the thirty-fifth district as defined in section 93 of this act, to the outer harbor line in Shilshole Bay; thence southerly following the outer harbor line of Puget Sound and Shilshole Bay, and easterly through the Hiram M. Chittenden Locks, the Salmon Bay waterway, the Lake Washington ship canal and Lake Union to the intersection with the Seattle freeway to the true point of beginning.

NEW SECTION. Sec. 103. Forty-fifth—in the city of Seattle—beginning at the intersection of Roosevelt Way Northeast and Northeast 50th Street, proceed westerly following Northeast 50th Street into North 50th Street and Northwest 50th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 107th Street; thence easterly following Northwest 107th Street into North 107th Street to its intersection with Fremont Avenue North; thence northerly following Fremont Avenue North to its intersection with North 145th Street; thence easterly following North 145th Street into Northeast 145th Street to its intersection with 5th Avenue Northeast; thence southerly following 5th Avenue Northeast to its intersection with Northeast 70th Street; thence easterly, across the Seattle freeway right of way, following Northeast 70th Street to its intersection with Roosevelt Way Northeast; thence southerly following Roosevelt Way Northeast to the point of beginning.

NEW SECTION. Sec. 104. Forty-sixth—the following parts of the city of Seattle: Beginning on Lake Washington at the intersection of the southerly section line of section 2, township 25 north, range 4 east, Willamette meridian, with the outer harbor line, proceed westerly following the southerly section lines of sections 2 and 3 in said range and township, to the intersection with 44th Avenue Northeast; thence continuing westerly following Northeast 65th Street to its intersection with 25th Avenue Northeast; thence southerly following 25th Avenue Northeast to its intersection with Northeast 55th Street; thence westerly following Northeast 55th Street to its intersection with 20th Avenue Northeast; thence southerly following 20th Avenue Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street to its intersection with Roosevelt Way Northeast; thence northerly following Roosevelt Way Northeast to its intersection with Northeast 70th Street; thence westerly, across the Seattle freeway right of way, following Northeast 70th Street, to its intersection with 5th Avenue Northeast; thence northerly following 5th Avenue Northeast to its intersection with Northeast 205th Street; thence easterly following Northeast 205th Street to its intersection with 55th Avenue Northeast; thence southerly following 55th Avenue Northeast to the outer limits of second class shorelands in Lake Washington; thence southerly following the outer limits of second class shorelands and the outer harbor line of the westerly shore of Lake Washington to the point of beginning.

NEW SECTION. Sec. 105. Forty-seventh—the following portions of the county of King: Beginning at the intersection of Northeast 205th Street and 436th Avenue Northeast, or the section line between sections 2 and 3, township 26 north, range 8, east Willamette meridian, proceed southerly following 436th Avenue Northeast into 436th Avenue Southeast to its intersection with Southeast 288th Street; thence westerly following Southeast 288th Street to its intersection with 372nd Avenue Southeast; thence northerly following 372nd Avenue Southeast to its intersection with the Cedar River; thence downstream following the Cedar River to its intersection with Southeast 208th Street; thence westerly following Southeast 208th Street to its intersection with 196th Avenue Southeast; thence southerly following 196th Avenue Southeast to its intersection with Southeast 224th Street; thence westerly following Southeast 224th Street to its intersection with 180th Avenue Southeast; thence northerly following 180th Avenue Southeast to its intersection with Southeast 192nd Street; thence westerly following Southeast 192nd Street to its intersection with 116th Avenue Southeast; thence northerly following 116th Avenue Southeast to its intersection with Southeast 176th Street; thence westerly following Southeast 176th Street to its intersection with the city limits

of the city of Renton; thence generally westerly, skirting along the southerly limits of the city of Renton to the intersection of Renton's city limits with the city limits of the cities of Kent and Tukwila at the intersection of South 180th Street with secondary state highway No. 2M, thence westerly and southerly, as the case may be, skirting along the westerly limits of the city of Kent to the point of departure of the city limits of the cities of Kent and Tukwila; thence westerly and northerly, as the case may be, skirting along the southerly and westerly city limits of the city of Tukwila to the intersection of South 160th Street and 51st Avenue South; thence westerly following South 160th Street to 32nd Avenue South; thence northerly following 32nd Avenue South; to South 144th Street; thence easterly following South 144th Street to the city limits of the city of Tukwila; thence generally northerly, westerly, southerly and easterly as the case may be skirting along the westerly city limits of the city of Tukwila to the bridge crossing the Duwamish River at 42nd Avenue South; thence downriver following the Duwamish River to its intersection with South 122nd Street; thence easterly following South 122nd Street to its intersection with the Great Northern railroad right of way; thence southeasterly following the Great Northern railroad right of way to its intersection with South 128th Street; thence easterly following South 128th Street to its intersection with Seventy-sixth Avenue South; thence northerly following Seventy-sixth Avenue South to its intersection with South 120th Street; thence easterly following South 120th Street to its intersection with 84th Avenue South; thence northerly following 84th Avenue South to the outer harbor line of Lake Washington; thence southerly or southeasterly following the outer harbor line along the westerly shore of Lake Washington to the mouth of the Cedar River; thence northerly following the outer harbor line of the easterly shore of Lake Washington to the northerlimost city limits of the city of Renton; thence easterly and southerly, as the case may be, skirting along the northerlimost and easterly city limits of the city of Renton to the intersection of Southeast 80th Street and 110th Avenue Southeast; thence easterly following Southeast 80th Street to its intersection with 132nd Avenue Southeast; thence northerly following 132nd Avenue Southeast to its intersection with the Sunset Highway (primary state highway No. 2); thence easterly following the Sunset Highway to its intersection with 164th Avenue Southeast; thence northerly following 164th Avenue Southeast to its intersection with Southeast 24th Street; thence easterly following Southeast 24th Street to its intersection with Lake Sammamish; thence across Lake Sammamish to the east shore and to the southerly limits of Lake Washington School District No. 414, thence easterly and northerly skirting along the southerly boundary of Lake Washington School District No. 414 to the intersection of Southeast 8th Street and 260th Avenue Southeast; thence northerly following 260th Avenue Southeast into 260th Avenue Northeast to its intersection with Northeast 60th Street; thence westerly following Northeast 60th Street to 244th Avenue Northeast; thence northerly following 244th Avenue Northeast to Northeast 80th Street; thence westerly following Northeast 80th Street to 228th Avenue Northeast; thence northerly following 228th Avenue Northeast to Northeast 205th Street; thence easterly following Northeast 205th Street to the point of beginning.

NEW SECTION. Sec. 106. Forty-eighth—the following portions of King county:

(1) Beginning at the point of intersection of the southerly boundary of Lake Washington School District No. 414 with the outer limit of the second class shorelands of Lake Washington proceed generally easterly, skirting along the southerly boundary of Lake Washington School District No. 414 to the outer limit of the second class shorelands of Lake Sammamish; thence southerly along the outer limit of the second class shorelands of Lake Sammamish to its intersection with Southeast 24th Street; thence westerly following Southeast 24th Street to its intersection with 164th Avenue Southeast; thence southerly following 164th Avenue Southeast to its intersection with the Sunset Highway (primary state highway No. 2); thence westerly following the Sunset Highway to its intersection with 132nd Avenue Southeast; thence southerly following 132nd Avenue Southeast to its intersection with Southeast 80th Street; thence westerly following Southeast 80th Street to its intersection with the city limits of the city of Renton at approximately 110th Avenue Southeast; thence northerly and westerly, as the case may be, skirting along the easterly and northerlimost city limits of the city of Renton to the outer harbor line in Lake Washington; thence northerly following the outer harbor line and the outer limit of second class shorelands to the point of beginning.

(2) Mercer Island: All precincts in the city of Mercer Island and in the town of Mercer Island.

NEW SECTION. Sec. 107. Forty-ninth—the following areas in the county of Clark, except the following: All precincts in the city of Vancouver, and Barkerton, Beall, Biddle, Burnt Bridge Creek, Burton, Clyde, Conner, Covington, Curtin, Cushing, Elkins, Ellsworth, Fellman, Firdale, Fourth Plain, Fruit Valley, Harney, Hazel Dell East, Hazel Dell North, Hazel Dell West, Hidden North, Hidden South, Jaggy, Klein, Lake Shore, Larclef, Marshall, Minnehaha North, Minnehaha South, Nelson, Overlook, Pleasant Valley, J. D. Ross, Salmon Creek, Sifton, Smith, Stockford, Tracy, Walnut Grove and Willows.

NEW SECTION. Sec. 108. Fiftieth—the following portions of the county of King: Beginning at the intersection of northeast 205th Street and 55th Avenue Northeast, proceed southerly following 55th Avenue Northeast to the outer harbor line of lake Washington; thence northerly along the west shore and southerly along the east shore following the outer harbor line and outer limits of second class shoreline of Lake Washington to its intersection with the southerly limits of Lake Washington School District Number 414 at Northrup Road; thence skirting along the southerly boundary of Lake Washington School District Number 414 to the intersection of Southeast 8th Street and 260th Avenue Northeast; thence northerly following 260th Avenue Northeast into 260th Avenue Northeast to Northeast 60th Street; thence westerly following Northeast 60th Street to 244th Avenue Northeast; thence northerly following 244th Avenue Northeast to Northeast 80th Street; thence westerly following Northeast 80th Street to 228th Avenue Northeast; thence northerly following 228th Avenue Northeast to Northeast 205th Street; thence westerly following Northeast 205th Street to the point of beginning.

NEW SECTION. Sec. 109. Fifty-first—the following portions of the county of King—beginning at the intersection of 84th Avenue South with the outer harbor line of Lake Washington, proceed southerly following 84th Avenue South to its intersection with South 120th Street; thence westerly following South 120th Street to its intersection with 76th Avenue South; thence southerly following 76th Avenue South to its intersection with South 128th Street; thence westerly following South 128th Street to its intersection with the Great Northern railroad right of way; thence northwesterly following the Great Northern railroad right of way to its intersection with South 122nd Street; thence westerly following South 122nd Street to its intersection with the Duwamish River; thence upriver following the Duwamish River to the 42nd Avenue South bridge at the city limits of the city of Tukwila; thence, southerly, easterly and westerly, as the case may be, skirting along the westerly city limits of the city of Tukwila to the intersection South 144th Street and 53rd Avenue South; thence westerly following South 144th Street to its intersection with 32nd Avenue South; thence southerly following 32nd Avenue South to its intersection with South 160th Street; thence westerly following South 160th Street, across the Seattle-Tacoma international airport, to its intersection with 16th Avenue South; thence northerly following 16th Avenue South to its intersection with South 108th Street; thence easterly following South 108th Street to the Seattle transmission line right of way; thence southeasterly following the Seattle transmission line right of way to the Duwamish River; thence downriver following the Duwamish River into the Duwamish Waterway and into slip No. 4 to its intersection with South Webster Street; thence easterly following South Webster Street to its intersection with Rainier Avenue South; thence southerly and easterly as the case may be, following Rainier Avenue South to its intersection with South Carver Street; and from the northwest corner of Block 47, Rainier Beach Addition, according to volume 8, page 11 of plats, being the westerlimost point of lot 1 on said block, thence northeasterly along the northerly lot line of said lot 1, approximately 197 feet to the outer harbor line on Lake Washington; thence southeasterly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 110. Fifty-second—the following portions of the county of King: Beginning at the intersection of Northeast 205th Street and 436th Avenue Northeast (or the section line between sections 2 and 3, township 26 north, range 8 east, Willamette meridian) proceed southerly following 436th Avenue Northeast into 436th Avenue Southeast to its intersection with Southeast 288th Street; thence westerly following Southeast 288th Street to its intersection with 372nd Avenue Southeast; thence northerly following 372nd Avenue Southeast to its intersection with the Cedar River; thence downstream following the Cedar River to its intersection with Southeast 208th Street; thence westerly following Southeast 208th Street to its intersection with 196th Avenue Southeast; thence southerly following 196th Avenue Southeast to its intersection with Southeast 224th Street;

NEW SECTION. Sec. 111. The house of representatives shall consist of one hundred four members, elected from sixty-seven districts constituted as set forth in sections 112 through 178 of this act.

NEW SECTION. Sec. 112. First—the counties of Ferry and Okanogan.

NEW SECTION. Sec. 113. Second—the counties of Pend Oreille and Ferry.

NEW SECTION. Sec. 114. Third—the following precincts in the city and county of Spokane: Daniel, David, Davis, Dawson, Dayton, Delaware, Diana, Dixie, Doak, Dodd, Douglas, Dunn, Eagle, East, Hillyard, Echo, Edwards, Eldorado, Eli, Emerson, Erie, Ermina, Essex, Ethel, Eureka, Eve, Exchange, Riverside, 324, 359, 360, 362, 364, 365, and 724.

NEW SECTION. Sec. 115. Fourth—the following precincts in the county of Spokane: Daisy, Day, Detroit, Dominion, Dover, Drumheller, Dwight, Eden, Edison, Edith, Elgin, Ellen, Ellwood, Emerald, Ensign, Euclid, Evans, Spokane 1 through 6 inclusive, Spokane 8, 307, 309, 310, 314, and 315.

NEW SECTION. Sec. 116. Fifth—the following precincts in the county of Spokane: Abigail, Acme, Ada, Adolph, Advance, Agatha, Airport, Albert, Alice, Alki, Allen, Alvin, Andrew, Archer, Arrow, Arthur, Ashley, Atlanta, Barth, Blake, Boyd, Bryan, Burke, Burton, Carnhope, Orchard 2, 413, 414, 601, and that part of Glenrose precinct lying west of Glenrose Road and north of 37th Avenue.

NEW SECTION. Sec. 117. Sixth—the following precincts in Spokane: Corbin, Dishman, Edgecliff 1 and 2, Evergreen 1, 2, 3, Fancher, Greenacres, Irvin, Liberty Lake, Marita, Opportunity 1 through 6 inclusive, Orchard 1 and 3, Raymond, Trentwood, University, Vera 1 through 3 inclusive, Woodruff 1 and 2, and that part of Glenrose precinct lying east of Glenrose Road and south of 37th Avenue.

NEW SECTION. Sec. 118. Seventh—the following precincts in the county of Spokane: 517 through 527 inclusive, 531, 536, 541 through 543 inclusive, 546, 547, 556, 557, 559, 561, 562, Linwood 1 thence westerly following Southeast 224th Street to its intersection with 180th Avenue Southeast; thence northerly following 180th Avenue Southeast to its intersection with Southeast 192nd Street; thence westerly following Southeast 192nd Street to its intersection with 116th Avenue Southeast; thence northerly following 116th Avenue Southeast to its intersection with Southeast 176th Street; thence westerly following Southeast 176th Street to its intersection with the city limits of the city of Renton; thence generally westerly skirting along the southerly limits of the city of Renton to the intersection of Renton's city limits with the city limits of the cities of Kent and Tukwila, at the intersection of secondary state highway No. 2M with South 180th Street; thence westerly and southerly, as the case may be, skirting along the westerly limits of the city of Kent to the intersection of South 272nd Street; thence easterly following South 272nd Street to its intersection with 51st Avenue South; thence southerly following 51st Avenue South to its intersection with South 288th Street; thence westerly following South 288th Street, across the Seattle-Tacoma freeway, to its intersection with Pacific Highway South; thence southerly following Pacific Highway South to its intersection with the King county and Pierce county lines; thence easterly following the King county line to the point where the county lines of the counties of King, Kittitas and Pierce meet; thence northerly following the King county line to Northeast 205th Street (the Snohomish county line); thence westerly to the point of beginning. Linwood 2, and Wells.

NEW SECTION. Sec. 119. Eighth—the following precincts in the county of Spokane: 501 through 507 inclusive, 510 through 516 inclusive, 528 through 530 inclusive, 532 through 534 inclusive, 537 through 540 inclusive, 544, 545, and 549.

NEW SECTION. Sec. 120. Ninth—the following precincts in the county of Spokane: 621, 622, 623, 624, 631, 644, 649, 650, 652, 654, 655, Abbott, Acorn, Alameda, Anne, Anthony, Arizona, Astor, Baker, Baldwin, Belmont, Belt, Bernard, Bertha, Blaine, Bolster, Brickell, Butler, Byrne.

NEW SECTION. Sec. 121. Tenth—the following precincts in the county of Spokane: 422, 423, 439, 440, 621 through 624 inclusive, 628, 629, 631, 633 through 637 inclusive, 640, 642, 643, 644, Acorn, Alameda, Athens, Chester 1 and 2, Duncan, East Marshall, Freeman, Mica, Moran, Mt. Hope, Rockford, South Moran, and Valleyford.

NEW SECTION. Sec. 122. Eleventh—the following precincts in the county of Spokane: Airway Heights, Chattaroy, Colbert, Deep Creek, Deer, Deer Park North, Deer Park South, Denison, Doland, Dora, East Chattaroy, Elk, Espanola, Five Miles, Foothills, Four Lakes, Garden Springs, Linwood 1 through 3, Meade, Medical Lake 1 and 2, Milan, Moab, Mount Spokane, Newman Lake, None Mile, North Colbert, Otis, Pasadena, Peone, Pleasant Prairie, Spence, Stevens, Wayside, Whitworth 1 through 3, inclusive, 535, 717 through 723, inclusive.

NEW SECTION. Sec. 123. Twelfth—the following precincts in the county of Spokane: Amber, Cannon, Carleton, Carlisle, Carrie, Cass, Charlotte, Clay, Cleveland, Clough, Conklin, Cora, Cowley, Custer, Della, Derby, Dewey, Dexter, Dillon, Dyer, Fairfield, Latah, Marshall, Pioneer, Plaza, Rock Creek Valley, Rudolph, South Spangle, Waverly, 715, 716, and 725 through 728, inclusive.

NEW SECTION. Sec. 124. Thirteenth—the counties of Adams and Lincoln.

NEW SECTION. Sec. 125. Fourteenth—the counties of Columbia and Whitman.

NEW SECTION. Sec. 126. Fifteenth—the counties of Asotin and Garfield.

NEW SECTION. Sec. 127. Sixteenth—the county of Walla Walla.

NEW SECTION. Sec. 128. Seventeenth—the county of Franklin.

NEW SECTION. Sec. 129. Eighteenth—the county of Benton.

NEW SECTION. Sec. 130. Nineteenth—the county of Grant.

NEW SECTION. Sec. 131. Twentieth—the county of Douglas.

NEW SECTION. Sec. 132. Twenty-first—the county of Chelan.

NEW SECTION. Sec. 133. Twenty-second—the county of Kittitas.

NEW SECTION. Sec. 134. Twenty-third—all areas in the county of Yakima except the following:

(1) All areas in townships 7, 8 and 9 north, in all ranges.

(2) All areas in townships 10 and 11 north, in ranges 14 through 23 east, Willamette meridian.

(3) Sections 25 through 36, inclusive, in township 12 north, range 17 east, Willamette meridian.

(4) All sections 19 through 36, inclusive, in township 12 north, in ranges 18 and 19 east, Willamette meridian.

(5) Those portions of sections 5, 8 and 17, in township 12 north, range 19 east, Willamette meridian, which lie east of the Yakima River.

(6) Sections 1 through 4, inclusive, and 9 through 16, inclusive, in township 12 north, range 19 east, Willamette meridian.

(7) All areas in township 12 north, in ranges 20, 21, 22 and 23 east, Willamette meridian.

(8) All sections 31 through 36, inclusive, in township 13 north, in ranges 20, 21, 22 and 23 east, Willamette meridian.

NEW SECTION. Sec. 135. Twenty-fourth—the following portions of the county of Yakima:

(1) All areas in townships 7, 8 and 9 north, in all ranges.

(2) All areas in townships 10 and 11 north, in ranges 14 through 23 east, Willamette meridian.

(3) Sections 25 through 36, inclusive, in township 12 north, range 17 east, Willamette meridian.

(4) All sections 19 through 36, inclusive, in township 12 north, in ranges 18 and 19 east, Willamette meridian.

(5) Those portions of sections 5, 8 and 17, in township 12 north, range 19 east, Willamette meridian, which lie east of the Yakima River.

(6) Sections 1 through 4, inclusive, and 9 through 16, inclusive, in township 12 north, range 19 east, Willamette meridian.

(7) All areas in township 12 north, in ranges 20, 21 and 22 and 23 east, Willamette meridian.

(8) All sections 31 through 36, inclusive, in township 13 north, in ranges 20, 21, 22 and 23 east, Willamette meridian.

NEW SECTION. Sec. 136. Twenty-fifth—the counties of Klickitat and Skamania.

NEW SECTION. Sec. 137. Twenty-sixth—the county of Clark.

NEW SECTION. Sec. 138. Twenty-seventh—the county of Cowlitz.

NEW SECTION. Sec. 139. Twenty-eighth—the county of Lewis.

NEW SECTION. Sec. 140. Twenty-ninth—the counties of Pacific and Wahkiakum.

NEW SECTION. Sec. 141. Thirtieth—the county of Grays Harbor.

NEW SECTION. Sec. 142. Thirty-first—the county of Thurston.

NEW SECTION. Sec. 143. Thirty-second—the counties of Jefferson and Mason.

NEW SECTION. Sec. 144. Thirty-third—the county of Clallam.

NEW SECTION. Sec. 145. Thirty-fourth—the following precincts in the county of Pierce: Alder, Alderton, Allison, Andrian, Ashford, Bingham, Booney Lake, Breckon, Buckley No. 1 and 2, Carbonado, Central, Clear Creek, Crestview, Crocker, Dawson, Dieringer, Eatonville No. 1 and 2, Edgewood, Elbe, Fife No. 1 and 2, Firgrove, Firwood, Fruitland, Gardenville, Graham, Grant, Harvard, Hudson, Hylebos, Johnson, Kapowsin,

Kelly Lake, Lake Tapps, Larchmont, McMillin, Meade, Meeker, Meridian, Midland, Milton Nos. 1 through 4 inclusive, Monroe, Mulvey, National, North Puyallup, Orting 1 through 3 inclusive, Orton, Pioneer, Puyallup Ward 1, P1 through P6 inclusive, Pupallup Ward 3, P1 through P8 inclusive, Puyallup Ward 2, P1 through P7 inclusive, Rainier, Riverside, South Prairie, Spinning, Sumner Nos. 1 through 7 inclusive, Taylor, Thrift, Tidehaven, Valley, Victor Falls, Waller, Webstone, Wilkeson, Woodland Heights and Woodrow.

NEW SECTION. Sec. 146. Thirty-fifth—the following areas in the county of Pierce: All of Pierce county west of Puget Sound, and the following portions of the cities and suburbs of the cities of Tacoma and Ruston: Beginning at the intersection of South 4th Street with the outer harbor line in Commencement Bay, proceed westerly following South 4th Street to its intersection with Broadway; thence southerly following Broadway to its intersection with 6th Avenue; thence westerly following 6th Avenue to its intersection with Shirley Street; thence southerly following Shirley Street to its intersection with South 19th Street; thence westerly following South 19th Street to its intersection with 79th Avenue West; thence southerly following 79th Avenue West to its intersection with West 27th Street; thence westerly following West 27th Street to its intersection with the outer harbor line in Puget Sound; thence northerly around Point Defiance into Commencement Bay following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 147. Thirty-sixth—the following areas in the city of Tacoma: Beginning at the intersection of South 4th Street with the outer harbor line in Commencement Bay, proceed westerly following South 4th Street to its intersection with Broadway; thence southerly following Broadway to its intersection with 6th Avenue; thence westerly following 6th Avenue to its intersection with Shirley Street; thence southerly following Shirley Street to its intersection with South 19th Street; thence easterly following South 19th Street to its intersection with Orchard Road; thence southerly following Orchard Road to its intersection with South 40th Street; thence easterly following South 40th Street to its intersection with South M Street; thence northerly following South M Street to its intersection with South 35th Street; thence easterly following South 35th Street into East 35th Street to its intersection with Grandview Avenue; thence northerly following Grandview Avenue into the Puyallup Waterway; thence northerly following the Puyallup Waterway and Sitcum Avenue to the outer harbor line in Commencement Bay; thence southwestly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 148. Thirty-seventh—the following areas in the city of Tacoma: Beginning at the intersection of South M Street with South 35th Street, proceed easterly following South 35th Street into East 35th Street to its intersection with Grandview Avenue; thence northerly following Grandview Avenue into the Puyallup Waterway; thence upriver following the Puyallup Waterway to its intersection with the city limits of the city of Tacoma; thence southerly and westerly skirting along the easterly and southerly boundaries of the city of Tacoma to the intersection of Sprague Avenue with South 96th Street (Mt. Tacoma Drive); thence northerly following Sprague Avenue to its intersection with South 80th Street; thence easterly following South 80th Street to its intersection with Sheridan Avenue; thence northerly following Sheridan Avenue to its intersection with South 72nd Street; thence easterly following South 72nd Street to its intersection with South M Street; thence northerly following South M Street to the point of beginning.

NEW SECTION. Sec. 149. Thirty-eighth—the following portions of the county of Pierce and the city of Tacoma: Beginning at the intersection of West 27th Street with the outer harbor line in Puget Sound, proceed easterly following West 27th Street to its intersection with 79th Avenue West; thence northerly following 79th Avenue West to its intersection with South 19th Street; thence easterly following South 19th Street to its intersection with Orchard Road; thence southerly following Orchard Road to its intersection with South 40th Street; thence easterly following South 40th Street to its intersection with South M Street; thence southerly following South M Street to its intersection with South 72nd Street; thence westerly following South 72nd Street to its intersection with Sheridan Avenue; thence southerly following Sheridan Avenue to its intersection with South 80th Street; thence westerly following South 80th Street to its intersection with Sprague Avenue; thence southerly following Sprague Avenue to its intersection with Mount Tacoma Drive (South 96th Street); thence easterly following South 96th Street into East 96th Street to its intersection with East D Street; thence southerly following East D Street to its intersection with 104th Street East; thence east-

erly following 104th Street East to its intersection with McKinley Avenue; thence Southerly following McKinley Avenue to its intersection with 128th Street East; thence westerly following 128th Street East into South 128th Street to the outer margin of McChord Air Force Base; thence meandering northerly, westerly and southerly, as the case may be, along the outer margin of McChord Air Force Base to its intersection with the Fort Lewis military reservation; continuing generally thence westerly meandering along the outer margin of the Fort Lewis military reservation to its intersection with the line of extreme low tide in Puget Sound; thence generally northerly following the line of extreme low tide to the point of beginning: PLUS, The following precincts in the county of Pierce: American Lake Gardens, Benbow, Brookdale, Clover Creek, Collins, Cooper, Dupont city, Dupont rural, Elk Plain, Holz, Lacamas, McKenna, Muck, Pacific, Roy, Silver Lake, Spanaway 1 through 4 inclusive, Tanwax and Tule Lake.

NEW SECTION. Sec. 150. Thirty-ninth—the following portions of the county of King: Beginning at the intersection of northeast 205th Street and 55th Avenue Northeast, proceed southerly following 55th Avenue Northeast to the outer harbor line of Lake Washington; thence northerly along the west shore and southerly along the east shore following the outer harbor line and outer limits of second class shorelands of Lake Washington to its intersection with the southerly limits of Lake Washington School District Numebr 414 at Northrup Road; thence skirting along the southerly boundary of Lake Washington School District Number 414 to the intersection of Southeast 8th Street and 260th Avenue Northeast; thence northerly following 260th Avenue Northeast into 260th Avenue Northeast to Northeast 60th Street; thence westerly following Northeast 60th Street to 244th Avenue Northeast; thence northerly following 244th Avenue Northeast to Northeast 80th Street; thence westerly following Northeast 80th Street to 228th Avenue Northeast; thence northerly following 228th Avenue Northeast to Northeast 205th Street; thence westerly following Northeast 205th Street to the point of beginning.

NEW SECTION. Sec 151. Fortieth—the following portions of the county of King: Beginning at the intersection of Northeast 205th Street and 436th Avenue Northeast (or the section line between sections 2 and 3, township 26 north, range 8 east, Willamette meridian), proceed southerly following 436th Avenue Northeast into 436th Avenue Southeast to its intersection with Southeast 288th Street; thence westerly following Southeast 288th Street to its intersection with 372nd Avenue Southeast; thence northerly following 372nd Avenue Southeast to its intersection with the Cedar River; thence downstream following the Cedar River to its intersection with Southeast 208th Street; thence westerly following Southeast 208th Street to its intersection with 196th Avenue Southeast; thence southerly following 196th Avenue Southeast to its intersection with Southeast 224th Street; thence westerly following Southeast 224th Street to its intersection with 180th Avenue Southeast; thence northerly following 180th Avenue Southeast to its intersection with Southeast 192nd Street; thence westerly following Southeast 192nd Street to its intersection with 116th Avenue Southeast; thence northerly following 116th Avenue Southeast to its intersection with Southeast 176th Street; thence westerly following Southeast 176th Street to its intersection with the city limits of the city of Renton; thence generally westerly skirting along the southerly limits of the city of Renton to the intersection of Renton's city limits with the city limits of the cities of Kent and Tukwila, at the intersection of secondary state highway No. 2M with South 180th Street; thence westerly and southerly, as the case may be, skirting along the westerly limits of the city of Kent to the intersection of South 272nd Street; thence easterly following South 272nd Street to its intersection with 51st Avenue South; thence southerly following 51st Avenue South to its intersection with South 288th Street; thence westerly following South 288th Street, across the Seattle-Tacoma freeway, to its intersection with Pacific Highway South; thence southerly following Pacific Highway South to its intersection with the King county and Pierce county line; thence easterly following the King county line to the point where the county lines of the counties of King, Kittitas and Pierce meet; thence northerly following the King county line to Northeast 205th Street (the Snohomish county line); thence westerly to the point of beginning.

NEW SECTION. Sec. 152. Forty-first—the following portions of the county of King, and the following precincts in the city of Tacoma and the county of Pierce:

(1) King county:

(a) Mainland King county—beginning at the point of intersection of the King and Pierce county line with the point of extreme low tide in Puget Sound, proceed southeasterly following the King county line to Pacific Highway South; thence northerly

following Pacific Highway South to its intersection with South 288th Street; thence easterly following South 288th Street, across the Seattle-Tacoma freeway, to its intersection with 51st Avenue South; thence northerly following Fifty-first Avenue South to its intersection with South 272nd Street; thence westerly following South 272nd Street to the Kent city limits and following the Kent city limits westerly, northerly, easterly or southerly, as the case may be, skirting the westerly limits of the city of Kent to the point where Kent's city limits intersect and join with the city limits of the city of Tukwila; thence continuing westerly, northerly and easterly, as the case may be, skirting along the westerly city limits of the city of Tukwila to the intersection of South 160th Street and 51st Avenue South; thence westerly following South 160th Street into Southwest 160th Street to its intersection with Sylvester Road; thence southwesterly following Sylvester Road to the point of turn at Southwest 175th Street; thence continuing southwesterly along the center line extended, approximately 230 feet to the section line of sections 25 and 36, township 23 north, Range 3 east, Willamette meridian; thence westerly following the section line approximately 528 feet, more or less, to the meander corner and to the point of extreme low tide in Puget Sound; thence southerly following the line of extreme low tide to the point of beginning.

(b) Insular King county—Vashon Island and Maury Island.

(2) Pierce county—27-40, 27-41, Browns Point, Dash Point, Hyada Park.

NEW SECTION. Sec. 153. Forty-second—beginning in the city of Seattle, at the intersection of Beach Drive Southwest with Southwest Erskine Way (48th Avenue Southwest) and Southwest Lincoln Park Way, proceed due west to the outer harbor line in Puget Sound and the true point of beginning; thence following Southwest Lincoln Park Way southeasterly to its intersection with Southwest Webster Street; thence easterly following Southwest Webster Street into South Webster Street to its intersection with the Duwamish Waterway; thence upriver into the Duwamish River to its intersection with the Seattle Transmission line right of way (in the vicinity of South 108th Street); thence northwesterly following the Seattle Transmission line right of way to South 108th Street; thence westerly following South 108th Street to its intersection with 16th Avenue South; thence southerly following 16th Avenue South to its intersection with South 160th Street; thence westerly following South 160th Street into Southwest 160th Street to its intersection with Sylvester Road; thence southwesterly following Sylvester Road to the point of turn at Southwest 175th Street; thence continuing southwesterly along the center line extended, approximately 230 feet to the section line of sections 25 and 36, township 23 north, Range 3 east, Willamette meridian; thence westerly following the section line approximately 528 feet, more or less, to the meander corner, and to the line of extreme low tide in Puget Sound; thence northerly following the line of extreme low tide to the true point of beginning.

NEW SECTION. Sec. 154. Forty-third—in the city of Seattle—beginning at the intersection of the outer harbor line with the extension of the northerly lot line of lot 1, block 47, Rainier Beach Addition, according to volume 8, page 11 of plats, proceed southwesterly along the northerly lot line of said lot 1, to the westerlymost point on said lot 1, or approximately 197 feet, more or less, said point being the northwest corner of said block 47, or the Southeast corner of the intersection of Rainier Avenue South and South Carver Street; thence westerly and northerly, as the case may be, following Rainier Avenue South to its intersection with South Webster Street; thence westerly following South Webster Street as is and as extended into Boeing Field to a point where it intersects 15th Avenue South extended; thence northerly following 15th Avenue South to its intersection with South Hardy Street; thence northeasterly following South Hardy Street to its intersection with Airport Way South; thence northwesterly following Airport Way South to its intersection with South Albro Place; thence northeasterly following South Albro Place to its intersection with Swift Avenue South; thence northwesterly following Swift Avenue South to its intersection with 15th Avenue South; thence northerly following 15th Avenue South to its running into South Columbian Way, and down Columbian Way to its intersection with 11th Avenue South; thence northerly following 11th Avenue South to its intersection with South Judkins Street; thence easterly following South Judkins Street to its intersection with 12th Avenue South; thence northerly following 12th Avenue South to its intersection with South Dearborn Street; thence easterly following South Dearborn Street to 18th Avenue South; thence northerly following 18th Avenue South to South Jackson Street; thence westerly following South Jackson Street to 17th Avenue South; thence northerly following 17th Avenue South into 17th Avenue to its intersection with East Jefferson Street; thence generally easterly following the southerly boundary of the thirty-seventh

senatorial district as defined in section 95 of this act to the outer harbor line on Lake Washington; thence southerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 155. Forty-fourth—the following part of the city of Seattle: Beginning at the southwesterlimost corner of the thirty-seventh district, at the outer harbor line off South Washington Street, proceed generally easterly following the southerly boundary of the thirty-seventh senatorial district as defined in section 95 of this act, to the intersection of 17th Avenue and East Jefferson Street; thence generally southerly following the westerly boundary of the thirty-third senatorial district as defined in section 91 of this act, to the intersection of 15th Avenue South and South Lucile Street; thence westerly following South Lucile Street to Denver Avenue South; thence northwesterly to South Brandon Street; thence westerly following South Brandon Street into Southwest Brandon Street to California Avenue Southwest; thence westerly to 55th Avenue Southwest; thence northerly to Southwest Admiral Way; thence northeasterly to 52nd Avenue Southwest; thence northerly to Southwest Waite Street; thence easterly to 47th Avenue Southwest; thence northerly to Southwest Holgate Street; thence easterly to California Avenue Southwest; thence northerly following California Avenue Southwest into and around California Way Southwest to its intersection with Harbor Avenue Southwest; thence following a perpendicular drawn from Harbor Avenue Southwest to the outer harbor line in Elliott Bay; thence generally easterly and northerly to the point of beginning.

NEW SECTION. Sec. 156. Forty-fifth—the following part of the city of Seattle: Beginning at the northwesterlimost corner of the thirty-first district, at the outer harbor line off Lowman Beach, proceed generally easterly following the northerly boundary of the thirty-first senatorial district as defined in section 89 of this act to the intersection of 15th Avenue South and South Webster Street; thence northerly following the westerly boundary of the thirty-third senatorial district as defined in section 91 of this act to the intersection of 15th Avenue South and South Lucile Street; thence westerly following South Lucile Street to Denver Avenue South; thence northwesterly to South Brandon Street; thence westerly following South Brandon Street into Southwest Brandon Street to California Avenue Southwest; thence westerly to 55th Avenue Southwest; thence northerly to Southwest Admiral Way; thence northeasterly to 52nd Avenue Southwest; thence northerly to Southwest Waite Street; thence easterly to 47th Avenue Southwest; thence northerly to Southwest Holgate Street; thence easterly to California Avenue Southwest; thence northerly following California Avenue Southwest into and around California Way Southwest to its intersection with Harbor Avenue Southwest; thence following a perpendicular drawn from Harbor Avenue Southwest to the outer harbor line in Elliott Bay; thence generally westerly and southerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 157. Forty-sixth—the following area in King county: Beginning at the intersection of the line of extreme low tide with northwest 205th Street (the Snohomish County-King County line); thence easterly following Northwest 205th Street and Northeast 205th Street to its intersection with 15th Avenue Northeast; thence southerly following 15th Avenue Northeast; thence southerly following 15th Avenue Northeast to its intersection with Northeast 145th Street; thence westerly following Northeast 145th Street into North 145th Street to its intersection with Fremont Avenue North; thence southerly following Fremont Avenue North to its intersection with North 107th Street; thence westerly following North 107th Street to its intersection with Aurora Avenue North; thence northerly following Aurora Avenue North to its intersection with North 165th Street; thence westerly to the line of extreme low tide; thence northerly to the point of beginning.

NEW SECTION. Sec. 158. Forty-seventh—the following area in King County: Beginning at the intersection of the line of extreme low tide with Northwest 165th Street, proceed easterly following Northwest 165th Street into North 165th Street to its intersection with Aurora Avenue North; thence southerly following Aurora Avenue North to its intersection with North 107th Street; thence westerly following North 107th Street into Northwest 107th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 110th Street; thence westerly following Northwest 110th Street to its intersection with 12th Avenue Northwest; thence southerly following 12th Avenue Northwest to its intersection with Northwest 105th Street; thence westerly following Northwest 105th Street to its intersection with 15th Avenue Northwest; thence southerly following 15th Avenue Northwest to its intersection with Northwest 100th Street; thence westerly following Northwest 100th Street to its intersection with 19th Avenue Northwest; thence southerly following 19th Avenue Northwest to its intersection with Northwest 95th Street; thence

westerly following Northwest 95th Street to its intersection with 24th Avenue Northwest; thence southerly following 24th Avenue Northwest to its intersection with Northwest 85th Street; thence westerly following Northwest 85th Street to its intersection with 32nd Avenue Northwest; thence southerly following 32nd Avenue Northwest to its intersection with Northwest 71st Street; thence westerly following Northwest 71st Street to its intersection with 35th Avenue Northwest; thence due south 137.5 feet; thence due west approximately 595 feet to the meander line, continuing due west to the outer harbor line of Puget Sound; thence northerly following the outer harbor line to the limits of first class shorelands, thence continuing along the line of extreme low tide to the point of beginning.

NEW SECTION. Sec. 159. Forty-eight—(1) All of that part of the city of Seattle bounded by the Salmon Bay Waterway, the Hiram M. Chittenden Locks and Shilshole Bay to the north, by Puget Sound and Elliott Bay to the west and south, 15th Avenue West to the east.

(2) All of Bainbridge Island.

NEW SECTION. Sec. 160. Forty-ninth—the following part of the city of Seattle: Beginning at the intersection of Westlake Avenue North and Valley Street, proceed easterly 150 feet, and thence northerly to the outer harbor line in Lake Union to the true point of beginning; thence southerly following Westlake Avenue North to its intersection with Mercer Street; thence westerly following Mercer Street into West Mercer Street to its intersection with West Mercer Place; thence northwesterly following West Mercer Place to its intersection with Elliott Avenue West; thence northwesterly 50 feet along Elliott Avenue West; thence southwesterly following West Roy Street to the Elliott Bay and the outer harbor line; thence northwesterly following the outer harbor line to the westerly margin of pier 88; thence northerly following 15th Avenue West to the midpoint of the Salmon Bay Waterway; thence easterly and southerly, following the median line of the Lake Washington Ship Canal and the outer harbor line in Lake Union to the true point of beginning.

NEW SECTION. Sec. 161. Fiftieth—in the city of Seattle—beginning at the outer harbor line intersection with the extended north line of lot 1, block 29, Lake Washington shorelands, proceed westerly 854 feet, more or less, to the northwest corner of lot 1, block 13, McGilvra's Second Addition, according to volume 13, page 34 of plats; continuing westerly along East Highland Drive to its intersection with the east margin of Thirty-Seventh Avenue East; thence northerly following the east margin of 37th Avenue East to the northwesterly margin of East Madison Street; thence southwesterly following the northwesterly margin of East Madison Street to East Prospect Street; thence westerly following East Prospect Street to its intersection with 15th Avenue East; thence southerly following 15th Avenue East to its intersection with East Roy Street; thence westerly following East Roy Street into Roy Street to its intersection with the Seattle freeway right of way; thence southerly following the Seattle freeway to its intersection with Mercer Street; thence westerly following Mercer Street into West Mercer Street to its intersection with West Mercer Place; thence northwesterly following West Mercer Place to its intersection with Elliott Avenue West and West Roy Street; thence northwesterly 50 feet along Elliott Avenue West; thence southwesterly following West Roy Street to the outer harbor line; thence southerly following the outer harbor line to its intersection with the northerly margin of South Washington Street; thence easterly to Alaskan Way South; thence northerly approximately 280 feet; thence easterly to James Street; thence northeasterly following James Street to Broadway; thence easterly following East James Street to its intersection with 12th Avenue; thence southerly following 12th Avenue to its intersection with East Jefferson Street; thence easterly following East Jefferson Street to its intersection with 23rd Avenue; thence southerly following 23rd Avenue into 23rd Avenue South to its intersection with South Jackson Street; thence easterly following South Jackson Street to its intersection with Lakeside Avenue South to the northwest corner of lot 1, block 74, Burke's Second Addition, according to volume 1, page 248 of plats; thence easterly following the northerly lot lines of said lot 1, block 74, and also lot 1, block 54, Lake Washington shorelands approximately 476 feet, more or less, to the outer harbor line in Lake Washington; thence northerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 162. Fifty-first—the following portions of the county of King: Beginning at the intersection of 84th Avenue South with the outer harbor line of Lake Washington, proceed southerly following 84th Avenue South to its intersection with South 120th Street; thence westerly following South 120th Street to its intersection with 76th Avenue South; thence southerly following 76th Avenue South to its intersection with South 128th Street; thence westerly following South 128th Street to its intersection

with the Great Northern railroad right of way; thence northwesterly following the Great Northern railroad right of way to its intersection with South 122nd Street; thence westerly following South 122nd Street to its intersection with the Duwamish River; thence upriver following the Duwamish River to the 42nd Avenue South bridge at the city limits of the city of Tukwila; thence, southerly, easterly and westerly, as the case may be, skirting along the westerly city limits of the city of Tukwila to the intersection of South 144th Street and 53rd Avenue South; thence westerly following South 144th Street to its intersection with 32nd Avenue South; thence southerly following 32nd Avenue South to its intersection with South 160th Street; thence westerly following South 160th Street, across the Seattle-Tacoma international airport, to its intersection with 16th Avenue South; thence northerly following 16th Avenue South to its intersection with South 108th Street; thence easterly following South 108th Street to the Seattle transmission line right of way; thence southeasterly following the Seattle transmission line right of way to the Duwamish River; thence downriver following the Duwamish River into the Duwamish Waterway and into slip No. 4 to its intersection with South Webster Street; thence easterly following South Webster Street to its intersection with Rainier Avenue South; thence southerly and easterly as the case may be, following Rainier Avenue South to its intersection with South Carver Street; and from the northwest corner of block 47, Rainier Beach Addition, according to volume 8, page 11 of plats, being the westerlymost point of lot 1 on said block, thence northeasterly along the northerly lot line of said lot 1, approximately 197 feet to the outer harbor line on Lake Washington; thence southeasterly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 163. Fifty-second—in the city of Seattle entirely within township 25 north, range 4 east, Willamette meridian: Beginning on Lake Washington at the intersection of the southerly section line of section 2 with the outer harbor line, proceed westerly following the section lines of sections 2 and 3 to its intersection with 44th Avenue Northeast; continuing westerly following Northeast 65th Street to its intersection with 25th Avenue Northeast; thence southerly following 25th Avenue Northeast to its intersection with Northeast 55th Street; thence westerly following Northeast 55th Street to its intersection with 20th Avenue Northeast; thence southerly following 20th Avenue Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street to its intersection with Roosevelt Way Northeast (10th Avenue Northeast); thence southerly following Roosevelt Way Northeast and 10th Avenue Northeast to its intersection with Northeast 38th Street; thence due west to waterway and into the Lake Washington Ship Canal; thence easterly following the Lake Washington Ship Canal, Portage Bay, and the outer harbor line of Union Bay, and northerly following the outer harbor line of Lake Washington to the point of beginning.

NEW SECTION. Sec. 164. Fifty-third—that portion of the city of Seattle bounded by the Lake Washington Ship Canal, Portage Bay and Union Bay to the north; Lake Union and the thirty-sixth senatorial district as defined in section 94 of this act to the west; the thirty-seventh senatorial district as defined in section 95 of this act to the south; and Lake Washington to the east.

NEW SECTION. Sec. 165. Fifty-fourth—the following part of the city of Seattle: Beginning at the intersection of 10th Avenue Northeast (Roosevelt Way Northeast) with Northlake Avenue Northeast and with Northeast Thirty-eighth Street, proceed due west to the waterway approximately 1150 feet more or less to the Seattle freeway and the true point of beginning; thence northerly following 10th Avenue Northeast and Roosevelt Way Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street into North 50th Street and Northwest 50th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 110th Street; thence westerly and southerly, as the case may be, following the southerly boundary of the thirty-fifth district as defined in section 93 of this act, to the outer harbor line in Shilshole Bay; thence southerly following the outer harbor lines of Puget Sound and Shilshole Bay, and easterly through the Hiram M. Chittenden Locks, the Salmon Bay waterway, the Lake Washington ship canal and Lake Union to the intersection with the Seattle freeway to the true point of beginning.

NEW SECTION. Sec. 166. Fifty-fifth—the following part of the city of Seattle: Beginning at the intersection of Roosevelt Way Northeast and Northeast 50th Street, proceed westerly following Northeast 50th Street into North 50th Street and Northwest 50th Street to its intersection with 8th Avenue Northwest; thence northerly following 8th Avenue Northwest to its intersection with Northwest 107th Street; thence easterly

following Northwest 107th Street into North 107th Street to its intersection with Fremont Avenue North; thence northerly following Fremont Avenue North to its intersection with North 145th Street; thence easterly following North 145th Street into Northeast 145th Street to its intersection with 5th Avenue Northeast; thence southerly following 5th Avenue Northeast to its intersection with Northeast 70th Street; thence easterly, across the Seattle freeway right of way, following Northeast 70th Street to its intersection with Roosevelt Way Northeast; thence southerly following Roosevelt Way Northeast to the point of beginning.

NEW SECTION. Sec. 167. Fifty-sixth—the following part of the city of Seattle: Beginning on Lake Washington at the intersection of the southerly section line of section 2, township 25 north, range 4 east, Willamette meridian, with the outer harbor line, proceed westerly following the southerly section lines of sections 2 and 3 in said range and township, to the intersection with 44th Avenue Northeast; thence continuing westerly following Northeast 65th Street to its intersection with 25th Avenue Northeast; thence southerly following 25th Avenue Northeast to its intersection with Northeast 55th Street; thence westerly following Northeast 55th Street to its intersection with 20th Avenue Northeast; thence southerly following 20th Avenue Northeast to its intersection with Northeast 50th Street; thence westerly following Northeast 50th Street to its intersection with Roosevelt Way Northeast; thence northerly following Roosevelt Way Northeast to its intersection with Northeast 70th Street; thence westerly, across the Seattle freeway right of way, following Northeast 70th Street, to its intersection with 5th Avenue Northeast; thence northerly following 5th Avenue Northeast to its intersection with Northeast 100th Street; thence easterly following Northeast 100th Street to its intersection with 20th Avenue Northeast; thence northerly following 20th Avenue Northeast to its intersection with Northeast 125th Street; thence easterly following Northeast 125th Street to the outer harbor line of Lake Washington; thence southerly following the outer harbor line to the point of beginning.

NEW SECTION. Sec. 168. Fifty-seventh—the following area in King county: Beginning at the intersection of the outer harbor line in Lake Washington with Northeast 125th Street, proceed westerly following Northeast 125th Street to its intersection with 20th Avenue Northeast; thence southerly following 20th Avenue Northeast to its intersection with Northeast 100th Street; thence westerly following Northeast 100th Street to its intersection with 5th Avenue Northeast; thence northerly following 5th Avenue Northeast to its intersection with Northeast 205th Street; thence easterly following Northeast 205th Street to its intersection with 55th Avenue Northeast; thence southerly following 55th Avenue Northeast to the outer limits of second class shorelands in Lake Washington; thence southerly following the outer limits of second class shorelands and the outer harbor line of the westerly shore of Lake Washington to the point of beginning.

NEW SECTION. Sec. 169. Fifty-eighth—the following portions of the county of King: Beginning at the intersection of Northeast 205th Street and 436th Avenue Northeast, or the section line between sections 2 and 3, township 26 north, range 8 east, Willamette meridian, proceed southerly following 436th Avenue Northeast into 436th Avenue Southeast to its intersection with Southeast 288th Street; thence westerly following Southeast 288th Street to its intersection with 372nd Avenue Southeast; thence northerly following 372nd Avenue Southeast to its intersection with the Cedar River; thence downstream following the Cedar River to its intersection with Southeast 208th Street; thence westerly following Southeast 208th Street to its intersection with 196th Avenue Southeast; thence southerly following 196th Avenue Southeast to its intersection with Southeast 224th Street; thence westerly following Southeast 224th Street to its intersection with 180th Avenue Southeast; thence northerly following 180th Avenue Southeast to its intersection with Southeast 192nd Street; thence westerly following Southeast 192nd Street to its intersection with 116th Avenue Southeast; thence northerly following 116th Avenue Southeast to its intersection with Southeast 176th Street; thence westerly following Southeast 176th Street to its intersection with the city limits of the city of Renton; thence generally westerly, skirting along the southerly limits of the city of Renton to the intersection of Renton's city limits with the city limits of the cities of Kent and Tukwila at the intersection of South 180th Street with secondary state highway No. 2M; thence westerly and southerly, as the case may be, skirting along the westerly limits of the city of Kent to the point of departure of the city limits of the cities of Kent and Tukwila; thence westerly and northerly, as the case may be, skirting along the southerly and westerly city limits of the city of Tukwila to the intersection of South 160th Street and 51st Avenue South; thence westerly following South 160th Street to 32nd Avenue South; thence northerly following 32nd Avenue South; to South 144th Street; thence easterly following South 144th Street to the city limits of

the city of Tukwila; thence generally northerly, westerly, southerly and easterly as the case may be skirting along the westerly city limits of the city of Tukwila to the bridge crossing the Duwamish River at 42nd Avenue South; thence downriver following the Duwamish River to its intersection with South 122nd Street; thence easterly following South 122nd Street to its intersection with the Great Northern railroad right of way; thence southeasterly following the Great Northern railroad right of way to its intersection with South 128th Street; thence easterly following South 128th Street to its intersection with Seventy-sixth Avenue South; thence northerly following Seventy-sixth Avenue South to its intersection with South 120th Street; thence easterly following South 120th Street to its intersection with 84th Avenue South; thence northerly following 84th Avenue South to the outer harbor line of Lake Washington; thence southerly or southeasterly following the outer harbor line along the westerly shore of Lake Washington to the mouth of the Cedar River; thence northerly following the outer harbor line of the easterly shore of Lake Washington to the northerlimost city limits of the city of Renton; thence easterly and southerly, as the case may be, skirting along the northerlimost and the easterly city limits of the city of Renton to the intersection of Southeast 80th Street and 110th Avenue Southeast; thence easterly following Southeast 80th Street to its intersection with 132nd Avenue Southeast; thence northerly following 132nd Avenue Southeast to its intersection with the Sunset Highway (primary state highway No. 2); thence easterly following the Sunset Highway to its intersection with 164th Avenue Southeast; thence northerly following 164th Avenue Southeast to its intersection with Southeast 24th Street; thence easterly following Southeast 24th Street to its intersection with Lake Sammamish; thence across Lake Sammamish to the east shore and to the southerly limits of Lake Washington School District No. 414; thence easterly and northerly skirting along the southerly boundary of Lake Washington School District No. 414 to the intersection of Southeast 8th Street and 260th Avenue Southeast; thence northerly following 260th Avenue Southeast into 260th Avenue Northeast to its intersection with Northeast 60th Street; thence westerly following Northeast 60th Street to 244th Avenue Northeast; thence northerly following 244th Avenue Northeast to Northeast 80th Street; thence westerly following Northeast 80th Street to 228th Avenue Northeast; thence northerly following 228th Avenue Northeast to Northeast 205 Street; thence easterly following Northeast 205th Street to the point of beginning.

NEW SECTION. Sec. 170. Fifty-ninth—the following portions of King county:

(1) Beginning at the point of intersection of the southerly boundary of Lake Washington School District No. 414 with the outer limit of the second class shorelands of Lake Washington proceed generally easterly, skirting along the southerly boundary of Lake Washington School District No. 414 to the outer limit of the second class shorelands of Lake Sammamish; thence southerly along the outer limit of the second class shorelands of Lake Sammamish to its intersection with Southeast 24th Street; thence westerly following Southeast 24th Street to its intersection with 164th Avenue Southeast; thence southerly following 164th Avenue Southeast to its intersection with the Sunset Highway (primary state highway No. 2); thence westerly following the Sunset Highway to its intersection with 132nd Avenue Southeast; thence southerly following 132nd Avenue Southeast to its intersection with Southeast 80th Street; thence westerly following Southeast 80th Street to its intersection with the city limits of the city of Renton at approximately 110th Avenue Southeast; thence northerly and westerly, as the case may be, skirting along the easterly and northerlimost city limits of the city of Renton to the outer harbor line in Lake Washington; thence northerly following the outer harbor line and the outer limit of second class shorelands to the point of beginning.

(2) Mercer Island. All precincts in the city of Mercer Island and in the town of Mercer Island.

NEW SECTION. Sec. 171. Sixtieth—all areas in the county of Kitsap: EXCEPT, Bainbridge Island.

NEW SECTION. Sec. 172. Sixty-first—the county of Island.

NEW SECTION. Sec. 173. Sixty-second—the following precincts in the county of Snohomish: Eastmont, Field, Hiway, Intercity, Mukilteo, Nelson, Serene, Shelby, and Wilson and all precincts in the city of Everett.

NEW SECTION. Sec. 174. Sixty-third—the following precincts in the county of Snohomish: Allen Creek, Arlington 1 through 5, Armstrong, Bee, Boulder, Bryant, Cedarhome, Center, Cliff, Darrington, Davies, East Everett, Ebey, Edgecomb, Emander, Fir, Florence, Fortson, Getchell, Glenwood, Gold Bar, Granite Falls, Gregory, Hartford, Hazel, Highland, Hilton Lake, Howell, Index, Jim Creek, Kruse, Lake, Lake Cassidy,

Lake Goodwin, Lake Stevens 1 and 2, Lakeview, Lakewood, Lochsloy, Ludwig, Machias, Marion, Marsh, Marysville 1 through 6 inclusive, McDougall, Milton, Monroe 1, 2 and 3, Newberg, Norden, Norm, Norman, Olivia, Olney, Oso, Outlook, Park Place, Pearson, Port Susan, Priest Point, Quil, Riverview, Robe, Robin, Roosevelt, Sauk, Sexton, Shore, Shorts, Shoultes, Sylvania, Silver Lake, Skykomish, Snohomish 1 through 9 inclusive, South Lake Stevens, South Snohomish, Stanby, Stanwood 1 and 2, Stickney, Sultan 1 and 2, Sultan River, Sunnyside, Thomas Lake, Three Lakes, Trafton, Trail, Tualco, Tulalip, Union, Vernon, Village, Wallace, Welangdon, Whaleback and Winter Lake.

NEW SECTION. Sec. 175. Sixty-fourth—the following precincts of the county of Snohomish: Ash, Briar, Bear Creek, Canyon, Cathcart, Chase, Cherry, Clearview, Crest, Crystal Springs, Cypress, Dale, East Shore, Fernwood, Firdale, Gate, Glen, Hadley, Hilltop, Holly, Hunt, Jensen, Keeton, Kenmore, Kennard, Locust, Lyncrest, Magnolia, Maltby, Manor, Manordale, Maple, Maplewood, Martha Lake, Meado, Meadowdale, Meridian, Morris, Nolyn, North Alderwood, Ormdal, Park, Perrin, Pine, Radar, Ridge, Rob, Russett, Seattle Heights, Sierra, Snoline, South Alderwood, Spruce, Summit, Sunset, Talbot, Vine, Wood, Woodway, Yost, and all of the precincts in the cities of Edmonds, Lynnwood, and Mountlake Terrace.

NEW SECTION. Sec. 176. Sixty-fifth—the counties of San Juan and Skagit.

NEW SECTION. Sec. 177. Sixty-sixth—all areas in the county of Whatcom: EXCEPT, Townships 39, 40 and 41 north, in ranges 1 west and 1, 2, 3 and 4 east, Willamette meridian; and Point Roberts.

NEW SECTION. Sec. 178. Sixty-seventh—the following areas in the county of Whatcom: Townships 39, 40 and 41 north, in ranges 1 west and 1, 2, 3 and 4 east, Willamette meridian; and Point Roberts.

NEW SECTION. Sec. 179. (1) The following representative districts shall each have one representative: First, second, third, fourth, fifth, sixth, seventh, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fifteenth, seventeenth, twentieth, twenty-second, twenty-fifth, twenty-ninth, thirty-second, thirty-third, thirty-sixth, thirty-ninth, forty-first, forty-fourth, forty-fifth, forty-sixth, forty-seventh, forty-eighth, forty-ninth, fifty-first, fifty-second, fifty-third, fifty-seventh, sixty-first and sixty-seventh.

(2) The following representative districts shall each have two representatives: Fourteenth, sixteenth, eighteenth, nineteenth, twenty-first, twenty-fourth, twenty-seventh, twenty-eighth, thirtieth, thirty-first, thirty-fourth, thirty-fifth, thirty-seventh, forty-third, fifty-fourth, fifty-fifth, fifty-sixth, fifty-eighth, fifty-ninth, sixty-second, sixty-third, sixty-fourth, sixty-fifth and sixty-sixth.

(3) The following representative districts shall each have three representatives: Twenty-third, twenty-sixth, thirty-eighth, forty-second, fiftieth and sixtieth.

NEW SECTION. Sec. 180. The terms of office of all senators and representatives elected under the provisions of this part shall commence on the second Monday in January following the date of their elections.

NEW SECTION. Sec. 181. The representatives provided for in this part shall be elected at the general election to be held on the first Tuesday after the first Monday in November of the first even-numbered year following adoption of House Joint Resolution Number 4, 1963 first extraordinary session, and every two years thereafter.

NEW SECTION. Sec. 182. Of the senators provided for in this part, one senator shall be elected from each of the following senatorial districts created by this part on the first Tuesday after the first Monday in November, 1964, in the event that this part becomes effective prior to the 1964 general election, and every four years thereafter, for a term of four years: First, third, fourth, fifth, ninth, tenth, eleventh, twelfth, fourteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-seventh, twenty-eighth, thirty-ninth, fortieth, forty-first, forty-ninth, fiftieth and fifty-first: *Provided*, That a senator shall be elected from each of the other districts created by this part at the general election to be held on the first Tuesday after the first Monday in November, 1966, and every four years thereafter: *Provided further*, That in the event that this part becomes operative after the first Tuesday after the first Monday in November, 1964, it is declared to be the legislative intent that the regular terms of the districts designated to commence after the 1964 elections shall commence following the 1968 elections.

NEW SECTION. Sec. 183. This part shall not in any way affect the membership, districts or other organization of the thirty-eighth or thirty-ninth legislatures nor abolish nor shorten any terms of office of any member of the legislature commenced prior to the effectiveness of this part.

PART IV

NEW SECTION. Sec. 184. It is the legislative intent of this act to provide for an orderly transition period between changes in legislative districts.

NEW SECTION. Sec. 185. The following definitions shall apply:

(1) Municipal and district boundaries referred to herein are those boundaries of political subdivisions of this state as they existed on January 1, 1963, unless the text expressly dictates otherwise.

(2) Precinct designations referred to herein are those precincts which were in existence in the various counties of this state on the first Tuesday following the first Monday in November, 1962.

(3) Townships referred to herein are all United States survey townships within the various ranges running parallel to the Willamette base meridian, and the term is used in no other context nor with any other meaning. Whenever there is reference to a township in a particular county without further modification or description, it is the intention of the legislature to group all other townships bearing the same number within the particular county, in all ranges, as a single unit for one senatorial and representative district.

(4) Ranges referred to herein are all United States survey ranges running parallel to the Willamette meridian, and the term is used in no other context nor with any other meaning. Whenever there is reference to a range without further modification or description, it is the intention of the legislature to group all townships within the particular range within the particular county as a single unit for one senatorial and representative district.

(5) All water boundaries follow the outer harbor line of first class shorelands, the outer limits of second class shorelands, or the main thread of the named river or stream, as the case may be.

(6) (a) All street descriptions follow the center line of the named or numbered streets, except where the context expressly indicates otherwise.

(b) All street descriptions are as numbered or named, and as delineated, on the records of the county assessor and in conformity with a numbering scheme as set forth by the county engineer, except where the context expressly indicates otherwise.

(7) All other descriptions and designations referred to herein are as they existed on the date of passage of this act by both houses of the legislature.

NEW SECTION. Sec. 186. (1) Any precinct, section, township, block or other parcel of land not specifically mentioned or included within the boundaries of the various senatorial and representative districts as defined in this act, wherein there are or may be inhabitants of this state entitled to representation under the laws of this state and of the United States, and which is completely surrounded by territory embraced within a particular senatorial and representative district, shall be a part of such senatorial and representative district. In case any such area is not completely surrounded by territory embraced within a particular senatorial and representative district, the area shall be a part of the senatorial and representative district having the smallest number of electors and having territory adjoining or contiguous to such area in the same county in which the area is located.

(2) If any territory is mentioned in this act as specifically embraced in two or more noninclusive legislative districts, such territory shall be and become a part of the adjoining district having the smallest number of inhabitants, and shall not be a part of the other district or districts.

(3) If any territory has been specifically mentioned as embraced within a given legislative district but is in fact separated from such district by territory of one or more other districts, such territory shall be assigned as though it had not been included within any territory specifically mentioned herein.

(4) The 1960 United States census shall be used for determining the number of inhabitants under the provisions of this act.

NEW SECTION. Sec. 187. (1) The various senatorial and representative districts, or legislative districts, are declared to be severable from one another for the purposes of this act.

(2) If any provision of this act, including the designation or representation of any one of the various legislative districts, or senatorial and representative districts, or its application to any person or circumstance is held invalid, the remainder of the act, including the designation and representation of any of the other legislative, senatorial and representative districts, or its application to any other person or circumstance is not affected.

NEW SECTION. Sec. 188. Parts I and II of this act are necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 189. Part III of this act shall take effect if and when the qualified voters of this state shall have adopted House Joint Resolution No. 4 of the 1963 first extraordinary session as an amendment to Article II of the Constitution of the state.

NEW SECTION. Sec. 190. It is declared to be the legislative intent that Part II of this act shall remain in full force and effect until it is superseded either by Part III or by other general law.

Parts II and III of this act are mutually exclusive of one another, and the internal sections of each part are declared to be noninterchangeable with the internal sections of the other part.

NEW SECTION. Sec. 191. The following acts or parts of acts are each repealed:

- (1) Chapter 5, Laws of 1957;
- (2) Chapter 289, Laws of 1957; and
- (3) Chapter 44.06 RCW."

In line 1 of the title, following "legislature" strike all matter down through the semicolon (;) following "districts" on line 5, and insert the following:

“; providing for the reapportionment and redistricting thereof; providing effective dates;”

DEWEY C. DONOHUE, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Al Henry, Karl V. Herrmann, James Keefe, John T. McCutcheon, David E. McMillan.

The bill was read the second time by sections.

Senator McCormack moved that the amendment presented by Senators McCormack, Washington, Riley, Neill and Williams be considered prior to the consideration of the committee amendment.

Debate ensued.

Senator Gallagher moved that the motion by Senator McCormack be laid upon the table.

The motion was lost on a rising vote.

Senators Woodall, Ryder, and Riley demanded the previous question and the demand was sustained.

Senator Greive demanded a roll call and the demand was sustained by Senators Talley, DeGarmo, Mardesich, Knoblauch, Gallagher, McCutcheon, Herrmann, Kupka, and Hallauer.

ROLL CALL

The Secretary called the roll, and the motion by Senator McCormack was lost by the following vote: Yeas, 23; nays, 26; absent and excused, 0.

Those voting yea were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Hallauer, Hanna, Kupka, McCormack, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—23.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Henry, Herrmann, Hess, Keefe, Knoblauch, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Raugust, Sandison, Talley—26.

Senator Durkan moved the adoption of the committee amendment.

On motion of Senator Donohue, the following amendments to the committee amendment were adopted:

On page 5, section 14, line 27, after "Skagit" and before "Snohomish" strike "and" and insert a comma "," and after "Snohomish" and before the colon, insert "and King"

On page 5, section 14, add a new subsection as follows: "(3) King County—Skykomish, Martin Creek, Grotto, Baring."

On page 5, section 14, line 30, after "Hazel," strike "Indes" and insert "Index"

On page 9, section 23, line 3, after "beginning" and before the period, insert ", except the following precincts: Skykomish, Martin Creek, Grotto, Baring"

On page 16, section 36, line 12, following the semicolon insert "thence northerly following California Avenue Southwest to Southwest Hanford Street;"

On page 16, section 36, line 33, after the semicolon and before "thence" insert "thence northerly following California Avenue Southwest to Southwest Hanford Street;"

On page 17, section 37, line 19, after "intersection with" strike all the matter down to and including "Aurora Avenue North" on line 23 and insert "Aurora Avenue North; thence northerly following Aurora Avenue North to its intersection with 8th Avenue Northwest thence northerly following 8th Avenue Northwest"

On page 17, section 37, line 30, after "intersection with" strike all the matter down to and including "8th Avenue Northwest" on line 32 and insert "North 145th Street; thence westerly following North 145th Street into Northwest 145 Street to its intersection with Fremont Avenue Northwest; thence southerly on Fremont to 107th Street; thence west on 107th Street to 8th Avenue Northwest"

On page 19, section 39, line 21, after "with" and before "Avenue" strike "15th" and insert "12th"

On page 19, section 39, lines 21 and 22, after "following" on line 21 and before "Avenue East" on line 22, strike "15th" and insert "12th"

Re-number page 26 to read page 27.

Re-number page 27 to read page 26.

On page 54, section 113, line 7, after "and" and before the period, strike "Ferry" and insert "Stevens"

Re-number page 54 to read page 55.

Re-number page 55 to read page 54.

On page 67, section 155, line 12, after the semicolon and before "thence" insert "thence northerly following California Avenue Southwest to Southwest Hanford Street;"

On page 67, section 156, line 33, after the semicolon and before "thence" insert "thence northerly following California Avenue Southwest to Southwest Hanford Street;"

On page 68, section 157, line 19, after "intersection with" strike all the matter down to and including "Aurora Avenue North" on line 23 and insert "Aurora Avenue North; thence northerly following Aurora Avenue North to its intersection with 8th Avenue Northwest thence northerly following 8th Avenue Northwest"

On page 68, section 158, line 31, after "intersection with" strike all the matter down to and including "8th Avenue Northwest" on line 33 and insert "North 145th Street; thence westerly following North 145th Street into Northwest 145th Street to its intersection with Fremont Avenue Northwest; thence southerly on Fremont to 107th Street; thence west on 107th Street to 8th Avenue Northwest"

Senator Petrich moved the adoption of the following amendment to the committee amendment:

On page 9, section 28, line 31, after the colon, strike everything down to and including "suburbs" on line 32 and insert the following:

"The precincts of Anderson Island, Artondale, Fox Island, Gig Harbor 1 and 2, Hales Pass, Home, Lakebay, Longbranch, Minter, Purdy, Richmond, Rosedale, Shore Acres, Vaughn and Wollochet and the following portions"

Debate ensued.

The President declared the Senate to be at ease.

The President called the Senate to order at 3:55 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

The President declared the question before the Senate is: It has been moved that the amendment by Senator Petrich be adopted.

The motion was carried and the amendment was adopted.

Senator Petrich moved the adoption of the following amendment:

On page 10, section 28, line 7, strike everything on lines 7 and 8 of the bill down to and including "West 27th Street" on line 9

Debate ensued.

POINT OF INQUIRY

Senator McCutcheon:

"Would Senator Petrich yield?

"Senator Petrich, is this the Day Island precinct?"

Senator Petrich:

"I believe it includes Day Island and Crystal Island.

Further debate ensued.

Senator Greive moved that the amendment be laid upon the table.

Senator Petrich demanded a roll call and the demand was sustained by Senators Stender, Dore, Mardesich, Rasmussen, Morgan, McCormack, Kupka, Hallauer and Gissberg.

ROLL CALL

The Secretary called the roll, and the amendment by Senator Petrich was laid upon the table by the following vote: Yeas, 35; nays, 14; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Ryder, Sandison, Talley, Thompson, Jr., Williams, Woodall—35.

Those voting nay were: Senators Atwood, Chytil, Dore, Gissberg, Hallauer, Kupka, Lennart, McCormack, Mardesich, Petrich, Rasmussen, Riley, Stender, Washington—14.

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

On page 36, section 84, line 11, after the colon, strike everything down to and including "suburbs" on line 12 and insert the following:

"The precincts of Anderson Island, Artondale, Fox Island, Gig Harbor 1 and 2, Hales Pass, Home, Lakebay, Longbranch, Minter, Purdy, Richmond, Rosedale, Shore Acres, Vaughn and Wollochet and the following portions"

Senator Kupka moved the adoption of the following amendment:

On page 37, section 86, line 26, after "beginning" strike the period and insert the following: "except the following precincts: 28-2, 28-12, 28-15, 28-16, 28-17, 28-18, 28-19, 28-20, and 28-21."

Debate ensued.

Senator Greive moved that the amendment be laid upon the table.

Senator Kupka demanded a roll call and the demand was sustained by Senators Moriarty, Jr., Hess, Petrich, Mardesich, Washington, Bailey, McCutcheon, McMillan, Morgan, Rasmussen and Herrmann.

ROLL CALL

The Secretary called the roll, and the amendment was laid upon the table by the following vote: Yeas, 38; nays, 11; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Henry, Herrmann, Hess, Knoblauch, Lennart, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Williams, Woodall—38.

Those voting nay were: Senators Durkan, Gissberg, Hallauer, Hanna, Keefe, Kupka, McCormack, Mardesich, Petrich, Stender, Washington—11.

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

On page 5, section 14, line 29, strike "Rockford" and insert "Rockport"

On page 21, section 42, line 15, strike "Rockford" and insert "Rockport"

Senator Washington moved the adoption of the following amendment:

On page 4, section 11, line 26, strike the words "Counties of Grant and Lincoln" and insert "County of Lincoln"

Strike all of subsection (a) being lines 27, 28 and 29 and renumber succeeding subsection accordingly.

Debate ensued.

Senator Gallagher moved that the amendment be laid upon the table.

Senator Washington demanded a roll call and the demand was sustained by Senators Herrmann, Hanna, Hallauer, Kupka, McCormack, DeGarmo, McCutcheon, Petrich and Mardesich.

ROLL CALL

The Secretary called the roll, and the amendment was laid upon the table by the following vote: Yeas, 31; nays, 18; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foster, Freise, Gallagher, Greive, Guess, Henry, Herrmann, Hess, Keefe, Knoblauch, Lennart, McCutcheon, McMillan, Morgan, Raugust, Rickdall, Ryder, Sandison, Talley, Thompson, Jr., Woodall—31.

Those voting nay were: Senators Chytil, England, Foley, Gissberg, Hallauer, Hanna, Kupka, McCormack, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Riley, Stender, Washington, Williams—18.

MOTIONS FOR RECONSIDERATION

On motion of Senator Donohue, the Senate voted to reconsider the vote by which the amendment by Senator Donohue to page 17, section 37, line 19 of the committee amendment was adopted.

On motion of Senator Riley, the amendment by Senator Donohue to page 17, section 37, line 19 of the committee amendment was not adopted.

On motion of Senator Donohue the following amendment was adopted:

On page 17, section 37, line 19, after "with" strike all the matter down to and including "Street" on line 24 and insert "Aurora Avenue North; thence northerly on Aurora Avenue North to North 165 Street"

On motion of Senator Donohue, the Senate voted to reconsider the vote by which the amendment by Senator Donohue to page 68, section 157, line 19 of the committee amendment was adopted.

On motion of Senator Donohue, the amendment by Senator Donohue to page 68, section 157, line 19 of the committee amendment was not adopted.

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

On page 68, section 157, line 19, after "with" strike all the matter down to and including "Street" on line 24 and insert "Aurora Avenue North; thence northerly on Aurora Avenue North to North 165th Street"

Senator Freise moved the adoption of the following amendment:

On page 5, section 13, line 3 after "A" strike the balance of line 3 and all of lines 4 and 5 and substitute "the County of Walla Walla" and strike all of lines 23, 24 and 25.

Debate ensued.

There being no objection, the amendment was withdrawn.

Senator McCormack moved the adoption of the following amendment to the committee amendment:

Strike the Committee amendment and insert the following:

NEW SECTION. Sec. 1. For election of members of the legislature, the territory of the state shall be divided into forty-nine legislative districts described in sections 2 through 50 of this act. Each legislative district shall be both a senatorial district and a representative district. Streets, boundaries, and precincts referred to in this act for purposes of defining the territory of the legislative and senatorial districts, are those streets, boundaries, and precincts as constituted as of November 8, 1962. Streets referred to in this act for purposes of defining the territory of the legislative and senatorial districts also refer to straight-line projections and extensions of such streets.

NEW SECTION. Sec. 2. First legislative district—The counties of Okanogan and Ferry; and the following precincts in the county of Douglas: Bar, Bridgeport A, Bridgeport B, Bridgeport C, Burke, Cameron, Cascade, Coulee Dam, Delrio, Douglas, Eastmont, Farmer, Greene, Hamilton, Kenroy, Majestic, Mansfield, Midland, Mold-Leahy, Nile, North Bridge 2, Orondo, Palisades, Pearcot, Pierpoint, Tex, River, Rock Island, Southside, St. Andrews, Sunset, Valley, Waterville 1, Waterville 2, Withrow.

NEW SECTION. Sec. 3. Second legislative district—The counties of Pend Oreille and Stevens, and the following precincts in Spokane county: Chattaroy, Colbert, Deer, Deer Park North, Deer Park South, Denison, Denison, Doak, East Chattaroy, East Hillyard, Elk, Foothills, Greenbluff, Mead, Milan, Moab, Mt. Spokane, Newman Lake, North Colbert, Otis, Peone, Pleasant Prairie, Wayside, Wells, Whitworth 3.

NEW SECTION. Sec. 4. Third legislative district—The following precincts in Spokane County: Pasadena, Riverside, Trentwood; and the following precincts in the city of Spokane: 307, 309, 310, 314, 315, 324, 359, 360, 362, 364, 365, 724, Ada, Agatha, Alvin, David, Davis, Delaware, Diana, Dodd, Dominion, Dover, Drumheller, Dwight, Eagle, Echo, Eden, Edison, Edity, Edwards, Eldorado, Elgin, Eli, Ellen, Ellwood, Emerald, Emerson, Ensign, Erie, Ermina, Essex, Ethel, Euclid, Eureka, Evans, Eve, Exchange, Spokane 1 through 6, Spokane 8.

NEW SECTION. Sec. 5. Fourth legislative district—The following precincts in Spokane county: Carnhope, Chester 1, Chester 2, Corbin, Dishman, East Spokane, Edgecliff 1, Edgecliff 2, Evergreen 1 through 3, Fairfield, Fancher, Freeman, Glenrose, Greenacres, Irvin, Latah, Liberty Lake, Marity, Mica, Millwood, Mt. Hope, Opportunity 1 through 6, Orchard 1 through 3, Raymond, Rock Creek Valley, Rockford, University, Valleyford, Vera 1 through 3, Waverly, Woodruff, Woodruff 2; and the following precincts in the city of Spokane: 413, 414, Abigail, Acme, Adolph, Advance, Airport, Albert, Alki, Allen, Andrew, Arrow, Ashley, Atlanta.

NEW SECTION. Sec. 6. Fifth legislative district—The following precincts in the county of Spokane: Linwood 1 and 2; plus the following precincts in the city of Spokane: 501 through 507, 510 through 547, 549, 556, 557, 559, 561, 562.

NEW SECTION. Sec. 7. Sixth legislative district—The following precincts in Spokane county: Amber, Cheney 1 through 4, Duncan, East Marshall, Marshall, Moran, Pioneer, Plaza, Rudolph, South Moran, South Spangle, Spangle; and the following precincts in the city of Spokane: 422, 423, 439, 440, 444, 601, 621 through 624, 628, 629, 631, 633 through 637, 642 through 644, 649, 650, 652, 654, 655, Abbott, Acorn, Alameda, Alice, Anne, Anthony, Archer, Arizona, Arthur, Astor, Athens, Baker, Baldwin, Barth, Belmont, Belt, Bernard, Bertha, Blaine, Blake, Bolster, Boyd, Brickell, Bryan, Burke, Burton, Butler, Bryne.

NEW SECTION. Sec. 8. Seventh legislative district—The county of Lincoln and the following precincts in Spokane county: Airway Heights, Deep Creek, Espanola, Five Mile, Four Lakes, Garden Springs, Linwood 3, Medical Lake 1, Medical Lake 2, Nine Mile, Spence, Stevens, Whitworth 1 and 2; and the following precincts in the city of Spokane: 715 through 723, 725 through 728, Cannon, Carleton, Carlisle, Carrie, Cass, Charlotte, Clara, Clay, Cleveland, Clough, Conklin, Cora, Cowley, Custer, Daisy, Daniel, Dawson, Day, Dayton, Della, Derby, Detroit, Dewey, Dexter, Dillion, Dixie, Doland, Dora, Douglas, Dunn, Dyer.

NEW SECTION. Sec. 9. Eighth legislative district—The county of Island and the following precincts in Snohomish county: Brier, Chase, Cherry, Crest, Dale, Edmonds 1 through 23, Firdale, Gate, Glen, Hadley, Holly, Hunt, Jensen, Keeton, Lynncrest, Lynnwood 1 through 11, Maple, Maplewood, Meado, Meadowdale, Mountlake Terrace, 1 through 16, Nolyn, North Alderwood, Park, Perrin, Pine, Ridge, Rob, Russet, Seattle

Heights, Sierra, Snoline, South Alderwood, Summit, Sunset, Talbot, Wood, Woodway, Yost.

NEW SECTION. Sec. 10. Ninth legislative district—The counties of Whitman and Asotin; and the following precincts in Adams county: Batum, Benge, Cunningham, Fairview, Fletcher, Hatton, Lind 1 and 2, Lind 3 Outside, Paha, Ritzville 1 through 5, Ritzville Outside, Schragg, Washtucna, Willis.

NEW SECTION. Sec. 11. Tenth legislative district—The following precincts in the county of Yakima: Belma, East Granger, East Zillah, Grandview 1 through 6, Grandview Central, Granger, Liberty, North Grandview, Orchardvale, Outlook, South Grandview, Sunnyside Town, Sunnyside Rural 1 through 4, Waneta, Wendell Phillips, Zillah Town; plus the county of Benton except the following area: beginning at the southwest corner of section 27, range 27 east, Willamette meridian, township 8 north, proceed due north to the Yakima River, thence downstream following the Yakima River through its intersection with the Columbia River and downstream following the Columbia River to the point of intersection with a perpendicular drawn from the point of beginning, thence due west, following the perpendicular to the point of beginning.

NEW SECTION. Sec. 12. Eleventh legislative district—The counties of Walla Walla, Columbia and Garfield.

NEW SECTION. Sec. 13. Twelfth legislative district—The county of Chelan; and the following precincts in the county of Douglas: East Wenatchee 1 and 2, Highline, North Bridge 1, South Bridge.

NEW SECTION. Sec. 14. Thirteenth legislative district—The counties of Kittitas and Grant; and the following precincts in the county of Adams: Othello 1 through 6, Othello Rural North, Othello Rural South.

NEW SECTION. Sec. 15. Fourteenth legislative district—The following precincts in the county of Yakima: that part of Airport precinct lying east of Broadway Avenue, Cascade, Castlevale, East Fruitvale, East Naches, East Selah, East Summitview, East Tieton, Englewood, Eschbach, Extension, Fairgrounds, Fairview, Glead, Glenwood, Growmore, Harwood, Jefferson, Leamingburg, Lower Wenas, Naches City, Naches Heights, Nile, North Cowiche, Riverside, Selah, Central, Selah Heights, Selah Rural, Selah Town, South Cowiche, Sumach, Sunset, Upper Wenas, West Fruitvale, West Naches, that part of West Nob Hill precinct lying west of Glenside Avenue, West Summitview, West Tieton, Westview, Wide Hollow; and the following precincts in the city of Yakima: 1 through 13, 17 through 28, that part of precinct 32 lying east of 11th Avenue south, 33, 38 through 40, 42 through 44, 46, 47, 49 through 51, 57 through 61, 63 through 67.

NEW SECTION. Sec. 16. Fifteenth legislative district—The following precincts in Yakima county: that part of Airport precinct lying west of Cornell Avenue, Alfalfa, Bradshaw, Brownstone, Buena, Byron, Cottonwood, Country Club, East Ahtanum, East Moxie, East Wapato, Glade, Harrah, Holland, Mabton Town, Mabton Rural, McKinley Moxee City, Moxee Rural, North Buena, Old Town, Parker Heights, Slavin, South Broadway, South Nob Hill, Tampico, Terrace Heights, Toppenish Town 1 through 7, Toppenish Rural 1 through 3, Union Gap Town 1 through 3, Wapato Town, West Ahtanum, that part of West Nob Hill precinct lying east of Glenside Avenue, West Parker, West Wapato, White Swan, Wiley City; and the following precincts in the city of Yakima: 14 through 16, 29 through 31, that part of precinct 32 lying west of 11th Avenue South, 34 through 37, 41, 45, 48, 52 through 56, 62.

NEW SECTION. Sec. 17. Sixteenth legislative district—The county of Franklin; plus the following area in the county of Benton: beginning at the southwest corner of section 27, range 27 east, Willamette meridian, township 8 north, proceed due north to the Yakima River, thence downstream following the Yakima River through its intersection with the Columbia River and downstream following the Columbia River to the point of intersection with a perpendicular drawn from the point of beginning, thence due west, following the perpendicular to the point of beginning.

NEW SECTION. Sec. 18. Seventeenth legislative district—The counties of Klickitat, Skamania and the following precincts in Clark county: Alpine, Baker, Barberton, Battle Ground North, Battle Ground South, Betts, Bliss, Brush Prairie, Camas 101 through 114, Cedar Creek, Charter Oak, Chelatchie, Columbia West, Covington, Curtin, Daybreak, Elkins, English, Enterprise, Fern Prairie East, Fern Prairie West, Gee Creek, Gibbons, Glenwood Heights, Greeley, Haaagen, Hall, Hayes, Heisson, LaCenter, Lackamas North, Lackamas South, Lamb, Lewisville, Lockwood Creek, Manor, Meadow Glade, Miller, Mountain View, Norway, Paradise Point, Pioneer, Proebstel, Ridgefield North, Ridgefield South, Russell, Sifton, Skye, Tracy, Twin Falls, Washougal A through F, Whipple Creek, Woodburn, Yacolt.

NEW SECTION. Sec. 19. Eighteenth legislative district—The counties of Cowlitz and Wahkiakum.

NEW SECTION. Sec. 20. Nineteenth legislative district—The county of Pacific and the following precincts in Grays Harbor county: Aberdeen wards 1 through 6, Aberdeen county 2-3, Aloha, Arctic, Axford, Brady, Carlisle, Central Park 1 and 2, Coats Landing, Copalis, Cosmopolis 1 and 2, Cosmopolis Rural, Fairview, Gray Gables, Grayland, Grove, Hoquiam wards 1 through 6, Hoquiam Rural 4-1, Humptulips, Johns River, Junction, Melbourne, Moclips, Montesano 1 through 5, Montesano Rural, Neeson, Neilton, Ocean City, Ocosta, Pacific Beach, Quinault, Simpson, Springfield, Taholah, Vesta, Westport, Westport Rural, Wilderness, Wilson, Wishkah, Woodlawn, Wynooche.

NEW SECTION. Sec. 21. Twentieth legislative district—the county of Lewis and the following precincts in Grays Harbor county: Blockhouse, Bush, Calder, Connie, Delezenne, Elma 1 through 4, Fords Prairie, Malone, McCleary 1 and 2, McCleary Rural, Oakville 1 and 2, Porter, Satsop.

NEW SECTION. Sec. 22. Twenty-first legislative district—The following precincts in the county of King: Adrian, that part of Airport lying south of South 168th Street, Angle Lake, that part of Antrim precinct lying south of South 168th Street, that part of Athlo precinct lying south of South 168th Street, Atlanta, Baker, Bayview, Benson, Bow Lake, Bow Vista, Brooklyn, Buenna, Burton, Carpenter, Cascade, Cecilia, Chautauqua, Christopher, Columbus, that part of Cork precinct lying south of South 168th Street, Coulan, Country Lane, Cover, Crestview, Dunbar, Des Moines 1 through 5, Diane, Dilworth, Dockton, Dodger, Dolloff, Dolphin, that part of Emerald precinct lying south of South 168th Street, Evergreen, Federal Way, Fenwick, Ferdinand, Fern, Franklin, Gilbert, Gould, Grenada, Grandview, Harding, that part of Hilton precinct lying south of South 168th Street, Huntington, Isabella, Jovita, Kent 1 through 19, Lake Geneva, Lakehaven, Lakeland, Lakota, LaSalle, that part of Leinster precinct lying south of South 168th Street, Leitrim, Leix, Lillian, Limerick, Magnolia, Manhattan, Marine Hills, Marine View, Marlene, Masonic, Maury, Mayo Way, Mirror Lake, Normandy Park 1 through 7, North Hill, North Lake, O'Brien, Olga, Palisades, Panther Lake, Peasley, Phelps, Pierce, Quartermaster, Rancho Vista, Redondo, Roberta, Roosevelt, St. George, St. Paul, Salt Water, Seaciff, Seacoma, Sears, Sequoia, Shannon, Shawnee, Shore Hills, Soundcrest, Springbrook, Star Lake, Sue City, Sunnybank, Sweptwing, Tahlequah, Tralee, Tukwila 3, Tyler, Tyrone, Vashon, Wayne, Woodmont, Woodside, Zenith.

NEW SECTION. Sec. 23. Twenty-second legislative district—The county of Thurston.

NEW SECTION. Sec. 24. Twenty-third legislative district—The county of Kitsap.

NEW SECTION. Sec. 25. Twenty-fourth legislative district—The counties of Clallam, Jefferson, and Mason.

NEW SECTION. Sec. 26. Twenty-fifth legislative district—In the county of Pierce the following precincts: Alder, Alderson, Allison, Andrian, Ashford, Bingham, Bonney Lake, Breckon, Buckley 1 and 2, Carbonado, Central, Clear Creek, Crestview, Crocker, Dawson, Dieringer, Eatonville 1 and 2, Edgewood, Elbe, Fife 1 and 2, Firgrove, Firwood, Fruitland, Gardenville, Graham, Grant, Harvard, Hudson, Hylebos, Johnson, Kapowsin, Kelly Lake, Lake Tapps, Larchmont, McMillin, Meade, Meeker, Meridian, Midland, Milton 1 through 4, Monroe, Mulvey, National, North Puyallup, Orting 1 through 3, Orton, Pioneer, all of the precincts in the city of Puyallup, Rainier, Riverside, Spath Prairie, Spinning, Sumner 1 through 7, Taylor, Thrift, Tilehaven, Valley, Victor Falls, Waller, Webstone, Wilkeson, Woodland Heights, Woodrow.

NEW SECTION. Sec. 27. Twenty-sixth legislative district—In the county of Pierce the following precincts: in the city of Tacoma precinct 26 wards 1 through 69, Anderson Island, Artondale, Fox Island, Gig Harbor 1 and 2, Hales Pass, Home, Lakebay, Longbranch, Minter, Purdy, Richmond, Rosedale, Ruston, Shore Acres, Vaughn, Woolochet.

NEW SECTION. Sec. 28. Twenty-seventh legislative district—In the county of Pierce the following precincts: in the city of Tacoma precinct 27 wards 1 through 69, Browns Point, Dash Point, Hyada Park.

NEW SECTION. Sec. 29. Twenty-eighth legislative district—In the county of Pierce the following precincts: in the city of Tacoma precinct 28 wards 1 through 7, 9 through 55, Adams, Armour, Benbow, Brookdale, Cleveland, Clover Creek, Collee, Collins, Cooper, Elk Plain, Faucett, Franklin, Garfield, Hill Garden, Holz, Lacamas, Lincoln, McKenna, Meadow, Muck, Pacific, Parkland 1 and 2, Polk, Roy, Sales, Silver Lake, Spanaway 1 through 4, Tanwax, Tuli Lake, Wildwood.

NEW SECTION. Sec. 30. Twenty-ninth legislative district—In the county of Pierce the following precincts: In the city of Tacoma precinct 29 wards 24 through 32, wards 34 through 41, wards 50 through 66, ward 68, Alameda, American Lake, American Lake

Gardens, Arena, Bridgeview, Chambers, Clover Park, Crystal, Custer, Day Island, De-Koven, Dupont, Elwood, Fairway, Fane, Fircrest 1 through 8, Fir Glen, Firloch, Flett, Gravelly Lake, Greenwood, Hunts Prairie, Idylwild, Interlaaken, Jackson, Juniper, Lagoon, Lake City, Lake Louise, Lakeview, Lakewood, Menlo, Narrows View, Navy Base, Nyanza, Oak Park, Olympic, Park Lodge, Piermont, Ponders, Seaview, Soundview, Southgate, Steilacoom 1 through 3, Sunset, Tahoma, Tillicum, Tyee Park, University Place, Village.

NEW SECTION. Sec. 31. Thirtieth legislative district—The following precincts in the county of King: Algona 1 through 3, Arthur, Auburn 1 through 22, Benson, Big Soos, Birch, Black Diamond 1 and 2, Boise, all of Calhoun precinct except that part lying north of S. E. 288th Street and west of 150th Avenue S. E., Cedar Mountain, Cedar River, Chinook, Clover, Covington, Cumberland, Edna, Ellinson, Elliott, Enumclaw 1 through 7, Fuller, Green River, Hobart, Krain, Lake Desire, Lea Hill, Lester, Lincoln, that part of Little Soos precinct lying east of 150th Avenue S. E., Lucerne, Madison, Mountain, Muckleshoot, Nash, Orchard, Osceola, Pacific 1 through 3, Palmer, Panther Lake, Petrovitsky, Phelps, Pipeline, Ravensdale, Sawyer, Sears, Selleck, Sierra, Soos Creek, Springbrook, Steelhead, Stuck, Sue City, Tahoma, Wabash, Wayne, Webster, White River, Wilderness, Wynooche.

NEW SECTION. Sec. 32. Thirty-first legislative district—The following precincts in King county: Aimee, Ambaum, Anthony, Aquaview, Bangor, Bomarc, Burien, Center, Chelsea, Crescent, Donegal, Down, Dublin, Dunmore, Elaine, Evansvale, Francis, Garrett, Gibboney, Gibbs, Greendale, Greene, Gregory Heights, Hayes, Hazel Valley, Heights, Jane, Josephine, Katherine, Killpatrick, Lakewood, Lilac, Lynmar, Maplewild, Marian, Moshier, Mount View, Nokomis, Norfolk, Norma, North Burien, Orcas, Pilgrim, Plato, Qualheim, Regal, Roscommon, Salmon Creek, San Juan, Seahurst, Seamount, Seaview, Seola, Shoreview, Shorewood, Simone, Soundview, St. Helens, Sunnywood, Sylvan, Sylvester, Three Tree Point, Ursina, Valona, Virginia, White Center, Wicklow, Wildwood, Wynona; and the following precincts in the city of Seattle: 31-34, 31-35, 31-38, 31-39 31-43 through 31-54, 31-68 through 31-84, 31-101 through 31-112, 31-115, 31-118 through 31-120, 31-125.

NEW SECTION. Sec. 33. Thirty-second legislative district—The following areas within King county: Beginning at the intersection of Eleventh Avenue N.W. and N.W. 50th Street, east on N.W. 50th Street, north on the Seattle Expressway, east on N.E. 55th Street, south on University Way N.E., east on N.E. 50th Street, north on 18th Avenue N.E., east on N.E. 58th Street, north on 20th Avenue N.E., east on N.E. 65th, south on Ann Arbor Avenue N.E., west on Sand Point Way N.E., south on 38th Avenue N.E., west along the thread of the Lake Washington ship canal into Portage Bay, west along the Floating Bridge Interchanges, north on the Seattle Expressway, west on Roanoke Street, west through Lake Union and along the thread of the Lake Washington ship canal, west on Florentia Street, north on Seventh Avenue West, west on West Dravis, north on 11th Avenue West to the point of origin.

NEW SECTION. Sec. 34. Thirty-third legislative district—The following precincts in the city of Seattle: 31-2 through 31-7, 31-12 through 31-16, 31-18 through 31-23, 31-28, 31-113, 33-9 through 33-14, 33-18 through 33-90, 33-93, 33-94.

NEW SECTION. Sec. 35. Thirty-fourth legislative district—The following precincts in the city of Seattle: 31-1, 31-8 through 31-10, 31-36, 31-37, 31-40 through 31-42, 34-1 through 34-93, 34-95, 34-98 through 34-100, 34-103 through 34-108.

NEW SECTION. Sec. 36. Thirty-fifth legislative district—The following precincts in King county: Alder, Angel City, Arbor Lake, Augusta, Avon, Beacon, Betty, Beverly, Boeing, Bossert, Boulevard Park, Carleton, Carmelita, Cedarhurst, Charlotte, Coolidge, Cornell, Dallas, Danish, Douglas, Duncan, Dunlap, Duwamish, Emeline, Falcon, Five Corners, Florina, Ford, Galway, Garfield, Glasgow, Glendale, Grant, Helen, Hestia, Highline, Irma, Jefferson, Joyce, Juniper, Lakeridge, Laurel, Lee, Liberty, Lila, Madrona, Margaret, Marginal, Marie, Marshall, McCauley, McKinley, Meath, Military Road, Mission, Monroe, Monterey, Meyers Way, Nell, North Riverton, Occidental, Paradise, Rendini, Renthree, Riverton, Roseburg, Rowell, Seneca, Showalter, Skyway, South Park, Southern Heights, Stimson Park, Sunnycrest, Sunnydale, Taft, Thorndyke, Tipperary, Val Vue, Victory, Vista, Washington, Wilson, Woodley; and the following precincts in the city of Seattle: 31-11, 31-24 through 31-26, 31-30 through 31-33, 31-55 through 31-67, 31-85 through 31-100, 31-114, 31-116, 31-117, 31-121 through 31-124, 31-126.

NEW SECTION. Sec. 37. Thirty-sixth legislative district—The following area in King county: Beginning at the intersection of Elliott Bay and Battery Street, north on Battery Street, north on U. S. Highway 99, north on North Broad Street, north along Lake Union, west along the Lake Washington ship canal, west on Florentia Street,

north on Seventh Avenue West, west on West Dravus Street, north on 11th Avenue West, east along the Lake Washington ship canal, north on Eighth Avenue N.W., west on N.W. 61st Street, south on 15th Avenue N.W., west on N.W. 60th Street, south on 30th Avenue N.W., west along the Salmon Bay Waterway and south along the outer harbor line to Battery Street.

NEW SECTION. Sec. 38. Thirty-seventh legislative district—The following area in King county: Beginning at the intersection of Yesler Way and Elliott Bay, east on Yesler Way, north on Fifth Avenue, east on Madison Street, north on Broadway, east on East Denny Way, north on 17th Avenue East, east on East Republican Street, north on 21st Avenue East, east on East Aloha, north on 23rd Avenue East, east on East Prospect, south along the University of Washington Arboretum, east on East Roy, south on East Dewey Place, east on East Mercer Street, south on 32nd Avenue, east on East Denny Way, south on 38th Avenue, east on East Spring Street to Lake Washington, south along the western Lake Washington outer shore line, west on Irving Street, north on 32nd Avenue S., west on Norman Street, north on Yakima Avenue S., west on Charles Street, north on 28th Avenue S., west on King Street, north on 24th Avenue South, west on Yesler Way, south on 9th Avenue South, east on King Street, south on 12th Avenue South, west on Weller Street, north on 7th Avenue South, west on Main Street, south on Maynard Avenue South, west on Jackson Street, north on 4th Avenue South, West on Yesler Way to the point of origin.

NEW SECTION. Sec. 39. Thirty-eighth legislative district—The following precincts in Snohomish county: Center, Eastmont, Emarder, Everett 1 through 93, Field, Hiltons Lake, Hiway, Intercity, Manor, Marsh, Mukilteo, Nelson, Olivia, Radar, Serene, Shelby, Shore, Silver Lake, Stickney, Thomas Lake, Whaleback, Wilson.

NEW SECTION. Sec. 40. Thirty-ninth legislative district—The following precincts in Snohomish county: Allen Creek, Arlington 1 through 5, Armstrong, Ash, Bear Creek, Bee, Boulder, Bryant, Canyon, Cathcart, Cedarhome, Clearview, Cliff, Crystal Springs, Cypress, Darrington, Davies, East Everett, Eastshore, Ebey, Edgecomb, Fernwood, Fir, Florence, Fortson, Getchell, Glenwood, Goldbar, Granite Falls, Gregory, Hartford, Hazel, Highland, Hilltop, Howell, Index, Jim Creek, Kenmore, Kennart, Kruse, Lake, Lake Cassidy, Lake Goodwin, Lake Stevens 1 and 2, Lakeview, Lakewood, Lochsloy, Locust, Ludwig, Machias, Magnolia, Maltby, Manordale, Marion, Martha Lake, Marysville 1 through 6, McDougall, Meridian, Milton, Monroe 1 through 3, Morris, Newberg, Norden, Norm, Norman, Olney, Omdal, Oso, Outlook, Park Place, Pearson, Port Susan, Priest Point, Quil, Riverview, Robe, Robin, Roosevelt, Sauk, Sexton, Shorts, Shoultes, Silvana, Skykomish, Snohomish 1 through 9, South Lake Stevens, South Snohomish, Spruce, Stanby, Stanwood 1 and 2, Sultan 1 and 2, Sultan River, Sunnyside, Three Lakes, Trafton, Trail, Tualco, Tulalip, Union, Vernon, Village, Vine, Wallace, Welangdon, Winter Lake.

NEW SECTION. Sec. 41. Fortieth legislative district—the counties of San Juan and Skagit.

NEW SECTION. Sec. 42. Forty-first legislative district—The following area in King County: Beginning at the intersection of N.W. 145th Street and Puget Sound, east on N.W. 145th Street, south along Lake Washington, north into Juanita Bay, east on N.E. 112th Street, South on 98th Avenue N.E., east along the northern Kirkland city limits, north on 116th Avenue N.E., north along the eastern Bothell city limits, north on 116th Avenue N.E., west along the Snohomish-King county line, south along the outer Puget Sound shore line to N.W. 145th Street.

NEW SECTION. Sec. 43. Forty-second legislative district—The county of Whatcom.

NEW SECTION. Sec. 44. Forty-third legislative district—The following area within King county: Beginning at the intersection of Yesler Way and Elliott Bay, east on Yesler Way, north on Fifth Avenue, east on Madison Street, north on Broadway, east on East Denny Way, north on 17th Avenue East, east on East Republican Street, north on 21st Avenue East, east on East Aloha, north on 23rd Avenue East, east on East Prospect, south along the University of Washington Arboretum, east on East Roy, south on East Dewey Place, east on East Mercer Street, south on 32nd Avenue, east on East Denny Way, south on 38th Avenue, east on East Spring Street to Lake Washington, north along the western Lake Washington shoreline, west along the southern boundary of the U. S. Naval Station, Seattle, south on Sandpoint Way N.E., south on 38th Avenue N.E., west along the Lake Washington ship canal into Portage Bay, west along the Floating Bridge Interchange, north on the Seattle Expressway, west on East Roanoke, south through Lake Union, south on North Broad Street, south on U. S. Highway 99, west on Battery Street to Elliott Bay, south along the outer harbor line to Yesler Way.

NEW SECTION. Sec. 45. Forty-fourth legislative district—The following area in

King County: Beginning at the intersection of Puget Sound and N.W. 145th Street, east on N.W. 145th Street, south on First Avenue N.E., west on North 115th Street, south on Fremont Avenue North, west on North 105th Street, south on Fremont Avenue North, west on North 105th Street, south on Eighth Avenue N.W., west on N.W. 61st Street, south on 15th Avenue N.W., west on N.W. 60th Street, south on 30th Avenue N.W., west along the Salmon Bay Waterway, north along the outer shore line of Puget Sound to N.W. 145th Street.

NEW SECTION. Sec. 46. Forty-fifth legislative district—The following area in King county: Beginning at the intersection of North 145th and First Avenue N.E., south on First Avenue N.E., west on North 115th Street, south on Fremont Avenue North, west on North 105th Street, south on Eighth Avenue N.W., east on N.W. 50th, north on the Seattle Expressway, north on Eighth Avenue N.E., west on N.E. 85th street, north on Fifth Avenue N.E., east on N.E. 100th Street, north on Roosevelt Way N.E., east on N.E. 125th Street, north on 15th Avenue N.E., west on N.E. 135th Street, north on 10th Avenue N.E., west on N.E. 145th Street to First Avenue N.E.

NEW SECTION. Sec. 47. Forty-sixth legislative district—The following area in King county: Beginning at the intersection of Lake Washington and N.E. 145th Street, west on N.E. 145th Street, south on 10th Avenue N.E., east on N.E. 135th Street, south on 15th Avenue N.E., west on N.E. 125th Street, south on Roosevelt Way N.E., west on N.E. 100th Street, south on Fifth Avenue N.E., east on N.E. 85th Street, south on Eighth Avenue N.E., south on the Seattle Expressway, east on N.E. 55th Street, south on University Way N.E., east on N.E. 50th Street, north on 18th Avenue N.E., east on N.E. 58th Street, north on 20th Avenue N.E., east on N.E. 65th Street, south on Ann Arbor Avenue N.E., north on Sand Point Way N.E., east along the southern boundary of the U. S. Naval Air Station, Seattle, to Lake Washington, north along the western Lake Washington shoreline to N.E. 145th Street.

NEW SECTION. Sec. 48. Forty-seventh legislative district—The following precincts in King county: Akers, Alderwood, Allen, Arline, Audrey, Avondale, Baring, Bear Creek, Beaver Lake, Boren, Bryn Mawr, Carnation, Cedar Falls, Cedar Park, Cherry Valley, Coalfield, Cottage Lake, Cougar Mountain, Delano, Duvall, Earlington, Eastgate, East Redmond, Factoria, Fall City, Farmer, Fillmore, Gilman, Glenn, Grissom, Grotto, Happy Valley, Hazelwood, Heather Downs, Hillcrest, Hilltop, Honey Dew, Horizon, Inglewood, Issaquah 1 through 5, Jacqueline, Kennedy, Kennydale, Lake Heights, Langston, Leota, Lorraine, Maple Hills, Martha, Martin Creek, May Creek, May Valley, Meadowbrook, Mockingbird, Monohon, Mount Si, New Castle, Newhills, North Bend 1 and 2, Norwood, Novelty, Olympic, Patterson, Pine Lake, Preston, Rainier, Ramona, Renhill, Renton 1 through 42, Shamrock, Shrangri-la, Shepard, Skykomish, Snoqualmie 1 and 2, Sno Valley, Somerset, Spring Glen, Squak Mountain, Stillwater, Sunset, Tanner, Tiger Mountain, Tolt, Truman, Tyraco, Valencia, Vincent, Vivian, Wallace, Warren, Wellington, Willow Ridge, Woodinville, York.

NEW SECTION. Sec. 49. Forty-eighth legislative district—The following precincts in King County: Anne, Avisa, Bannerwood, Beaux Arts Village, Bel-Air, Bellevue 1 through 30, Bellmont, Bernard, Blueberry Lake, Cherry Crest, Chieftain, Cleveland, Clyde Hill 1 through 4, Donohoe, Eloise, Anatai, Esther, that part of Firlock Precinct lying east of 116th Avenue N.E., Grover, Highland, Hollywood, Houghton 1 through 6, Hunts Point, Husky, Interlake, Irene, Ivanhoe, that part of Jean precinct lying east of 116th Avenue N.E., Kangaroo, Kelly, Kirkland 1 through 14, Lake Hills, Leilani, Lochmoor, Medina 1 through 6, Mercer Island Town, Mercer Island 1 through 26, Meydenbauer, that part of Norway Hill precinct lying east of 116th Avenue N.E., Phantom Lake, Redkirk, Redmond 1 through 3, Rita, Robin Hood, Robinsglen, Robinswood, Rose Hill, Rosemont, Rustic, Sammamish, Shaughnessy, Silver Spurs, that part of Slater precinct lying east of 116th Avenue N.E., Spiritwood, Terry, Tillicum, Tye, Ward, Westwood, Whetstone, Wilburton, Woodlawn, Woodridge, Yarrow Point 1 and 2.

NEW SECTION. Sec. 50. Forty-ninth legislative district—The following precincts in Clark county: Beall, Biddle, Burnt Bridge Creek, Burton, Clyde, Conner, Cushing, Ellsworth, Fellman, Firdale, Fishers, Fourth Plain, Fruit Valley, Harney, Hazel Dell East, Hazel Dell North, Hazel Dell West, Hidden North, Hidden South, Jaggy, Klein, Lakeshore, Laraclef, Marrion, Marshall, Minnehaha North, Minnehaha South, Nelson, Overlook, Pleasant Valley, Preston, J. D. Ross, Salmon Creek, Smith, Stockford, Vancouver 163 through 235, Walnut Grove Willows.

NEW SECTION. Sec. 51. The senate shall consist of forty-nine members, one of whom shall be elected from each legislative district.

NEW SECTION. Sec. 52. Of the senators provided for in this act, one senator shall be elected from each of the following legislative districts created by this act at the

general election to be held on the first Tuesday after the first Monday in November, 1964 and every four years thereafter, for a term of four years: first, third, fourth, fifth, ninth, tenth, eleventh, twelfth, fourteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty-second, twenty-third, twenty-fourth, twenty-fifth, twenty-seventh, twenty-eighth, thirty-ninth, fortieth, forty-first, and forty-ninth. A senator shall be elected from each of the other legislative districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1966 and every fourth year thereafter, for a term of four years.

NEW SECTION. Sec. 53. The house of representatives shall consist of ninety-nine members, two of whom shall be elected from each legislative district, except that three representatives shall be elected from the thirteenth legislative district, twenty-third legislative district and forty-second legislative district, and that one representative shall be elected from the second legislative district and thirty-seventh legislative district.

NEW SECTION. Sec. 54. The representatives provided for in this act shall be elected from the legislative districts created by this act at the general election to be held on the first Tuesday after the first Monday in November, 1964, and every two years thereafter, each for a term of two years.

NEW SECTION. Sec. 55. The term of office of each senator and representative elected after the effective date of this act shall commence on the second Monday in January following the date of election.

NEW SECTION. Sec. 56. The intent of sections 2 through 50 of this act is to include all the territory of the state in the forty-nine legislative districts created by this act, whether or not such territory has been encompassed within the boundaries of precincts specifically mentioned herein. If any territory of the state is not included within precincts specifically mentioned herein, such territory shall be assigned to a legislative district as follows: (1) If such territory be completely surrounded by territory embraced within a given legislative district, such territory shall be and become a part of such district; (2) If such territory shall not be thus surrounded but shall adjoin one or more legislative districts, such territory shall be and become a part of the adjoining district having the smallest number of inhabitants and which is located in the same county. If any territory which has been specifically mentioned is embraced within two or more legislative districts, such territory shall be and become a part of the adjoining district having the smallest number of inhabitants, and shall not be part of the other district or districts. The 1960 United States census shall be used for determining the number of inhabitants under this act. If any territory has been specifically mentioned as embraced within a given legislative district but is in fact separated from such district by territory of one or more other districts, such territory shall be assigned as though it had not been included within a precinct specifically mentioned herein.

NEW SECTION. Sec. 57. Chapters 5 and 289, Laws of 1957 and chapter 44.06 RCW are each repealed, except that this initiative shall not affect the thirty-eighth legislature or the terms of its members, and except that the term of each senator elected at the 1962 general election shall continue until the second Monday in January 1967.

NEW SECTION. Sec. 58. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

Debate ensued.

Senator Gallagher moved that the amendment be laid upon the table.

Senator Riley demanded a roll call and the demand was sustained by Senators Ryder, Woodall, Moriarty, Jr., Knoblauch, Washington, Gallagher, Kupka, Donohue, and Charette.

ROLL CALL

The Secretary called the roll, and the amendment was laid upon the table by the following vote: Yeas, 27; nays, 22; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Marde-sich, Morgan, Petrich, Raugust, Sandison, Talley—27.

Those voting nay were: Senators Atwood, Chytil, England, Foster, Freise,

Guess, Hallauer, Hanna, Lennart, McCormack, Moriarty, Jr., Neill, Peterson, Rasmussen, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—22.

PERSONAL PRIVILEGES

Senator McCormack:

"Mr. President, point of personal privilege:

"In discussing this amendment, Senator Hallauer made several comments to which I would like to reply. In the first place, the squiggly lines he referred to in Benton County, which he called an example of gerrymandering is the Yakima River, and the League of Women Voters and nearly everyone who has drawn a redistricting program through Benton County has used the Yakima River as a line through that area. This is the cleanest proposal that has been made by any group or individual in Benton County.

"I would like to point out to answer the inferences by Senator Charette that there was something evil about my working with the staff in the House of Representatives last night is unworthy, because this was the only staff available. They were the only technicians available to help me when I found that we were not going to be able to see any bill at all until this morning."

Senator Greive:

"Also speaking on personal privilege, may I say I have nothing but the highest regard for both Senator McCormack and Representative Gorton and I do not for a moment wish to imply that they are not men of good faith; that they do not adequately represent their areas; that they have not struggled with the same problems I have. All I want to say is that good people who really want to do a job can and do differ. I feel any effort on the part of the Senate or the House members to blacken anyone's efforts by calling it gerrymandering or to attempt to hurt someone is wholly false."

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

On page 32, section 58, line 4, after "sections" strike "53" and insert "59".

On line 5, strike "104" and insert "110".

The President declared the Senate to be at ease.

The President called the Senate to order at 5:25 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

On motion of Senators Greive, the following amendments were adopted:

On page 7, section 19, line 21, after "Seventeenth—" and before "the" insert "(A)"

On page 7, section 19, line 22, after "Skamania" strike the comma and insert a period and "(B)"

On page 17, section 37, line 16, after "Northeast;" strike the remainder of the line.

On page 18, section 37, line 6, strike "100th" and insert "85th".

On line 7, strike "100th" and insert "85th", and strike "19th" and insert "32nd".

On line 8, strike "19th" and insert "32nd".

On line 9, strike everything after "with" down to and including "with" on line 14.

On page 22, section 44, line 30, after "meridian" add a semicolon.

On line 31, after "Roberts" strike the period and add "and Mountain View 3."

On page 22, section 44, line 33, after "Roberts" strike the period and insert "and Mountain View 3."

On page 29, section 52, line 13, strike "seventeenth"

On page 29, section 52, line 28, after the semicolon and before "thirty-fourth," insert "seventeenth, seventeen A, as constituted in Sections 19 (a) and 17 (B) as constituted in 19 (b);"

On page 30, section 53, line 7, after "Sixteen," insert "Seventeen-A, Seventeen-B,"

On page 80, section 178, line 10, after "Roberts" strike the period and add "and Mountain View 3."

On page 80, section 177, line 7, after "Roberts" strike the period and add "and Mountain View 3."

Senator Greive moved the adoption of the committee amendment as amended.

Senator Woodall demanded a roll call, and the demand was sustained by Senators Neill, Moriarty, Jr., Chytil, Atwood, Herrmann, DeGarmo, Rasmussen, Hallauer, and Washington.

ROLL CALL

The Secretary called the roll, and the committee amendment, as amended, was adopted by the following vote: Yeas, 29; nays, 20; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCutcheon, McMillan, Mardesich, Morgan, Peterson, Petrich, Rasmussen, Sandison, Talley—29.

Those voting nay were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Hallauer, Lennart, McCormack, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—20.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 56, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Keefe, Connor and Gallagher demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 56, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 26; nays, 23; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McMillan, Mardesich, Morgan, Peterson, Sandison, Talley—26.

Those voting nay were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Hallauer, Lennart, McCormack, McCutcheon, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Washington, Williams, Woodall—23.

Engrossed House Bill No. 56, as amended by the Senate, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator Greive, Engrossed House Joint Resolution No. 4 and Engrossed House Bill No. 56, as amended by the Senate, were immediately transmitted to the House.

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

INTRODUCTION AND FIRST READING OF BILL

The following was introduced, read first time by title, and acted upon as follows:

Senate Bill No. 55, by Senators Gallagher, Mardesich and Thompson, Jr.:
An Act relating to state government; providing for salaries and expenses

of elective state officers and judges of the superior courts and the supreme court; amending section 1, chapter 48, Laws of 1949 as last amended by section 1, chapter 5, Laws of 1961 and RCW 43.03.010; amending section 2, chapter 144, Laws of 1953 as amended by section 2, chapter 260, Laws of 1957, and RCW 2.08.090; amending section 1, chapter 144, Laws of 1953 as amended by section 1, chapter 260, Laws of 1957 and RCW 2.04.090; and amending section 1, chapter 118, Laws of 1919 and RCW 43.03.020.

Referred to Committee on Ways and Means.

SECOND READING OF BILLS

Engrossed House Joint Memorial No. 1, by Representatives Hurley and Perry:

Proposing constitutional amendment prohibiting interference with state in its apportionment of representation in its legislature.

The memorial was read the second time in full.

On motion of Senator Greive, the rules were suspended, Engrossed House Joint Memorial No. 1 was advanced to third reading, the second reading considered the third, and the memorial was placed on final passage.

Debate ensued.

Senators Keefe, Knoblauch and Gallagher demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Joint Memorial No. 1, and the memorial passed the Senate by the following vote: Yeas, 36; nays, 13; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Washington Woodall—36.

Those voting nay were: Senators Charette, Dore, England, Foley, Hallauer, Hess, McCormack, Peterson, Petrich, Rasmussen, Stender, Thompson, Jr., Williams—13.

Engrossed House Joint Memorial No. 1, having received the constitutional majority, was declared passed.

The President declared the Senate to be at ease.

The President called the Senate to order at 8:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

Engrossed House Bill No. 4, by Representatives Huntley, Rosenberg, and Leland:

Implementing law relating to highways and the travel of vehicles thereon.

Engrossed House Bill No. 4:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., March 30, 1963.

Implementing law relating to highways and the travel of vehicles thereon (reported by Committee on Highways):

MAJORITY recommends that it do pass with the following amendments:

On page 11 of the printed bill add a new paragraph at the end of section 17 as follows:

"The establishment of secondary state highway No. 3T as defined in this section shall be effective July 1, 1965."

On page 23, section 36, after subsection (24), add a new subsection as follows:

"(25) Continuation of the study on control of highway advertising and signs with regard to providing information in the specific interest of the traveling public with special consideration of the advisability of modifying existing restrictions within commercial or industrial zones of cities and towns (as their boundaries existed on September 21, 1959) and to recommend additional scenic area upon state highways for the application of the scenic areas regulations of chapter 96, Laws of 1961, and to study such other factors relating to highway advertising as the committee deems appropriate."

On page 24, section 38, line 5, after "extent of" and before "dollars per" strike "twenty" and insert "twenty-five"

On page 33, section 51, line 4, after the period following "commission" strike all of the matter down to and including "Said" on line 8 and insert the following:

"It is unlawful for any person to operate on the highways of this state any combination of vehicles which contains a vehicle of which the permanent structure is in excess of forty feet.

It is unlawful for any person to operate upon the public highways of this state any combination consisting of a non-stinger steered tractor and semitrailer which has an overall length in excess of sixty feet without load or in excess of sixty-five feet with load.

It is unlawful for any person to operate on the highways of this state any combination consisting of a truck and trailer, or any lawful combination of three vehicles, or a combination consisting of a tractor and stinger steered semitrailer with an overall length, with or without load, in excess of sixty-five feet.

'Stinger steered' as used in this section shall mean a tractor and semitrailer combination which has the coupling connecting the semitrailer to the tractor located to the rear of the center line of the rear axle of the tractor.

These"

On page 33, section 51, line 16, after "such load" strike all of the matter down to and including "RCW 46.44.095]" on line 29 and insert "[: *Provided*, That when it is desirable to facilitate the movement of combination of vehicles between this state and other states, the state highway commission may authorize combinations consisting of a tractor, a semitrailer, and a trailer or a truck and full trailer to operate at a total overall length, with or without load, not to exceed sixty-five feet on highways authorized for operation under RCW 46.44.095: *Provided further*, That the load upon any combination of vehicles, conforming to this section, shall not exceed a total length of sixty-five feet measured from the front extremity of the first vehicle or load to the rear extremity of the last vehicle or load, but in no case shall the overhang limits in RCW 46.44.034 be exceeded: *Provided further*, That the operation of such loads shall be confined to routes established by RCW 46.44.095]"

On page 34, strike the House amendment, being new section 53, and renumber the remaining sections consecutively.

On page 35 of the engrossed bill, being page 35 of the printed bill, after renumbered section 53 of the engrossed bill, being section 53 on pages 34 and 35 of the printed bill, add two new sections to read as follows:

"Sec. 54. Section 10, chapter 96, Laws of 1961 and RCW 47.42.100 are each amended to read as follows:

(1) *No sign lawfully erected prior to March 11, 1961, within a commercial or industrial zone within the boundaries of any city or town, as such boundaries existed on September 21, 1959, but which does not comply with the provisions of this chapter or any regulations promulgated hereunder, shall be maintained by any person after March 11, 1965.*

[(1)] (2) *No sign lawfully erected in a protected area prior to March 11, 1961, other than commercial and industrial zones within the boundaries of cities and towns as such boundaries existed on September 21, 1959, but which does not comply with the provisions of this chapter or any regulations promulgated hereunder, shall be maintained by any person after three years from March 11, 1961.*

[(2)] (3) *No sign lawfully erected in a scenic area prior to the effective date of the designation of such area as a scenic area shall be maintained by any person after three years from the effective date of the designation of any such area as a scenic area.*

NEW SECTION. Sec. 55. If any provision of section 54 of this amendatory act shall be held to be invalid or shall be held to invalidate any provision of chapter 96, Laws of 1961 (chapter 47.42 RCW), then that provision of this amendatory act shall be of no force and effect and the provisions of chapter 96, Laws of 1961 (chapter 47.42 RCW) shall continue in effect."

Remember the remaining section consecutively.

On page 2, line 8 of the title of the engrossed bill, being page 2, line 10 of the printed bill, after "46.52 RCW;" strike "adding a new section to chapter 213, Laws of 1957 and chapter 35.58 RCW;" and insert "amending section 10, chapter 96, Laws of 1961 and RCW 47.42.100;"

NAT WASHINGTON, *Chairman.*

AL HENRY, *Vice Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, Dewey C. Donohue, Fred H. Dore, Martin J. Durkan, Frank W. Foley, F. Stuart Foster, Herbert H. Freise, William A. Gissberg, Sam C. Guess, H. B. Hanna, Karl V. Herrmann, Andy Hess, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, August P. Mardesich, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Ted G. Peterson, John A. Petrich, A. L. Rasmussen, W. C. Raugust, Ralph L. Rickdall, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley.

The bill was read the second time by sections.

On motion of Senator Washington, the committee amendments to pages 11, 23, 24 and 33 were adopted.

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of former Senator Ernest Huntley, and appointed a special committee consisting of Senators Cowen and Neill to escort the former Senator to a place of honor upon the rostrum.

Senator Washington moved the adoption of the amendment to page 34.

Debate ensued.

Senator Washington demanded a roll call and the demand was sustained by Senators Connor, Bailey, McMillan, Morgan, Stender, Foster, Williams and Guess.

ROLL CALL

The Secretary called the roll, and the committee amendment to page 34 was adopted by the following vote: Yeas, 32; nays, 17; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Dore, Durkan, Foley, Foster, Gallagher, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Petrich, Rasmussen, Raugust, Sandison, Stender, Talley, Washington—32.

Those voting nay were: Senators Atwood, Donohue, England, Freise, Gissberg, Greive, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rickdall, Riley, Ryder, Thompson, Jr., Williams, Woodall—17.

The Secretary read the committee amendment to page 35 of the bill.

Senator Washington moved the adoption of the following amendment to the committee amendment to page 35:

On page 35, after section 53, strike the Senate committee amendment and add two new sections to read as follows:

"Sec. 54. Section 10, chapter 96, Laws of 1961 and RCW 47.42.100 are each amended to read as follows:

(1) *No sign lawfully erected in a protected area prior to March 11, 1961, within a commercial or industrial zone within the boundaries of any city or town, as such boundaries existed on September 21, 1959, wherein the use of real property adjacent to the interstate system is subject to municipal regulation or control but which does not comply with the provisions of this chapter or any regulations promulgated hereunder, shall be maintained by any person after March 11, 1965.*

[(1)] (2) No sign lawfully erected in a protected area prior to March 11, 1961, other than within a commercial or industrial zone within the boundaries of a city or town as such boundaries existed on September 21, 1959, wherein the use of real property adjacent to the interstate system is subject to municipal regulation or control but which does not comply with the provisions of this chapter or any regulations promulgated hereunder, shall be maintained by any person after three years from March 11, 1961.

[(2)] (3) No sign lawfully erected in a scenic area prior to the effective date of the designation of such area as a scenic area shall be maintained by any person after three years from the effective date of the designation of any such area as a scenic area.

NEW SECTION. Sec. 55. If any provision of section 54 of this amendatory act shall be held to be invalid or shall be held to invalidate any provision of chapter 96, Laws of 1961 (chapter 47.42 RCW), then that provision of this amendatory act shall be of no force and effect and the provisions of chapter 96, Laws of 1961 (chapter 47.42 RCW) shall continue in effect."

Remember the remaining section consecutively.

Debate ensued.

The motion was carried and the amendment to the committee amendment to page 35 was adopted.

On motion of Senator Washington, the committee amendment to page 35 as amended was adopted.

Senator Herrmann moved the adoption of the following amendment:

On page 34 add a new section after section 52 as follows:

"Sec. 53. Section 46.44.092, chapter 12, Laws of 1961 and RCW 46.44.092 are each amended to read as follows:

No special permit shall be issued for movement on any two lane state highway outside the limits of any city or town where the overall width of load exceeds fourteen feet, or on any multiple lane state highway where the overall width of load exceeds thirty-two feet; except that on multiple lane state highways where a physical barrier serving as a median divider separates the oncoming and opposing traffic lanes, no special permit shall be issued for widths in excess of twenty feet: *Provided*, That (1) these width limitations may be exceeded on state highways where the latest available traffic figures show that the highway or section of highway carries less than one hundred vehicles per day; (2) permits may be issued for widths of vehicles in excess of the preceding limitations on highways or sections of highways which have been designed and constructed for widths in excess of such limitations; (3) these limitations may be rescinded when certification is made by military officials or by officials of public or private power facilities, when in the opinion of the highway commission, the movement or action is a necessary emergency movement or action: *Provided further*, That the structures and highway surfaces on the routes involved are determined to be capable of sustaining widths in excess of such limitations; (4) these limitations shall not apply to farmers moving farm machinery between farms during daylight hours if the movement does not pass along and upon any primary or secondary state highway for a distance greater than thirty-five miles, if properly patrolled and flagged; (5) these limitations shall not apply to movement during daylight hours on any two lane state highway where the gross weight, including load, does not exceed forty thousand pounds and the overall width of load does not exceed sixteen feet: *PROVIDED*, That the minimum and maximum speed of such movements, prescribed routes of such movements, the times of such movements, limitation upon frequency of trips (which limitation shall be not less than one per week), and conditions to assure safety of traffic may be prescribed by the highway commission or local authority issuing such special permit.

The applicant for any special permit shall specifically describe the vehicle or vehicles and load to be operated or moved and the particular state highways for which permit to operate is requested and whether such permit is requested for a single trip or for continuous operation."

Remember the remaining sections consecutively.

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

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

On page 15, line 28, following section 23, add a new section to read as follows:

"NEW SECTION. Sec. 24. The state highway commission in cooperation with the joint committee on highways, is authorized and directed to conduct a study of the feasibility and cost for a new highway on the north side of the Mossyrock Reservoir from a junction with proposed relocated primary state highway No. 5 in the vicinity of Mossyrock to a junction with primary state highway No. 5 in the vicinity of Kosmos: *Provided, however,* That nothing in this section shall be construed to in any way increase, modify, revoke, terminate, abrogate or delay any of the provisions of that certain agreement, and the route and cost determinations contained therein, heretofore executed pursuant to state law between the state highway commission and the city of Tacoma on October 23, 1961 and providing for the inundation and relocation of state highways affected by the construction of the city's Mossyrock Dam and Reservoir.

There is hereby appropriated from the motor vehicle fund to the state highway commission for the biennium ending June 30, 1965, the sum of fifteen thousand dollars, or so much thereof as may be necessary to carry out the provisions of this section."

Renumber the remaining sections consecutively.

On motion of Senter Stender, the following amendment was adopted:

On page 20, section 36, line 27 of the engrossed and printed bills, after "ascertain" and before ", study" insert "in the interest of traffic safety and consistent with the public needs"

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

On page 35, section 54, lines 9 and 10 of the printed bill, being section 55, lines 26 and 27 of the engrossed bill, after "sections" and before "inclusive shall" strike "34 through 42" and insert "35 through 43"

MOTION FOR RECONSIDERATION

Senator Herrmann moved that the Senate do now reconsider the vote by which the amendment adding a new section 53 offered by Senators Herrmann and Guess failed to be adopted.

POINT OF ORDER

Senator Washington:

"Point of order. I distinctly recall Senator Herrmann voting on the losing side of that particular amendment."

Senator Charette:

"Mr. President:

Having voted on the prevailing side, I do now move that the Senate reconsider the vote by which the amendment offered by Senator Herrman failed to be adopted."

POINT OF ORDER

Senator Washington:

"Point of order, Mr. President:

"I believe there has been intervening business and to properly consider an amendment, it must be before there has been intervening business."

Senator Herrmann:

"I believe that the motion to reconsider immediately is in order and I refer the President to rule 31."

RULING BY THE PRESIDENT

The President:

"The President believes the motion to reconsider is in order. The Senate rules state: 'Motions to reconsider a vote upon amendments to any pending question may be made and decided at once.'"

The motion to reconsider was carried by a rising vote.

The President stated the question before the Senate to be: The adoption of the amendment offered by Senators Guess and Herrmann.

Debate ensued.

The motion was carried on a rising vote and the amendment was adopted.

On motion of Senator Washington, the committee amendment to the title was adopted.

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

On page 2, line 7 of the title of the printed bill, being page 2, line 6 of the engrossed bill, after "RCW 46.44.030;" insert "amending section 46.44.092, chapter 12, Laws of 1961 and RCW 46.44.092;"

On motion of Senator Washington, the rules were suspended, Engrossed House Bill No. 4, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 4, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 47; nays, 2; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Woodall—47.

Those voting nay were: Senators Guess, Williams—2.

Engrossed House Bill No. 4, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Engrossed House Bill No. 1, by Representatives King and Kink:

Adopting the budget and making appropriations.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 1:

Senate Chamber,
Olympia, Wash., March 28, 1963.

Adopting the budget and making appropriations (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendment:

Strike everything after the enacting clause on line 4 of the bill and insert the following:

"NEW SECTION. Section 1. That a budget is hereby adopted and subject to the provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the agencies and officers of the state and for other specified purposes for the fiscal biennium beginning July 1, 1963, and ending June 30, 1965, out of the several funds of the state hereinafter named.

STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution...	\$ 624,000
General Fund Appropriation for public utility district excise tax distribution	\$ 3,962,880
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution	\$ 260,000
Liquor Excise Tax Fund Appropriation for liquor excise tax distribution...	\$ 8,273,000
Motor Vehicle Excise Fund Appropriation for motor vehicle excise tax distribution	\$ 8,652,410
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distributions	\$ 73,024,677
Liquor Board Revolving Fund Appropriation for liquor profits distribution..	\$ 20,525,000

STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

General Fund Appropriation for federal grazing fees distribution	\$ 8,000
General Fund Appropriation for federal flood control funds distribution...	\$ 10,000
Forest Reserve Fund Appropriation for forest reserve fund distribution: <i>Provided</i> , That none of the funds appropriated shall be distributed to counties that allocate less than fifty percent of their allotment to school districts for operations	\$ 9,000,000

STATE TREASURER—BOND RETIREMENT AND INTEREST

Capitol Building Bond Redemption Fund Appropriation	\$ 544,588
Institutional Building Bond Redemption Fund of 1949 Appropriation	\$ 2,550,901
Highway Bond Retirement Fund Appropriation.....	\$ 16,259,258
Public School Building Bond Redemption Fund of 1949 Appropriation.....	\$ 5,101,800
Public School Building Bond Redemption Fund of 1955 Appropriation	\$ 4,588,750
Public School Building Bond Redemption Fund of 1957 Appropriation	\$ 9,224,100
State Building Construction Bond Redemption Fund Appropriation	\$ 7,476,672
University of Washington Bond Redemption Fund Appropriation.....	\$ 1,882,645
War Veterans' Compensation Bond Retirement Fund Appropriation	\$ 8,953,286
World Fair Bond Redemption Fund Appropriation	\$ 1,552,250
Institutional Building Bond Redemption Fund of 1957 Appropriation	\$ 3,364,480
Public School Building Bond Redemption Fund of 1959 Appropriation	\$ 4,843,726
General Administration Bond Retirement Fund Appropriation.....	\$ 693,884
Washington State University Bond Retirement Fund Appropriation	\$ 486,000
Public School Building Bond Redemption Fund of 1961 Appropriation.....	\$ 6,164,781

STATE LEGISLATURE

General Fund Appropriation	
Senate Expenses and salaries of members and employer's contribution to retirement plans	\$ 139,298
House of Representatives Expenses and salaries of members and employer's contribution to retirement plans	\$ 283,360

PERMANENT STATUTE LAW COMMITTEE

General Fund Appropriation	\$ 259,067
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SUPREME COURT

General Fund Appropriation	\$ 972,132
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COURT ADMINISTRATOR

General Fund Appropriation	\$ 77,550
General Fund Appropriation for Superior Court Judges	\$ 1,105,710
General Fund Appropriation	
Judges' Retirement Fund Contributions.....	\$ 161,850
Additional Judges' Retirement Fund Contributions in accordance with RCW 2.12.070	\$ 209,966

JUDICIAL COUNCIL

General Fund Appropriation	\$ 30,000
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LAW LIBRARY

General Fund Appropriation	\$	209,669
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OFFICE OF THE GOVERNOR

General Fund Appropriation		
Executive Operations	\$	247,150
Investigation and Emergency Purposes—to be distributed on vouchers approved by the Governor	\$	16,000
Extradition Expenses (Including prior claims).....	\$	60,000
Mansion Maintenance	\$	30,000

SPECIAL APPROPRIATIONS TO THE GOVERNOR

General Fund Appropriation		
Governor's Emergency, to be allocated for the carrying on of the critically necessary work of any agency: <i>Provided</i> , That \$275,000 may be allotted for surveys and installations: <i>Provided</i> , That not to exceed \$250,000 may be allocated for payment of claims under chapter 159, Laws of 1963	\$	2,500,000
Council of State Governments	\$	22,000
For salary adjustments to be allotted to the agencies to continue the revised classification plan and to implement the salary survey conducted by the State Personnel Board in 1962	\$	5,500,000

LIEUTENANT GOVERNOR

General Fund Appropriation	\$	32,416
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SECRETARY OF STATE

General Fund Appropriation: <i>Provided</i> , That \$99,451 shall be available only for the maintenance of the permanent registration records.....	\$	594,493
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STATE TREASURER

General Fund Appropriation	\$	412,264
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STATE AUDITOR

General Fund Appropriation		
State Auditor	\$	708,214
Payment for supplies and services furnished in previous bienniums...	\$	100,000
Motor Vehicle Fund Appropriation		
State Auditor	\$	44,356

ATTORNEY GENERAL

General Fund Appropriation	\$	950,396
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CENTRAL BUDGET AGENCY

General Fund Appropriation	\$	877,223
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CAPITOL COMMITTEE

General Fund—Capitol Building Construction Account Appropriation.....	\$	10,000
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CENSUS BOARD

General Fund Appropriation	\$	45,500
Motor Vehicle Excise Fund Appropriation	\$	41,748

BOARD AGAINST DISCRIMINATION

General Fund Appropriation	\$	99,712
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STATE EMPLOYEES' RETIREMENT SYSTEM

Retirement System Expense Fund Appropriation.....	\$	632,588
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FINANCE COMMITTEE

General Fund Appropriation	\$	56,095
Motor Vehicle Fund Appropriation	\$	27,360
General Fund—State Building Construction Appropriation	\$	5,000
General Fund—Public School Building Construction Appropriation	\$	9,750

TAX COMMISSION

General Fund Appropriation: <i>Provided</i> , That funds received as reimbursements pursuant to chapter 84.41 RCW are hereby appropriated to the Tax Commission in excess of this amount, and such funds as are contracted to be paid into the General Fund prior to June 30, 1965, may be allotted in advance of receipt	\$	6,574,573
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UNIFORM LEGISLATION COMMISSION

General Fund Appropriation	\$	3,585
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DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation	\$	3,566,366
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DEPARTMENT OF INSTITUTIONS—HEADQUARTERS

General Fund Appropriation	\$	2,503,579
General Fund—Transfer to Probation Service Account.....	\$	35,000
General Fund—Probation Service Account Appropriation for grants to counties for juvenile probation services.....	\$	35,000
General Fund Appropriations for payments to day-care centers for the care of mentally and physically deficient persons.....	\$	45,000

PRESIDENTIAL ELECTORS

General Fund Appropriation	\$	500
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LIQUOR CONTROL BOARD

Liquor Revolving Fund Appropriation.....	\$	13,963,680
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INSURANCE COMMISSIONER

General Fund Appropriation	\$	1,076,853
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ACCOUNTANCY BOARD

General Fund Appropriation	\$	83,327
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AERONAUTICS COMMISSION

General Fund Appropriation	\$	97,492
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ATHLETIC COMMISSION

General Fund Appropriation	\$	17,364
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CEMETERY BOARD

General Fund—Cemetery Account Appropriation	\$	12,250
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BOARD OF INDUSTRIAL INSURANCE APPEALS

Accident Fund Appropriation	\$	507,252
Medical Aid Fund Appropriation	\$	507,252

PHARMACY BOARD

General Fund Appropriation	\$	111,816
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PUGET SOUND PILOTAGE COMMISSION

General Fund—Puget Sound Pilotage Account Appropriation	\$	6,677
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POLLUTION CONTROL COMMISSION

General Fund Appropriation\$ 515,850

UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation\$ 2,954,801

BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation.....\$ 18,460

STATE PATROL

Highway Safety Fund Appropriation\$ 2,760,838

Motor Vehicle Fund—State Patrol Highway Account Appropriation.....\$ 11,402,310

DEPARTMENT OF CIVIL DEFENSE

General Fund Appropriation\$ 1,357,278

DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation\$ 9,735,340

General Fund—Electrical License Account Appropriation\$ 514,877

Accident Fund Appropriation\$ 1,925,305

Medical Aid Fund Appropriation\$ 5,225,586

DEPARTMENT OF LICENSES

General Fund Appropriation\$ 702,703

General Fund Appropriation for the Medical Disciplinary Board\$ 18,600

General Fund—Opticians Account Appropriation\$ 6,843

General Fund—Real Estate Commission Account Appropriation.....\$ 537,020

General Fund—Commercial Automobile Driver Training Schools Account
Appropriation\$ 3,310

General Fund—Park and Parkways Account Appropriation.....\$ 50,000

General Fund—Architects' License Account Appropriation\$ 45,037

General Fund—Professional Engineers' Account Appropriation.....\$ 78,726

General Fund—Sanitarian's Licensing Account Appropriation.....\$ 5,155

Motor Vehicle Fund Appropriation\$ 4,493,453

Highway Safety Fund Appropriation\$ 1,666,912

Motor Vehicle Operators Revolving Fund.....\$ 228,324

MILITARY DEPARTMENT

General Fund Appropriation\$ 1,690,246

Armory Fund Appropriation\$ 466,685

BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation: *Provided*, That all allotments from this approp-
riation will be disbursed only upon the authorization of the chairman..\$ 1,689,533

DEPARTMENT OF INSTITUTIONS—PENITENTIARY

General Fund Appropriation\$ 5,835,554

DEPARTMENT OF INSTITUTIONS—REFORMATORY

General Fund Appropriation\$ 4,440,808

DEPARTMENT OF INSTITUTIONS—CORRECTION CENTER

General Fund Appropriation\$ 1,136,432

**DEPARTMENT OF INSTITUTIONS
FORESTRY HONOR CAMPS**

General Fund Appropriation\$ 832,206

**DEPARTMENT OF INSTITUTIONS
MAPLE LANE SCHOOL**

General Fund Appropriation\$ 1,638,670

**DEPARTMENT OF INSTITUTIONS
LUTHER BURBANK SCHOOL
AND
MARTHA WASHINGTON SCHOOL**

General Fund Appropriation: *Provided*, That \$897,105 shall be available exclusively for the Luther Burbank School for Boys: *Provided*, That no part of this appropriation may be paid to the Seattle School District No. 1 for rental payments for the land and facilities of the Luther Burbank School for Boys and the Martha Washington School for Girls unless and until the school district shall have executed a binding contract with a renewable option until July 1, 1965 for the acquisition of said land and facilities by the state of Washington at a fixed purchase price subject to an understanding by the state that said properties shall be held forever for the use of the citizens of the state for public purposes by the state or one or more of its political subdivisions and said contract shall provide that all rental payments heretofore or hereafter paid to the school district by the state are credited against the agreed upon purchase price by the school district\$ 1,511,530

**DEPARTMENT OF INSTITUTIONS
GREEN HILL SCHOOL**

General Fund Appropriation\$ 2,087,696

**DEPARTMENT OF INSTITUTIONS
JUVENILE RECEPTION—DIAGNOSTIC CENTER**

General Fund Appropriation\$ 1,971,599

**DEPARTMENT OF INSTITUTIONS
FORT WORDEN SCHOOL**

General Fund Appropriation\$ 2,362,017

**DEPARTMENT OF INSTITUTIONS
YOUTH FORESTRY CAMPS**

General Fund Appropriation\$ 1,580,329

**DEPARTMENT OF INSTITUTIONS
JUVENILE PAROLE SERVICE**

General Fund Appropriation\$ 862,735

**DEPARTMENT OF INSTITUTIONS
JUVENILE DELINQUENCY PREVENTION AND CONTROL**

General Fund Appropriation: *Provided*, That in the event the department establishes new child guidance clinics from the money herein appropriated, consideration may be given to locating such clinics in those communities which furnish or contribute substantially to furnishing facilities for accommodating such clinics\$ 730,000

VETERANS' REHABILITATION COUNCIL

General Fund Appropriation\$ 484,345
General Fund—Veterans' Rehabilitation Council Account Appropriation...\$ 8,087

**DEPARTMENT OF INSTITUTIONS
SOLDIERS' AND VETERANS' HOME AND COLONY**

General Fund Appropriation: *Provided*, That no part of this appropriation shall be used for the care and maintenance of members in the home having a yearly income of over \$900 or with assets of over \$900 unless

all income and assets in excess of these amounts are paid into the general fund: *Provided*, That the director of the Department of Institutions may make rules and regulations for waiver of the foregoing proviso, for all, or such portion of income over \$900, as in his discretion may be reasonably necessary for medical care not furnished by the Department of Institutions, support of dependents, and the payment of premiums on existing insurance, and such other situations as may be reasonably necessary to the welfare of such member: *Provided*, That nothing in this proviso shall be construed to modify or change the requirements for admission as provided by law and as prescribed in the rules and regulations of the Department of Institutions\$ 2,709,644

DEPARTMENT OF HEALTH

General Fund Appropriation for tuberculosis hospitalization and control; state aid to counties\$ 4,350,000
 General Fund Appropriation: *Provided*, That \$500,000 (\$250,000 being the amount for 1959-1961 and \$250,000 for 1963-1965) shall be transferred by the liquor control board from its receipts into the general fund prior to July 1, 1964\$ 7,002,022

**DEPARTMENT OF INSTITUTIONS
 MENTAL HEALTH RESEARCH INSTITUTE**

General Fund Appropriation\$ 412,766

**DEPARTMENT OF INSTITUTIONS
 MENTAL HOSPITALS**

General Fund Appropriation\$ 28,792,039

**DEPARTMENT OF INSTITUTIONS
 LAKELAND VLLAGE**

General Fund Appropriation\$ 5,070,529

**DEPARTMENT OF INSTITUTIONS
 RAINIER SCHOOL**

General Fund Appropriation\$ 7,659,345

**DEPARTMENT OF INSTITUTIONS
 FIRCREST SCHOOL**

General Fund Appropriation\$ 5,000,730

**DEPARTMENT OF INSTITUTIONS
 YAKIMA VALLEY SCHOOL**

General Fund Appropriation\$ 1,701,954

INTERSTATE COMPACT COMMISSION

General Fund Appropriation\$ 17,000

PARKS AND RECREATION COMMISSION

General Fund—Park and Parkways Account Appropriation.....\$ 3,728,516
 Motor Vehicle Fund Appropriation for maintenance of vehicular roads, highways and bridges within state parks.....\$ 150,000

DEPARTMENT OF CONSERVATION

General Fund Appropriation\$ 1,776,286
 General Fund—Reclamation Revolving Account Appropriation\$ 318,267
 General Fund—Weather Modification Board revolving Account Appropriation\$ 5,740

DEPARTMENT OF FISHERIES

General Fund Appropriation	\$ 6,448,324
General Fund—Lewis River Hatchery Account Appropriation	\$ 28,220

DEPARTMENT OF GAME

Game Fund Appropriation provided that not more than \$60,000 shall be expended for payment of game animal damages and expense.....	\$ 9,611,389
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DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation	\$ 2,621,819
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DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation	\$ 7,016,149
General Fund—Forest Development Account Appropriation	\$ 250,000
General Fund Appropriation to Forest Insect and Disease Fund	\$ 100,000
General Fund Appropriation to the Contingency Forest Fire Suppression Account	\$ 200,000
General Fund—Contingency Forest Fire Suppression Account Appropriation..	\$ 300,000
General Fund—Resource Management Cost Account Appropriation	\$ 4,125,885

DEPARTMENT OF AGRICULTURE

General Fund Appropriation	\$ 2,137,098
General Fund—Egg Inspection Account Appropriation	\$ 215,625
General Fund—Feed and Fertilizer Account Appropriation	\$ 5,254
General Fund—Commercial Feed Account Appropriation	\$ 97,373
General Fund—Seed Inspection Account Appropriation	\$ 157,167
General Fund—Fertilizer, Agricultural Mineral and Lime Account Appropriation	\$ 86,073
General Fund—Nursery Inspection Account Appropriation	\$ 125,109
General Fund—Commission Merchants Account Appropriation	\$ 185,011
Grain and Hay Inspection Fund Appropriation	\$ 1,992,508

DEPARTMENT OF EMPLOYMENT SECURITY

General Fund Appropriation	\$ 67,459
Unemployment Compensation Administration Fund.....	\$ 17,624,586
Administrative Contingency Fund	\$ 60,000

DEPARTMENT OF PUBLIC ASSISTANCE

General Fund Appropriation: *Provided*, That \$27,714,463 shall be available exclusively for administration including salaries, wages and operations: *Provided*, That the department is authorized to pay necessary travel expenses and per diem for a Child Welfare Day-Care Advisory Committee; \$49,437,829 shall be available for Old Age Assistance exclusive of burial costs, and exclusive of nursing home and other medical care costs: *Provided*, That there is specifically earmarked the following amount for use in providing temporary foster home care or receiving home care including medical care together with administrative costs for children between the ages of six and eighteen who are neglected and dependent and who are detained by the juvenile court prior to an adjudication by the court that the child is a dependent child, \$80,000: *Provided*, That there is specifically earmarked the following specified amount for Aid to Dependent Children, Disability Assistance and General Assistance, exclusive of burial costs and exclusive of nursing home and other medical costs \$82,286,558: *Provided*, That there is specifically earmarked the following specified amounts for the support of the following-named hospitals: King County Hospital, \$9,879,931, Pierce County Hospital \$3,371,406, and Clark County Hospital \$1,075,277: *Provided*, That the county hospitals shall be required to report all their revenue and expenditures as required by the department of public assistance: *Provided*, That there is specifically earmarked the following specified amount

for nursing home costs, support of county infirmaries and private hospitals, \$48,177,887, of which not more than \$1,230,277 shall be expended for county infirmaries, including \$366,858 for operation of the Whatcom County hospital as a 75 bed infirmary; and the department shall not before July 1, 1964, adjust payment rates for private hospitals and nursing homes by more than one-half the difference between present rates and July 1, 1963 rates determined according to the present cost formulas: *Provided*, That not more than \$50,000 shall be expended to provide any foster home care authorized under the provisions of the Juvenile Court Act: *Provided*, That if federal matching funds are made available there is specifically earmarked \$100,000 of which not to exceed \$50,000 in state funds shall be available for a study of the federally matched programs of old age assistance, aid to dependent children, aid to the permanently and totally disabled, and aid to the blind during the 1963-65 biennium, which study shall be made by a management consulting organization with experience in the health and welfare field under direction of the Department of Public Assistance and in consultation with a citizens committee which shall consist of members of the state advisory committee to the Department of Public Assistance and one member from each of the other departmental advisory committees and 10 additional persons who shall be appointed by the governor from various areas of the state representing institutions of higher learning, governmental agencies, and statewide private social agencies. Members of the committee shall be entitled to statutory travel and per diem expense for attendance at all meetings of the committee as approved by the director. The selection of the organization to do the study shall be made by the director with the advice of the committee on the basis of a bid or negotiated contract which provides for the completed study for a fixed fee to be paid from this appropriation. The study made of such programs shall be limited to: (1) The federal programs enumerated herein; (2) the nature and scope of the services which are an appropriate part of such programs; (3) areas where policies existing in such programs may be deficient or inconsistent with the purposes thereof as stated in the state and federal legislation pertaining to such programs; (4) availability and utilization of supportive community resources, both public and private as they affect such programs. A plan for the study shall be formulated by the department in consultation with the committee in order to qualify the study for federal matching funds and such plan and application for a federal grant shall be promptly presented to the Federal government. No expenditure of funds from this appropriation shall be made prior to the approval of the plan by the Federal government. A written report by the management consulting organization shall be made to the director and the governor on or before June 30, 1965. All expenditures of funds from this appropriation shall be authorized by the director of the Department of Public Assistance:..\$248,009,778

The Department of Public Assistance is hereby directed to administer the programs for which funds are herein appropriated in such a manner as to strictly comply with the existing statutes relating to public assistance, to adjust assistance payment if necessary, and to effect all economies possible in the administration of such programs during the 1963-1965 biennium in order that expenditures for said biennium shall not exceed the funds herein appropriated: *Provided*, That payments to applicants or recipients from this appropriation shall not be increased due to increased costs of living unless funds are available: *Provided*, That the department shall not pay increased rates for supplies or services unless it has been clearly determined that adequate funds are available to provide for the increased rates during the remainder of the biennium: *Provided*, That no payments of general assistance shall be made from this appropriation unless the applicant or recipient for general assistance has resided in the state of Washington for three out of the last four years immediately preceding the date of application: *Provided*, That the director may make payments of emergency general assistance to an applicant or recipient notwithstanding the residence provision

above for a period of not to exceed ninety days if a denial of assistance would cause undue hardship: *Provided*, That the amount paid from this appropriation to or on behalf of a recipient in a nursing home or a hospital for clothing and personal incidentals shall not exceed fifty percent of the amount which would be paid to such recipient if he were living in his own home: *Provided*, That where a dependent child lives with his mother and a stepfather or an adult male person assuming the role of a spouse to the mother although not legally married to her, the amount of the grant shall be computed after consideration is given to the income and resources of the stepfather or such adult male person and the state Department of Public Assistance shall determine if the stepfather or such adult male person is able to support the child either wholly or in part; said determination shall be based upon a standard which takes into account the stepfather's or such adult male person's income, resources, and expenses under regulations set forth by the Department of Public Assistance; a natural father is not relieved of any legal obligation to support his children by the liability for their support imposed upon their stepfather or adult male person by this proviso: *Provided*, That any portion of this appropriation which shall be paid to any applicant for, or recipient of old age assistance pursuant to Title 74 RCW shall be a debt due the state payable after the death of the individual who is or has been a recipient during the 1963-65 biennium and a claim for such debt shall be filed in accordance with RCW 11.40.010, procedure for the allowance of such claims shall be in accordance with chapter 11.40 RCW, and shall be subject to chapter 11.52 RCW, and the claim of the state shall have preference to the claims of all unsecured creditors, except funeral expenses, expenses of last sickness and of administration; such claims shall not be enforced against any real estate while it is occupied by the surviving spouse or dependent minor or disabled children of the recipient, but the statute of limitations shall be tolled as to the state at the time that the collection is prohibited hereunder shall not be a part of the time limited for the commencement of action; all recoveries shall be distributed between the state and federal government, respectively, in accordance with federal requirements; the transfer of any real property or any interest in real property by a recipient of old age assistance from this appropriation without adequate consideration within six months prior to the death of said recipient shall be prima facie fraudulent as to the state and the department through the attorney general may take such legal actions as are necessary to enforce the debt due the state hereunder against the real property or interest therein so conveyed; the provisions hereof shall also apply to any person or his estate who received public assistance under this appropriation which materially improved or benefited any real estate owned by the recipient: *Provided*, That if any part of this act shall be found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act. The rules and regulations under this act shall meet federal requirements which are a necessary condition to the receipt of federal funds by the state.

General Fund Appropriation for medical services and supplies not in excess of the unexpended balance of the 1961-63 appropriation or allotment for this purpose.....\$ 150,000

**DEPARTMENT OF INSTITUTIONS
SCHOOL FOR THE BLIND**

General Fund Appropriation.....\$ 863,480

**DEPARTMENT OF INSTITUTIONS
SCHOOL FOR THE DEAF**

General Fund Appropriation.....\$ 1,658,155

**SUPERINTENDENT OF PUBLIC INSTRUCTION
(Including Board of Education)**

General Fund Appropriations

Office of Superintendent of Public Instruction and Board of Education: <i>Provided</i> , That \$24,000 shall be available only for assistance to blind students pursuant to RCW 28.76.130.....	\$ 2,108,714
Aid to handicapped children and research related to educational services for exceptional children	\$ 13,919,578
Civil Defense Education.....	\$ 134,000
Education of Indian Children.....	\$ 140,000
School lunch and school milk programs.....	\$ 6,000,000
To carry out the provisions of Public Law 85-864 (National Defense Education Act of 1958).....	\$ 2,349,040
To State Board of Education for allocation as needed to County Superintendents of Schools.....	\$ 500,000
Distribution to counties, equalization: <i>Provided</i> , That no part of this \$26,800,000 be for community colleges or type I extended secondary education classes	\$ 26,800,000
Distribution to counties for school districts in accordance with the provisions of chapter 141, Laws of 1945, and acts amendatory or supplementary thereto, \$378,024,632 (being \$8,000,000 from the current school fund and \$370,024,632 from the general fund): <i>Provided</i> , That such distribution not exceed \$378,024,632 for the 1963-1965 biennium: <i>Provided</i> , That the equalization level of a school district for any equalization payment made from these appropriations shall be fifty-three cents times the total number of days attendance credit for the district computed on the basis of the estimate of attendance provided for in RCW 28.41.060 and on the basis of the factors prescribed in RCW 28.41.070 and adjusted, if necessary, to provide a minimum of forty-five hundred days of attendance credit for each educational unit to be maintained by the district during the school years 1963-1964 and 1964-1965: <i>Provided</i> , That apportionment on the attendance credit basis shall be forty-five cents per day: <i>Provided</i> , That the apportionment on the education unit basis shall be determined by the superintendent of public instruction for 1963-1964 and 1964-1965 in accordance with RCW 28.41.060: <i>Provided</i> , That not to exceed \$900,000 shall be an apportionment to equalization districts at fifty-four dollars per pupil for any increase in the school enrollment of the district in excess of five percent between October 1 of the current school year and October 1 of the preceding school year: <i>Provided</i> , That state support for kindergartens shall be at a level of seventy percent of full support: <i>Provided</i> , That none of these appropriations shall be expended for type I extended secondary education classes or for community colleges: <i>Provided</i> , That sixty percent of federal forest reserve funds distributed to schools for operations shall be treated as taxes for all computations affecting equalization and the one-and-one-third limitation: <i>Provided</i> , That the total apportionment to a school district for the year shall be reduced for each school year by the amount that is revenue as prescribed in RCW 28.41.080, including federal forest reserve funds, exceeds one-and-one-third times the equalization level defined: <i>Provided</i> , That none of these appropriations shall be expended for adult evening classes unless such classes have been approved by the board of education.	
General Fund Appropriations.....	\$370,024,632
Current School Fund Appropriation.....	\$ 8,000,000
Office of Superintendent of Public Instruction and Board of Education, for distribution to community colleges in accordance with Senate Bill No. 19 of the First Extraordinary Session of the 38th Legislature.....	\$ 20,600,000

STATE BOARD FOR VOCATIONAL EDUCATION

General Fund Appropriation: <i>Provided</i> , That the appropriation for the extended services program shall not be reduced by receipt of federal reimbursements below the amounts estimated in the budget.....	\$ 6,499,726
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TEACHERS' RETIREMENT SYSTEM

Teachers' Retirement Fund Appropriation.....	\$	356,219
General Fund Appropriation		
Contributions to Teachers' Retirement Fund.....	\$	12,128,000
Contributions to Teachers' Retirement Pension Reserve Fund.....	\$	14,878,000

WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION

General Fund Appropriation.....	\$	30,000
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UNIVERSITY OF WASHINGTON

General Fund Appropriation.....	\$	63,103,759
Motor Vehicle Excise Fund Appropriation.....	\$	244,700

WASHINGTON STATE UNIVERSITY

General Fund Appropriation.....	\$	37,153,739
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EASTERN WASHINGTON STATE COLLEGE

General Fund Appropriation.....	\$	5,779,192
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CENTRAL WASHINGTON STATE COLLEGE

General Fund Appropriation.....	\$	6,021,085
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WESTERN WASHINGTON STATE COLLEGE

General Fund Appropriation.....	\$	8,304,301
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STATE LIBRARY

General Fund Appropriation.....	\$	993,799
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WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation.....	\$	119,698
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EASTERN WASHINGTON HISTORICAL SOCIETY

General Fund Appropriation.....	\$	76,269
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STATE CAPITOL HISTORICAL ASSOCIATION

General Fund Appropriation.....	\$	75,295
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NEW SECTION. Sec. 2. The word "agency" used herein shall mean and include every state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board and commission, except as otherwise provided in this act.

The phrase "agencies headed by elective officials" used herein shall mean those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it shall not include those boards, commissions, or committees on which one or more of the above named elected officials serve.

NEW SECTION. Sec. 3. In order to carry out the provisions of these appropriations and the state budget, the budget director, with the approval of the governor, may:

(1) Allot all or any portion of the funds herein appropriated, or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: *Provided*, That the budget director shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Agencies headed by elective officials; University of Washington; Washington State University; Central Washington State College; Eastern Washington State College; Western Washington State College; Washington State Apple Advertising Commission; Washington State Fruit Commission; Washington Dairy Products Commission or any agricultural commodity commission created under the provisions of chapter 15.66 RCW; the legislative branch of state

government including the legislative council, the legislative budget committee, the statute law committee, and any legislative interim committee; or the judicial branch of state government: *Provided, however,* That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved allotments or to incur a deficiency and any obligation so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959 shall prevent revision of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues.

(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds.

(3) Prescribe procedures and forms to carry out the above.

(4) Allot funds from appropriations in this act in advance of July 1, 1963, for the sole purpose of authorizing agencies to order goods, supplies or services for delivery after July 1, 1963: *Provided,* That no expenditures may be made from these appropriations until after July 1, 1963.

NEW SECTION. Sec. 4. Except as otherwise provided in this act, any receipts from federal or other sources or from gifts or grants in excess of those estimated in the budget may be received and allotted by the governor but in the event that receipts shall be less than those estimated in the budget from any source the appropriation shall be limited to the amount actually received and allotments made as provided in section 3. Whenever possible, the receipt of federal or other funds which are not anticipated by the governor's budget or the legislature shall be used to support regular programs instead of using appropriated funds.

NEW SECTION. Sec. 5. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

NEW SECTION. Sec. 6. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the budget director may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriations shall be necessary to effect such repayment.

NEW SECTION. Sec. 7. In addition to the amounts appropriated in this act for revenue for distribution and bond retirement and interest, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 8. Amounts received by an agency as reimbursements pursuant to RCW 43.09.210 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the budget director which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum inter-agency usage of data processing equipment and services and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

NEW SECTION. Sec. 9. The regents, trustees, or board of directors of any of the state educational institutions or school districts are authorized to use funds appropriated by this act to provide and pay for tax deferred annuities for their respective employees in lieu of a portion of salary or wages as authorized under the provisions of 26 U.S.C. section 403(b) as amended by Public Law 87-370, 75 Stat. 796, as now or hereafter amended."

FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman,*

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman,*

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Frank Connor, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Michael J. Gallagher, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Marshall A. Neill, Ted G. Peterson, John A. Petrich, Albert C. Thompson, Jr., Perry B. Woodall.

On motion of Senator Greive the Senate resolved itself into a Committee of the Whole, Senator Riley in the Chair, for the purpose of considering Engrossed House Bill No. 1.

COMMITTEE OF THE WHOLE

Engrossed House Bill No. 1 was considered in the Committee of the Whole and reported back to the Senate, President Pro Tempore Riley presiding, with the recommendation that it do pass as amended.

On motion of Senator Riley, the report of the committee was adopted.

On motion of Senator Woodall, the reading had in the Committee of the Whole was considered the second reading of Engrossed House Bill No. 1.

On motion of Senator Riley, the committee amendment to Engrossed House Bill No. 1, adopted in the Committee of the Whole, was adopted by the Senate.

On motion of Senator Riley, the following amendments to the committee amendment adopted in the Committee of the Whole were adopted by the Senate:

On page 2, section 1, line 4, after "distribution:" strike all the matter down to and including "operations" on line 8.

On page 6, section 1, line 9, after "persons" strike "\$45,000" and insert "\$70,000"

On page 9, section 1, line 20, after "Appropriation" strike "\$2,362,017" and insert "\$2,412,017"

On page 9, section 1, line 33, after "clinics" strike "\$730,000" and insert "\$705,000"

On page 10, section 1, line 26, after "Institutions" strike "\$2,709,644" and insert "\$2,770,912"

On page 11, section 1, line 12, after "Appropriation" strike "\$5,000,730" and insert "\$4,950,730"

On page 11, section 1, line 31, after "Appropriation" strike "\$6,448,324" and insert "\$6,488,324"

On page 14, section 1, line 14, after "infirmary" strike the semicolon and the balance of lines 14, 15, 16, 17, 18 and the first four words on line 19.

On page 14, section 1, line 16, after "hospitals" strike "and nursing homes"

On page 17, line 33, strike "Provided, That any"

On page 18, strike the entire page.

On page 19, strike lines 1 through "recipient" on line 5

On page 20, section 1, line 24, after "Schools" and before "\$500,000 insert: " : *Provided*, That any county wherein the office of county superintendent has been abolished pursuant to RCW 28.19.180 shall receive an allotment from this appropriation commensurate with the amount said county would have received had the office of county superintendent not been abolished"

On page 21, section 1, line 33, after "colleges:" strike "Provided"

On page 22, strike lines 1 through "limitation:" on line 5

After "RCW 28.41.080" in line 9, strike everything through "funds," on line 10.

On page 26, following section 9, add a new section to read as follows:

"*NEW SECTION*. Sec. 10. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately."

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

On page 1 of the title, line 3, after "1965" insert "and declaring an emergency"

On motion of Senator Woodall, the rules were suspended, Engrossed House Bill No. 1, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Gallagher, Greive and McCutcheon demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 1, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 30; nays, 19; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Foley, Foster, Freise, Gallagher, Hallauer, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Petrich, Rasmussen, Raugust, Riley, Sandison, Washington—30.

Those voting nay were: Senators Chytil, Durkan, England, Gissberg, Greive, Guess, Hanna, Hess, Mardesich, Moriarty, Jr., Neill, Peterson, Rickdall, Ryder, Stender, Talley, Thompson, Jr., Williams, Woodall—19.

Engrossed House Bill No. 1, as amended by the Senate, having received the constitutional majority, was declared passed.

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

PERSONAL PRIVILEGE

Senator Cowen:

"Mr. President:

"Two years ago, on the night we passed the appropriations bill, we paid a tribute to our Chairman, Senator Hallauer. Tonight, members of the Senate, I firmly believe we should pay a tribute to the present Chairman of Ways and Means, Senator Frank Foley.

"I sat in the Appropriations Committee Room during the past two weeks, and I saw this young man at times ready to crack from this nervous tension he was under due to the fact there was just a few members of the committee present, when a great many of the members should have been. I do think tonight, as we did two years ago when we paid a standing ovation to Senator Hallauer, the members of the Senate should do likewise to Senator Frank Foley of Clark County."

The members of the Senate paid a standing ovation tribute to Senator Foley.

Senator Morgan:

"Mr. President and members of the Senate:

"I just wanted to say something here for a few moments.

"I, too, want to express my gratitude to the entire committee, Senator Foley, Senator Durkan, Senator Dore. We saw some pretty fine things happen and as far as I am concerned, there have been some miracles in these last few days. A great deal of money has gone to the Rainier School, a very good sum has gone to help retarded children; the old soldiers and the veterans got their money and our schools are in good shape. I hate to have to vote against my friends to help the schools, but I do think we should be grateful. We have fought like mad in Ways and Means. We haven't punched any jaws or anything, but it has been really rough, because we have to come and battle for our various districts, but I tell you I am glad it's over and I do think we should compliment these men because they have worked hard and long."

MOTIONS

On motion of Senator Greive, the Senate dispensed with the Call of the Senate.

At 1:15 a. m. Sunday, March 31, 1963, on motion of Senator Greive, the Senate adjourned until 7:00 p. m., Sunday, March 31, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

SEVENTEENTH DAY

EVENING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Sunday, March 31, 1963.

The Senate was called to order at 7:00 p. m. by President Cherberg. The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, Hess, McMillan, Rickdall, Stender, Talley, Williams and Woodall.

On motion of Senator Bailey, the absent Senators were excused.

The Color Guard, consisting of Pages Rachel Venneberg, Color Bearer, and Peter Giovine, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"Almighty and everlasting God, as we begin another week, we give Thee thanks for Thy constant help and sustaining presence.

"Thou hast chosen us to live in this particular age and hast equipped us with individual talents. Help us so to employ our time and our ability that Thy divine purposes may be realized.

"May Thy blessing rest on each legislator and leader assembled here. Keep their loved ones in Thy watch care.

"Through Christ our Lord. Amen."

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

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., March 31, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendments to Engrossed House Bill No. 1 and asks the Senate to recede therefrom, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 31, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 4 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 31, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Concurrent Resolution No. 8, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., March 31, 1963.

MR. PRESIDENT:

The Speaker has signed House Joint Memorial No. 1, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President has signed: House Joint Memorial No. 1.

MOTIONS

Senator Greive moved that the Senate refuse to recede from its amendments to Engrossed House Bill No. 1 and that the Senate ask the House for a conference thereon.

Debate ensued.

The motion was carried.

At 7:20 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Monday, April 1, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

EIGHTEENTH DAY

MORNING SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Monday, April 1, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Stender.

On motion of Senator Neill, Senator Stender was excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Vicki Papajani, presented the Colors.

Reverend Henry S. Rahn, pastor of the First Baptist Church of Olympia, offered prayer as follows:

"O God of Mercy, God of Might, whose patience knows no bounds, whose kindness is never absent and whose love is everlasting; help us to realize that in the grand business of living we cannot succeed without Thee, and we cannot fail if Thou art with us.

"As we face the difficulties of the day, we pray not for the removal of our obstacles, but for strength to surmount them. Help us to see in every trial the opportunity of Triumph.

"Through Jesus Christ our Lord. Amen."

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

The President declared the Senate to be at ease.

The President called the Senate to order at 12:20 p. m.

The Secretary called the roll and announced to the President that all Senators were present.

The Secretary read:

MESSAGES FROM THE HOUSE

MR. PRESIDENT:

The Speaker has signed House Bill No. 4, and the same is herewith transmitted.

House of Representatives,
Olympia, Wash., April 1, 1963.

S. R. HOLCOMB, *Chief Clerk.*

MOTION

On motion of Senator Gallagher, the Secretary was authorized to issue an additional roll of stamps to those Senators desiring same.

SIGNED BY THE PRESIDENT

The President has signed: House Bill No. 4.

House of Representatives,
Olympia, Wash., April 1, 1963.

MR. PRESIDENT:

The House has adopted House Concurrent Resolution No. 10, and the same is herewith transmitted.

House of Representatives,
Olympia, Wash., March 31, 1963.

MR. PRESIDENT:

The House refuses to concur in the Senate amendment to Engrossed House Bill No. 56 and asks the Senate to recede therefrom, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

Senator Sandison moved that consideration of Engrossed House Bill No. 56 be indefinitely postponed.

Debate ensued.

On motion of Senator Greive, the motion by Senator Sandison was made a special order of business for 1:30 p. m.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title and acted upon as indicated:

Senate Joint Resolution No. 11, by Senators Thompson, Jr. and Durkan: Authorizing legislature to fix time and manner of election of judicial and other nonpartisan offices.

Referred to Committee on Constitution, Elections and Legislative Processes.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 10, by Representatives Anderson, Wedekind, Burtch, Wang and Chatalas:

Proposing interim committee study on canal projects.

Referred to Committee on Rules and Joint Rules.

Senators Greive, McCutcheon and Herrmann demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

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

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present.

The President declared the Senate to be at ease.

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

The Secretary called the roll and announced to the President that all Senators were present.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President announced that the question before the Senate is: The motion by Senator Sandison that consideration of Engrossed House Bill No. 56 be indefinitely postponed.

Senators Gissberg, Gallagher and Kupka demanded the previous question.

Senator Woodall demanded a roll call on the demand for the previous question and the demand was sustained by Senators Neill, Lennart, Ryder, Moriarty, Jr., Chytil, Peterson, Freise and Atwood.

ROLL CALL

The Secretary called the roll and the demand for the previous question was sustained by the following vote: Yeas, 25; nays, 24; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Hallauer, Hanna, Henry, Herrmann, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Petrich, Rasmussen, Sandison, Stender, Talley—25.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Foster, Freise, Greive, Guess, Hess, Keefe, Knoblauch, Lennart, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Thompson Jr., Washington, Williams, Woodall—24.

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"Has it not been a ruling up to this point that in this extraordinary session we do not come within the purview of the fifty day rule and that it takes two-thirds to impose the demand at this juncture"

RULING BY THE PRESIDENT

The President:

"The President believes that the fifty day rule pertains to the suspension of rules relative to the advancement of a bill, Senator Woodall, and that the previous question can be sustained by a simple majority. The demand for the previous question has been sustained."

The President stated the question before the Senate is: It has been moved by Senator Sandison that consideration of Engrossed House Bill No. 56 be indefinitely postponed.

Senator Woodall demanded a roll call and the demand was sustained by Senators Neill, Moriarty, Jr., Chytil, Peterson, Atwood, Gallagher, Kupka and Gissberg.

ROLL CALL

The Secretary called the roll and the motion to indefinitely postpone was carried by the following vote: Yeas, 28; nays, 21; absent and excused, 0.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Henry, Herrmann, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Sandison, Stender, Talley, Washington, Woodall—28.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Foster, Freise, Guess, Hanna, Hess, Keefe, Knoblauch, Lennart, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Thompson, Jr., Williams—21.

NOTICE OF RECONSIDERATION

Senator Greive:

"I now give notice that at five o'clock today I will make a motion to reconsider the vote by which Engrossed House Bill No. 56 was indefinitely postponed."

Senator Woodall:

"He takes the words right out of my mouth."

Senator Greive:

"I would now give notice that on the next working day immediately succeeding this one I will move to reconsider the vote by which the Senate voted to indefinitely postpone Engrossed House Bill No. 56."

POINT OF ORDER

Senator Woodall:

"As I understand the rule on that, that means there will be no reconsideration. The reconsideration must be had on the same working day."

PARLIAMENTARY INQUIRY

Senator Greive:

"In this instance Senator Woodall and I are on the same side. All I want to know is how you are going to rule. If you are going to rule that we can reconsider the vote tomorrow, I will so move. If not, I will move for reconsideration today. It is up to the President to make that rule."

RULING BY THE PRESIDENT

The President:

"The President wishes to remind the members of the Senate that this is the eighteenth day of the first extraordinary session and Rule 31 applies: 'After the final vote on any resolution or bill, before the adjournment of that day's session, and at such time only, any member who voted with the prevailing side may give notice of reconsideration. Such motion to reconsider shall be in order only under the order of motions of the day immediately following the day upon which such notice of reconsideration is given, and may be made by any member who voted with the prevailing side.'"

NOTICE OF RECONSIDERATION

Senator Woodall:

"Having voted on the prevailing side, I do now give notice that on the next working day on the proper order of business, I shall move to reconsider the vote by which Engrossed House Bill No. 56 was indefinitely postponed."

Senator Greive:

"I think that tomorrow both Senator Woodall and I will make the motion together, jointly."

Senator Woodall:

"I am just making very sure that the good Senator does not have a moment of forgetfulness."

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 1, 1963.

MR. PRESIDENT:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 1 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Henry Backstrom, Damon R. Canfield, Chet King.
S. R. HOLCOMB, Chief Clerk.

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as members of the Conference Committee on Engrossed House Bill No. 1, Senators Foley, Dore and Ryder.

On motion of Senator Greive, the appointments were confirmed.

SECOND READING OF BILLS

Senate Bill No. 6, by Senators Foley, Neill, Hallauer and Atwood:

Authorizing general obligation bond issues for institutions of higher education.

The bill was read the second time by sections.

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

On page 3, strike all of section 10 and substitute the following:

"**NEW SECTION.** Sec. 10. On or before September 1, preceding the next state general election, the board of regents or board of trustees of each of the aforementioned institutions shall by resolution specify to the state finance committee facilities to be financed in whole or in part out of the bond proceeds, but no such facility shall be acquired, constructed, or equipped unless and until the same has been reviewed by and has received the express approval of the thirty-ninth session of the legislature."

On motion of Senator Hallauer, the rules were suspended, Engrossed Senate Bill No. 6 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 6, and the bill passed the Senate by the following vote: Yeas, 47; nays, 2; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—47.

Those voting nay were: Senators Freise, Moriarty, Jr.—2.

Engrossed Senate Bill No. 6, having received the constitutional majority, was declared passed.

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

Senate Bill No. 53, by Senators McCutcheon, Gallagher and Mardesich: Making an appropriation for the expenses of extraordinary session of the legislature.

On motion of Senator Bailey, Senate Bill No. 53 was ordered to retain its place on the second reading calendar for tomorrow.

MOTION

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

The President declared the Senate to be at ease.

The President called the Senate to order.

The Secretary read:

REPORT OF CONFERENCE COMMITTEE

Olympia, Wash., April 1, 1963.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Conference Committee, to whom was referred Engrossed House Bill No. 1, adopting the budget and making appropriations, have had the same under consideration, and we are unable to agree and request the powers of free conference.

Senate Members:

FRANK W. FOLEY

FRED H. DORE

JOHN N. RYDER

House Members:

HENRY BACKSTROM

DAMON R. CANFIELD

CHET KING

MOTIONS

On motion of Senator Greive, the Conference Committee report on Engrossed House Bill No. 1 was adopted and the committee was granted the powers of free conference.

On motion of Senator Greive, at 2:10 p. m., the Senate adjourned until 11:00 a. m., Tuesday, April 2, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

NINETEENTH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Tuesday, April 2, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senator Gallagher.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Mary Lewis, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O Almighty God, Who hast bound us together in this bundle of life, give us grace to understand how our lives and the lives of the citizens of this state depend upon the courage, the industry, the honesty and the integrity of our Senators.

"Grant that they may be filled with the love of Thy laws and of that which is righteous and life-giving; that they may be worthy stewards of Thy perfect gifts; and one day hear our Master's voice saying, 'Well done, good and faithful servant; you have been faithful over a little, I will set you over much; enter into the joy of your Master'; for Jesus Christ's sake. Amen."

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

PARLIAMENTARY INQUIRY

Senator Greive:

"Parliamentary inquiry, Mr. President:

"So that people will understand this question of reconsideration and we can have our thinking clear, if Senator Woodall and I, or either or both of us desire to make a motion to reconsider a matter today, are we going to be limited to a certain order of business which might take a majority or two-thirds to revert to, or can we put this off until later this afternoon?"

RULING BY THE PRESIDENT

The President:

"The President would like to suggest perhaps reconsideration could be made a special order of business."

MOTION

Senator Greive:

"I would move that the question of reconsideration be made a special order of business prior to the time of adjournment, say at 2:30 this afternoon."

POINT OF INQUIRY

Senator Woodall:

"Do I have the assurance then that we will meet at 2:30 p. m. and there will not be a quick adjournment and thus we will be barred from reconsidering?"

Senator Greive:

"I think I can give you that assurance that we are not going to make any attempt to prevent a vote to be taken."

Debate ensued.

The President:

"Senator Greive, in further answer to your inquiry, the President is of the opinion that only a simple majority is required to reconsider the motion at any time prior to adjournment."

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Mr. President:

"Does it require a two-thirds majority to suspend the rules to postpone this reconsideration? Our rules state that it shall be made on the next succeeding day at the proper time. Would it take two-thirds to suspend that rule?"

RULING BY THE PRESIDENT

The President:

"The President is of the opinion, Senator Rasmussen, that Rule 31 applies: 'A motion to reconsider shall have precedence over every other motion, except a motion to adjourn; and when the Senate adjourns while a motion to reconsider is pending or before passing the order of motions, the right to move a reconsideration shall continue to the next day of sitting.'

"The President believes that it would be possible to reconsider the question for instance, tomorrow, if the motion has been made, and it would require a majority, not a two-thirds vote."

PARLIAMENTARY INQUIRY

Senator Rasmussen:

"Parliamentary inquiry, Mr. President:

"My question was that the motion to postpone or to set the motion for reconsideration over at a later date, under our rules which provide that notice has been given and that he must then make a motion to reconsider at this time under the order of business for motions, the first order of business, my question was in the event that we have a motion to put this over until 2:30, then does it require a two-thirds vote to suspend this rule?"

RULING BY THE PRESIDENT

The President:

"No, it does not, Senator Rasmussen. It is true that Rule 31 states that such motion to reconsider shall be in order only under the order of motions of the day immediately following the day upon which such notice of reconsideration is given, etc., but down below it says if the question is pending, it can be taken up the following day, and then during the process of the proceedings of the Senate, at any time a Senator may move to revert to a particular order of business, and that would require only a simple majority."

MOTION

Senator Woodall:

"Having voted on the prevailing side, I move we do now reconsider the vote by which House Bill No. 56 was indefinitely postponed.

"I am now making this motion to clarify this matter and if Senator Greive now wants to make it a special order of business for 2:30 this afternoon, I have no objection."

Senator Greive:

"Then I desire to have my name added with Senator Woodall as a maker of the motion, and to have it set for 2:30 p. m."

MOTION FOR RECONSIDERATION

Senator Woodall and Senator Greive moved that the Senate reconsider the vote by which Engrossed House Bill No. 56 was indefinitely postponed.

On motion of Senator Greive, the motion was made a special order of business for 2:30 p. m.

MOTIONS

On motion of Senator Hallauer, the Committee on State Government was relieved of further consideration of House Bill No. 9.

On motion of Senator Hallauer, House Bill No. 9 was referred to Committee on Ways and Means.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Riley, Henry, Hess, Bailey, Connor, Ryder, Thompson, Jr., and Foster to escort the Senate Pages to a place of honor upon the rostrum.

The Pages presented a plaque of appreciation to President Cherberg and the members of the Senate.

PERSONAL PRIVILEGE

Senator McCutcheon:

"Mr. President:

"While we are dishing out the compliments to our Pages, I would like to call attention of the Senators to one of our members present, one we have all known for years and who never misses a roll call. I don't know what the last score was, but he has served in nine regular sessions and three special sessions. He has answered, during that arduous session, some three hundred roll calls. I don't think anywhere, not in the Legislature of the state of Washington, nor anywhere in the Northwest, has there been a more faithful, devoted servant than Senator Reuben A. Knoblauch of Puyallup. If you go around the corridors, you see pictures of W. H. Paulhamus, one time President of the Senate. He was from Puyallup. Senator John R. Rogers was from Puyallup. Puyallup has produced some great men: Senator John R. Rogers, W. H. Paulhamus and Reuben A. Knoblauch. I don't know what the 'A' stands for. 'Adam.' Reuben Adam Knoblauch, the man who produces rhubarb for us, not the rhubarbs, because in Puyallup Reuben is universally liked for his affability, his friendliness, and for his integrity, if you please.

"He comes from the famous Knoblauch family, pioneers in the Valley. I think he is rather outstanding, and on this occasion I hope the press will catch this and give him the credit due him. We wish him the very best of luck in the next election."

Senator Woodall:

"Mr. President:

"I was quite interested in hearing about this regularity in attendance which the Senator had. This regularity on his part probably proves that rhubarb makes for regularity."

PERSONAL PRIVILEGE

Senator Knoblauch:

"Mr. President and members of the Senate and Senator Woodall:

"I must say that there were times in the past nine sessions and the special sessions when it was a bit difficult to answer some of these roll calls. As long as Senator McCutcheon has been so kind, I think the record will show that since 1947 I have missed one or two roll calls, I'm not sure. It's been rather difficult.

"Senator, I appreciate the kind words from you and might I end up by saying that the nicest part of service I have had in Olympia is the making of some wonderful friends, and Governor, I wouldn't trade these friendships for anything in the world because I feel the Senators and members of the House of Representatives I have met in the past years have been a rewarding experience. I don't think there is a finer group than the ones I have had the pleasure to serve with."

PERSONAL PRIVILEGE

Senator Raugust:

"Mr. President and members of the Senate:

"We seem to have given out to most of the people around here, the Pages and the Lieutenant Governor and the Senators, many compliments and thanked them for what

they have done, and I think we have forgotten the members of the staff, the people who really do the work. Sometimes, when tempers go up, I look over here and see these two charming ladies with a smile, and tempers go down. I think we should thank Mr. Bowden and his staff for their excellent service. I think we have one of the best Reading Clerks who has ever been in this Senate, and as we leave here, I do know I will remember them for the courtesies they have extended to us."

PERSONAL PRIVILEGE

Senator Freise:

"Mr. President and members of the Senate:

"I would also like to remind the members of the Senate that the Special Session costs us approximately \$11,981.00 per day. We are now, I think, on the nineteenth day of the Special Session. We still have the Highway Bill to consider, we still have the Budget Bill, we still have to appoint the interim committees, we still have to make a determination whether we are going to have a Legislative Budget Committee and Legislative Council. We still have redistricting before us, we still have Teachers' Retirement, we still have the School Bond Bill, and I think that it's about time we stopped fiddling while Rome burns."

PERSONAL PRIVILEGE

Senator Riley:

"Mr. President and members of the Senate:

"I certainly want to join in all of the accolades to the Staff and the President, to the Personnel and everyone concerned. In addition, I want to extend my thanks to the members of the Thirty-Fifth District who made it possible for me to be here and if the legislative redistricting will leave me alone so that I may have a district when I leave here, I may return. I want to thank all of those people that potentially have something to do with sending me to Olympia."

PERSONAL PRIVILEGE

Senator Lennart:

"Mr. President:

"All of the redistricting measures we have had around here have shingled me off the roof, but I want to state I can predict that I will still be limping around here for many years to come."

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 1, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 6, have compared same with the original bill and find it correctly engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: Fred H. Dore, Marshall A. Neill.

MESSAGES FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, April 1, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bill, entitled:

Senate Bill No. 19:

Implementing law relating to community colleges.

Very truly yours,

BURTON R. JOHNSON,

Legal Administrative Assistant.

GUBERNATORIAL APPOINTMENT

The following appointment by the Governor was acted upon as indicated:

BOARD OF REGENTS OF THE WASHINGTON STATE UNIVERSITY

Dr. Milton Durham, appointed May 2, 1961, for the term ending March 9, 1967, succeeding himself.

Referred to Committee on Higher Education and Libraries.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 1, 1963.

MR. PRESIDENT:

The House has adopted the report of the Conference Committee on Engrossed House Bill No. 1, and has granted said committee the powers of Free Conference.

S. R. HOLCOMB, *Chief Clerk.*

MOTION

At 11:40 a. m., on motion of Senator Greive, the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p. m.

The President declared the Senate to be at ease.

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

APPOINTMENT OF SPECIAL COMMITTEE

The President announced the presence within the bar of the Senate of the Laverne College Choral Group, from Laverne, California, and appointed a special committee consisting of Senators Woodall, Henry, Freise, Keefe, Riley, Cooney and Kupka to escort the group to the bar of the Senate.

With the consent of the Senate, business was suspended to permit the group to sing a selection of songs for the Senate.

The President declared the Senate to be at ease.

The President called the Senate to order at 4:10 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Kupka, Gallagher and Washington.

Senators Greive, McCutcheon and Herrmann demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present.

On motion of Senator Greive, the Senate proceeded under the Call of the Senate.

SPECIAL ORDER OF BUSINESS

The time having arrived, the President announced the question before the Senate is: It has been moved that the Senate do now reconsider the vote by which Engrossed House Bill No. 56 was indefinitely postponed.

Debate ensued.

Senators Talley, Ryder and McCutcheon demanded the previous question and the demand was sustained.

On motion of Senate Greive, the rules were suspended and Senator Woodall was permitted to close debate.

Senator Greive demanded a roll call and the demand was sustained by Senators McCutcheon, McMillan, Rasmussen, Washington, Ryder, Williams, Atwood and Neill.

ROLL CALL

The Secretary called the roll and the motion to reconsider was carried by the following vote: Yeas, 32; nays, 17; absent and excused, 0.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cowen, DeGarmo, Donohue, England, Foley, Foster, Freise, Greive, Guess, Hanna, Henry, Hess, Keefe, Knoblauch, Lennart, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Thompson, Jr., Williams Woodall—32.

Those voting nay were: Senators Charette, Cooney, Dore, Durkan, Gallagher, Gissberg, Hallauer, Herrmann, Kupka, McCormack, Mardesich, Petrich, Rasmussen, Sandison, Stender, Talley, Washington—17.

MOTIONS

Senator Greive moved that the Senate insist upon its position on Engrossed House Bill No. 56 and ask the House for a conference thereon.

Senator Woodall moved that the Senate recede from its amendments to Engrossed House Bill No. 56.

The President stated the question before the Senate is: It has been moved by Senator Woodall that the Senate do recede from its amendments to Engrossed House Bill No. 56.

Senator Greive demanded a roll call and the demand was sustained by Senators Henry, Hess, DeGarmo, Moriarty, Jr., Chytil, Washington, Connor, Greive and McCutcheon.

ROLL CALL

The Secretary called the roll on the motion by Senator Woodall that the Senate recede from its amendments to Engrossed House Bill No. 56, and the motion was lost by the following vote: Yeas, 18; nays, 31; absent and excused, 0.

Those voting yea were: Senators Atwood, Chytil, England, Foster, Freise, Guess, Lennart, Moriarty, Jr., Neill, Peterson, Raugust, Rickdall, Riley, Ryder, Stender, Thompson, Jr., Williams, Woodall—18.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Petrich, Rasmussen, Sandison, Talley, Washington—31.

PARLIAMENTARY INQUIRY

Senator Greive:

"Do I understand, then, this automatically puts the affirmative motion?"

The President:

"The President is of that opinion."

PARLIAMENTARY INQUIRY

Senator Hess:

"Mr. President, in that the motion to recede has failed, has the motion by Senator Greive automatically carried?"

MOTION

Senator Greive:

"Mr. President, may I make the motion at this time that the Senate insist upon its position and ask the House for a conference on Engrossed House Bill No. 56?"

The President stated the question before the Senate is: It has been moved that the Senate insist upon its position with respect to Engrossed House Bill No. 56 and ask the House for a conference thereon."

Senator Dore demanded a roll call and the demand was not sustained.

The motion by Senator Greive was carried on a rising vote.

On motion of Senator Durkan, the Senate dispensed with the Call of the Senate.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 54:

Senate Chamber,

Olympia, Wash., April 1, 1963.

Relating to revenue and taxation (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 2, 1963.
MR. PRESIDENT:
The House has adopted Senate Concurrent Resolution No. 3, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 2, 1963.
MR. PRESIDENT:
The House has passed House Bill No. 23, and the same is herewith transmitted.
S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 2, 1963.

MR. PRESIDENT:
The House has passed: Engrossed House Bill No. 60; also
Engrossed House Bill No. 66, and the same are herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 2, 1963.

MR. PRESIDENT:
The House has passed: House Bill No. 35; also
House Bill No. 37, and the same are herewith transmitted.
S. R. HOLCOMB, *Chief Clerk.*

FIRST READING OF HOUSE BILLS

The following were read first time by title and acted upon as indicated:

House Bill No. 23, by Representatives Beck, Conner and Siler:

An Act relating to fire protection districts; amending section 2, chapter 34, Laws of 1939, as amended by section 2, chapter 254, Laws of 1947 and RCW 52.04.030; amending section 8, chapter 24, Laws of 1951, second extraordinary session and RCW 52.16.130; and adding a new section to chapter 34, Laws of 1939 and to chapter 52.16 RCW.

Referred to Committee on Cities, Towns and Counties.

House Bill No. 35, by Representatives Mast, Hawley and Wedekind:

An Act relating to food fish and shellfish; amending section 75.32.030, chapter 12, Laws of 1955 as amended by section 12, chapter 212, Laws of 1955, and RCW 75.32.030; amending section 75.32.070, chapter 12, Laws of 1955, and RCW 75.32.070; and repealing sections 75.32.010 and 75.32.040, chapter 12, Laws of 1955, and RCW 75.32.010 and 75.32.040.

Referred to Committee on Ways and Means.

House Bill No. 37, by Representatives Mast, Hawley and Wedekind:

An Act relating to food fish and shellfish; and amending section 75.32.090, chapter 12, Laws of 1955 and RCW 75.32.090; adding a new section to chapter 75.32 RCW; and repealing section 75.32.100, chapter 12, Laws of 1955 and RCW 75.32.100.

Referred to Committee on Ways and Means.

Engrossed House Bill No. 60, by Representatives Moon, Brachtenbach and Berentson:

An Act relating to animal diseases; providing for the slaughtering or destruction of diseased animals and indemnity therefor; adding a new section to chapter 165, Laws of 1927 and chapter 16.36 RCW.

Referred to Committee on Rules and Joint Rules.

Engrossed House Bill No. 66, by Representatives Copeland, Campbell and Evans:

An Act relating to retirement and pensions; creating a state public pension commission; defining powers and duties; making an appropriation; and declaring an emergency.

Referred to Committee on Rules and Joint Rules.

SECOND READING OF BILLS

Engrossed House Bill No. 6, by Representative Garrett (by Executive request):

Authorizing bonds for outdoor recreational facilities.

REPORT OF STANDING COMMITTEE

Engrossed House Bill No. 6:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Authorizing bonds for outdoor recreational facilities (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 1, section 1, line 14 of the engrossed bill, being on line 15 of the printed bill, after "authorized" insert " : *Provided*, That funds realized from the sale of such bonds shall be used solely for the acquisition of land and attached appurtenances and such property shall be for outdoor recreational use"

On page 1, section 2, line 23 of the engrossed bill, being on line 24 of the printed bill, strike all of section 2 and insert:

"*NEW SECTION. Sec. 2.* The proceeds from the sale of the bonds authorized herein shall be deposited in the parks and parkways account of the general fund or such other account or fund as shall be established for this purpose. Any agency or commission charged with the administration of the account or fund is authorized to use or permit the use of any funds derived from the sale of bonds authorized under this act as matching funds in any case where federal or other funds are made available on a matching basis for projects within the purposes of this act."

FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman,*

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman,*

Committee on Appropriations.

We concur in this report: Robert C. Bailey, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, Wilbur G. Hallauer, Andy Hess, George W. Kupka, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Ted G. Peterson, John A. Petrich, Edward F. Riley, John N. Ryder, Gordon Sandison, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments were adopted.

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 6, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 6, as amended by the Senate, was returned to second reading.

On motion of Senator Riley, Engrossed House Bill No. 6 was ordered to retain its place on second reading immediately following consideration of Senate Joint Resolution No. 10.

Senate Bill No. 12, by Senators Kupka, Atwood, Neill, Rasmussen and Keefe:

Providing for distribution of certain liquor revenues to cities and towns.

REPORT OF STANDING COMMITTEE

Senate Bill No. 12:

Senate Chamber,
Olympia, Wash., March 27, 1963.

Providing for distribution of certain liquor revenues to cities and towns (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendment:

On page 2, section 1, strike all of subsection (3) and insert:

"(3) There is levied and shall be collected from and after the fifteenth day of April, 1961, an additional tax upon each retail sale of spirits in the original package at the rate of one and one-tenth cents per fluid ounce or fraction thereof contained in

such original package, and the term 'retail sale' as used herein shall include the meaning ascribed thereto in chapter 82.04. The additional tax imposed in this paragraph shall apply to the sale of spirits by the Washington state liquor stores and agencies, including sales to Class H licensees.

There is levied and shall be collected from and after the first day of July, 1963, an additional tax upon each retail sale of spirits in the original package at the rate of four-tenths of a cent per fluid ounce or fraction thereof contained in such original package, and the term 'retail sale' as used herein shall include the meaning ascribed thereto in chapter 82.04. The additional tax imposed in this paragraph shall apply to the sale of spirits by the Washington state liquor stores and agencies, excluding sales to Class H licensees.

The tax imposed in RCW 82.08.020 as now or hereafter amended shall not apply to sales subject to the taxes imposed by this [paragraph] subsection. On or before the twenty-fifth day of each month beginning with the month of July, 1961, the Washington state liquor control board shall remit to the state tax commission, to be deposited with the state treasurer, all moneys collected by it under this [paragraph] subsection during the preceding month on sales made and subject to this [paragraph] subsection. [Upon receipt of such moneys the state treasurer shall deposit (them) in the state general fund and the] The provisions of RCW 82.08.160 and 82.08.170, and the provisions of chapter [43.66] 66.08 RCW relating to deposits, apportionment and distribution, shall have no application to the collections under this [paragraph] subsection. *On and after July 1, 1963, upon receipt of such moneys, the state treasurer shall deposit eighty percent thereof in the state general fund and the remaining twenty percent shall be divided among and distributed to the cities and towns of the state ratably on the basis of population as last determined by the state liquor control board: Provided, That no city or town in which the sale of liquor is forbidden as the result of an election shall be entitled to any share in such distribution.*"

....., Chairman.
....., Chairman,
Committee on Regulatory Agencies.
....., Chairman,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Jack England, Michael J. Gallagher, Sam C. Guess, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Albert C. Thompson, Jr., Walter B. Williams.

Senator Kupka moved the adoption of the committee amendment.
Debate ensued.

POINT OF INQUIRY

Senator Stender:

"Would Senator Kupka yield to a question? I was wondering what purpose would be served by excluding Class H licenses, the person that drinks his liquor by the drink at the bar. He would be given some other position in the structure of this bill than the other people that purchase the same whiskey at the store?"

Senator Kupka:

"Senator Stender, they are covered by a different provision. They are wholesale purchasers and just like any other business they go down and purchase wholesale just like you would have if you were in business."

POINT OF INQUIRY

Senator Hallauer:

"Would Senator Kupka submit to a question?
"Would this bill if passed in its present form amount to an additional tax?"

Senator Kupka:

"It is an additional tax, but not a new tax. It just broadens it a little bit."

Senator Hallauer:

"How much additional tax is involved?"

Senator Kupka:

"Well, this amendment covers one section of the tax that is imposed upon liquor at present. At present we have an affluent provision of the liquor tax of 1.1 percent and this does not disturb that portion of the liquor tax. We simply add 1.5 percent which would be actually .4 percent to the bill in order to cover the provisions of this bill. As you and I know, we are not about to dip into the general fund to try to help cities in this particular bill without providing some tax, and that is the purpose of it."

Senator Hallauer:

"How much in dollars does this twenty-five percent tax increase amount to over what you are getting now?"

Senator Kupka:

"Presently, for a biennium the tax is \$10,694,000 and after this is imposed it will be \$13,774,000. The new revenue makes up the difference."

Debate ensued.

The motion was carried and the committee amendment was adopted.

Senator Durkan moved the adoption of the following amendment by Senators Riley and Durkan:

On page 3, add a new section to read as follows:

"**NEW SECTION.** The liquor board is authorized to issue an annual license to sell liquor between the hours of twelve o'clock midnight Saturday and for the two hours next succeeding to any liquor licensee, the fee for which shall be one thousand dollars payable annually; the entire proceeds derived from the issuance of such licenses shall be distributed as follows: (1) to the cities and towns of the state where the licensees are physically located in such cities and towns; (2) to the counties of the state where the licensees are located outside the boundaries of any such incorporated cities and towns."

POINT OF ORDER

Senator Woodall:

"Point of order, Mr. President:

"My point of order is that the particular section or the subject matter which we are now attempting by this amendment to amend is controlling the hours of sales. I submit that this enlarges the scope and object of this particular bill which started out to be a revenue bill for the cities. The taxing sections are all under Section 82 of the Code. The regulation as to hours of vendors, etc., is under Section 66 of the Code. I submit this enlarges the scope and object of the bill."

The Secretary re-read the amendment by Senators Riley and Durkan.

Senator Durkan:

"If I may, I would like to speak on the point of order. At the same time I would like to make an oral amendment, as I notice that somehow the drafter didn't put it in there. If I may explain, I would like to move that the period and the quotes at the end be stricken, and that the following language be added: 'such proceeds from the liquor license will be distributed pursuant to RCW 82.08.150.' I think then this will clearly bring it within the purview of the revenue matter.

"Also, as to the point of order which Senator Woodall raises, that this was not pertinent to the section, my point would be that the liquor license proceeds would be deposited in the state general fund and distributed according to the formula."

The President:

"Senator Durkan, the President believes that your suggestion is somewhat involved. Would you prepare an amendment to the amendment, please?"

Senator Durkan moved the adoption of the following amendment to the amendment:

Strike the period on the last line of the amendment and add the following:
"such proceeds shall be distributed pursuant to RCW 66.08."

POINT OF ORDER

Senator McCormack:

"Point of order, Mr. President:

"Notwithstanding the fact that Senator Durkan has prepared the amendment to the amendment so that it refers to revenues, and how they are to be distributed, the fact is this deals with the regulation of hours and this increases the scope and object of the bill. As Senator Woodall has said, this is under Section 66, and just because it discusses how the revenues shall be distributed doesn't mean that it would come under Section 82. If that were true, you could write anything you wanted to in there. You could add any law you wished so long as it talked about revenue and how it shall be distributed under this section. Clearly this is an attempt to write an amendment which does not belong in this section. This is clearly an attempt to deal with the regulation of hours."

Senator Durkan:

"Speaking to Senator McCormack's point of order, he has misjudged my amendment. The revenue is what I am concerned about here. The hours are incidental."

POINT OF INQUIRY

Senator Woodall:

"Would Senator Durkan yield?"

"As long as the hours are clearly incidental, would you agree to take the incidental out and then proceed with the bill?"

Senator Durkan:

"We discussed this with our lawyers, Mr. President, and we thought there had to be some consideration for charging this thousand dollar license fee, so the consideration was the extension of the hours, which were secondary."

Senator Keefe:

"I move the amendment by Senator Durkan be laid upon the table."

The President:

"The President believes a ruling must be made upon the point of order before stating your motion, Senator Keefe."

Senator Atwood:

"Speaking on the point of order, now in their amendment they have a new license in there and under Title 66.24 all the licenses belong in that section, and not in any sections dealing with existing taxes, in which this falls. I can't see where this is within the scope or object of this measure within any degree whatsoever."

MOTION

Senator Freise:

"I move we recess until 8:00 p. m."

Senator Durkan:

"With the consent of the Senate, I will withdraw the amendment, and the amendment to the amendment."

Senator Freise:

"I will then withdraw my motion."

Senator Woodall:

"And I will withdraw my point of order."

With the permission of the Senate, Senator Durkan was permitted to withdraw his amendment, and the amendment to the amendment.

Senator Kupka moved that the rules be suspended and that Engrossed Senate Bill No. 12 be advanced to third reading, the second reading considered the third, and the bill placed on final passage.

PARLIAMENTARY INQUIRY

Senator Hallauer:

"Does it require a two-thirds majority to suspend the rules?"

The President:

"It does, Senator Hallauer."

Senator Kupka, demanded a roll call and the demand was sustained by Senators Herrmann, Connor, Keefe, Washington, Stender, Williams, Guess and Atwood.

ROLL CALL

The Secretary called the roll, and the motion to suspend the rules was carried by the following vote: Yeas, 42; nays, 6; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senators Gallagher, Gissberg, Hallauer, Mardesich, Petrich, Sandison—6.

Those absent or not voting were: Senator Foley—1.

The President stated the question before the Senate is: Engrossed Senate Bill No. 12 on final passage.

Senators Kupka, Herrmann and Connor demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 12, and the bill passed the Senate by the following vote: Yeas, 43; nays, 5; absent or not voting, 1.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senators Durkan, Gissberg, Hallauer, Lennart, McMillan—5.

Those absent or not voting were: Senator Petrich—1.

Engrossed Senate Bill No. 12, having received the constitutional majority, was declared passed.

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

MOTION

Senator Riley moved that Engrossed Senate Bill No. 12 be immediately transmitted to the House.

Debate ensued.

The President:

"For what purpose does Senator Gallagher rise?"

Senator Gallagher:

"I have a motion, I believe, of higher rank, if I may be permitted to put it."

The President:

"The President believes a motion of higher rank pertaining to the measure would be in order."

NOTICE OF RECONSIDERATION

Senator Gallagher:

"Having voted on the prevailing side, I would like to now serve notice that upon the following working day I will move to reconsider the vote by which Engrossed Senate Bill No. 12 passed the Senate."

POINT OF ORDER

Senator McCormack:

"Point of order, Mr. President:

"Senator Gallagher did not present a motion. He simply gave notice. That is not a motion of higher rank."

Senator Woodall:

"There is a motion pending. Senator Gallagher merely served notice of an intention that he would do something tomorrow. Clearly the motion of Senator Riley is of higher rank because Senator Gallagher has made no motion. He has merely said tomorrow he might do something."

Senator Gissberg:

"Well, Mr. President, it is perfectly clear that the Senator has an opportunity to present his notice at any time before the bill leaves the chamber and we have not yet had a vote upon transmitting. Senator Gallagher now having given his notice, it is perfectly proper, and it would now take a suspension of the rules to immediately transmit to the House."

Senator Ryder:

"In answer to Senator Gissberg, Senator Gallagher got the floor with the subterfuge that he was going to make a motion of higher rank than the motion of Senator Riley. He did not do so, so that his notice of reconsideration is entirely out of order."

MOTION

Senator Dore:

"I now move, having voted on the prevailing side, that we reconsider the vote by which Engrossed Senate Bill No. 12 passed the Senate and, under Rule 31, this would have precedence over everything except a motion to adjourn."

The President:

"It would require a suspension of the rules, Senator Dore."

Senator Dore:

"Under what rule, Mr. President?"

The President:

"Under Rule 31, Senator Dore."

Senator Dore:

"On or after the fiftieth day. This is only the nineteenth day."

The President:

"On and after the fiftieth day of the session, a motion to reconsider shall only be in order on the same day upon which notice of reconsideration is given and may be made at any time that day."

MOTION TO RECONSIDER

Senator Dore:

"I now move to reconsider. I assume it needs two-thirds, but can I speak on the motion?"

The President:

"Senator Dore, reading the first part of the rule: 'Such motion to reconsider shall be in order only under the order of motions of the day immediately following the day upon which such notice of reconsideration is given, and may be made by any member who voted on the prevailing side.'"

Senator Dore:

"That's my point. I am moving for immediately reconsidering the vote by which the measure passed. This takes precedence over Senator Riley's motion to transmit."

The President:

"Senator Dore, the President should like to repeat Senate Rule 31, that portion pertaining to this case: 'Such motion to reconsider shall be in order only under the order of motions of the day immediately following the day upon which such notice of reconsideration is given.' This is the nineteenth day. Senator Gallagher has given notice that he will move for reconsideration tomorrow."

PARLIAMENTARY INQUIRY

Senator Dore:

"Parliamentary inquiry, Mr. President:

"I thought Senator Gallagher's motion was about to be ruled out of order. If he is out of order, I would like to make my motion. If he is not out of order, I withdraw my motion."

The President:

"The President has not ruled on any questions as of now."

PARLIAMENTARY INQUIRY

Senator Dore:

"Parliamentary inquiry:

"If Senator Riley's motion carries will there be a bill tomorrow to reconsider?"

RULING BY THE PRESIDENT

The President:

"If Senator Riley's motion prevails, there will not be a Senate Bill No. 12 in the Senate tomorrow, unless we get it back at that time."

POINT OF ORDER

Senator Dore:

"Point of order, Mr. President:

"I have now made a motion, and under your interpretation of the rule, then, if his motion carries, no bill will be here to reconsider tomorrow but a motion to reconsider immediately is of higher rank than any other motion except a motion to adjourn, so it would take precedence over Senator Riley's motion, so at this time I would like to stand on my motion made to reconsider the vote at the present time because, evidently Senator Gallagher's notice to move for reconsideration is useless if Senator Riley's motion carries, and I would like to speak on the motion."

RULING BY THE PRESIDENT

The President:

"Senator Dore, the motion that you wish to present will require a suspension of the rules."

Senator Dore:

"It may well require a suspension but I would like to speak on it."

The President:

"A motion to suspend the rules is not debatable."

Senator Dore:

"I thought I could explain the motion."

Senator Gissberg:

"Speaking further on the point of order as raised by someone with respect to Senator Gallagher's notice that he gave on the question of reconsideration tomorrow, from the remarks that the President has made, it would appear that the President is thinking of accepting the notice which has already been given and which the Clerk has down in the minute book. She already has down the fact Senator Gallagher has given notice of reconsideration. If you then put the question to immediately transmit to the House, you are denying to the majority and minority groups in this Senate a very valuable right and that is the opportunity to delay until the next succeeding day, the right to debate the question of reconsideration.

"Now, if you want to suspend the rules, that's one thing. It would take a two-thirds majority vote in order to do that. A simple majority, in my opinion should not be allowed to cut out the question of reconsideration contrary to our rules."

Senator Gallagher:

"Mr. President:

"With the permission of the Senate, I will withdraw the motion for notice of reconsideration for tomorrow and spend my time in the House."

The President:

"The President wishes to state he has not inferred in any way as to just how he is going to rule."

Senator Kupka:

"What is before the body?"

Senator Riley:

"Mr. President:

"I demand the previous question on the motion by Senator Riley to immediately transmit to the House."

POINT OF ORDER

Senator Dore:

"Point of order, Mr. President:

"I made my motion to reconsider the vote and under Rule 31 even though it requires a suspension of the rules, I have a right to have that voted on first because that has precedence over everything except a motion to adjourn."

PARLIAMENTARY INQUIRY

Senator Greive:

"Would it be helpful to the Chair if we were to put this matter over until tomorrow so we could have sufficient time to reflect, or do you desire to make your ruling now?"

The President:

"Senator Greive, inasmuch as Senator Gallagher has withdrawn his notice of reconsideration, the President feels capable of ruling at this time. If Senator Dore wishes to put the motion to suspend the rules and immediately reconsider the vote by which Engrossed Senate Bill No. 12 passed, the President would put that motion, as it is of higher rank than Senator Riley's motion, Senator Dore has not yet moved the question."

MOTION FOR RECONSIDERATION

Senator Dore:

"Mr. President:

"Having voted on the prevailing side, I move the rules be suspended, under Rule 31, and that we now reconsider the vote by which Engrossed Senate Bill No. 12 passed the Senate."

The President stated the question before the Senate is: It has been moved that the rules be suspended and that the Senate immediately reconsider the vote by which Engrossed Senate Bill No. 12 passed the Senate.

PARLIAMENTARY INQUIRY

Senator Dore:

"Parliamentary inquiry, Mr. President:

"Under my motion, am I allowed to explain my motion why I am asking for a suspension?"

RULING BY THE PRESIDENT

The President:

"A motion asking for a suspension of the rules is not debatable, Senator Dore."

Senator Dore:

"In accordance with your custom, I thought you permitted a brief explanation."

The President:

"Not the President's custom, Senator Dore. A brief explanation will be permitted, but you will have to confine your remarks to a very brief explanation to why you want to suspend the rules."

Debate ensued.

The motion to reconsider was lost on a rising vote.

The President stated the question before the Senate is: It has been moved that Engrossed Senate Bill No. 12 be immediately transmitted to the House.

The motion was carried.

MOTION

At 6:05 p. m., on motion of Senator Greive, the Senate recessed until 8:00 p. m.

EVENING SESSION

The President called the Senate to order at 8:00 p. m.

The President declared the Senate to be at ease.

The President called the Senate to order at 8:40 p. m.

MOTIONS

On motion of Senator Greive, Senate Joint Resolution No. 10, Engrossed House Bill No. 6 and Senate Bill No. 53 were ordered to retain their places on the second reading calendar for tomorrow.

On motion of Senator Greive, Engrossed Senate Bill No. 50 was ordered to retain its place on the third reading calendar for tomorrow.

At 8:42 p. m., on motion of Senator Greive, the Senate adjourned until 10:00 a. m., Wednesday, April 3, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTIETH DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, April 3, 1963.

The Senate was called to order at 10:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Durkan, Kupka and Mardesich.

On motion of Senator Hanna, Senators Kupka, Durkan and Mardesich were excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Vicki Papajani, presented the Colors.

Reverend Teddy E. Turner, pastor of the First Christian Church of Olympia, offered prayer as follows:

"Our Eternal Father, center and soul of every sphere, yet to each human heart how near, help us to be receptive to Thee in all our endeavors this day.

"Teach us to ban all ugliness that blinds our eyes to Thee, until all shall know the loveliness of lives made fair and free. Amen."

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

NOTICE OF AMENDMENT TO SENATE RULES

Senator Rasmussen:

"Mr. President:

"I wish to serve notice that at the proper time tomorrow, I will move to amend the rules of the Senate."

POINT OF INQUIRY

Senator Woodall:

"Would the Senator state which rule he proposes to change so the notice will be effective?"

Senator Rasmussen:

"Mr. President:

"I have a new proposed rule concerning lobbyists. Do you want a copy mimeographed, Senator Woodall?"

Senator Woodall:

"I believe that's the purpose of the rule, so we may be advised."

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 2, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 12, have compared same with the original bill and find it correctly engrossed.

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill.

House Bill No. 23:

Senate Chamber,
Olympia, Wash., April 2, 1963.

Implementing laws relating to taxation of lands lying in both a fire protection district and forest protection assessment area (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman*.

We concur in this report: R. Frank Atwood, Robert L. Charette, Joe Chytil, Victor F. DeGarmo, Dewey C. Donohue, Sam C. Guess, Andy Hess, Ted G. Peterson, A. L. Rasmussen, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., April 2, 1963.

DR. MILTON DURHAM, to the position of member of the Board of Regents of the Washington State University, appointed May 2, 1961, for the term ending March 9, 1967, succeeding himself (reported by Committee on Higher Education and Libraries):
Recommends that said appointment be confirmed. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 2, 1963.

MR. PRESIDENT:

The House has passed Engrossed Substitute House Bill No. 12, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 2, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 46 with the following amendments:

In section 1, line 6, after "at any" and before "election," strike "primary or" and insert "general"

In section 1, beginning on line 12, strike the balance of the section, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator Donohue, the Senate concurred in the House amendments to Senate Bill No. 46.

The President called upon President Pro Tempore Riley to preside.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 46, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 42; nays, 1; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—42.

Those voting nay were: Senator Talley—1.

Those absent or not voting were: Senators Dore, Durkan, Foley, Kupka, Mardesich, Ryder—6.

Senate Bill No. 46, as amended by the House, having received the constitutional majority, was declared passed.

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

FIRST READING OF HOUSE BILL

The following was read first time by title and acted upon as indicated:

Engrossed Substitute House Bill No. 12, by Committee on Constitution, Elections and Apportionment:

An Act relating to election campaign contributions and expenditures; providing penalties; and repealing section 30, chapter 209, Laws of 1907, section 9, chapter 82, Laws of 1909, and RCW 29.18.140.

Referred to Committee on Constitution, Elections and Legislative Processes.

SECOND READING OF BILLS

Senate Joint Resolution No. 10, by Senators McCormack, Lennart and Gallagher:

Proposing constitutional amendments relating to legislative sessions, salaries of legislators and other officials, and eligibility of legislators to certain offices.

On motion of Senator Greive, Senate Joint Resolution No. 10 was ordered to retain its place at the end of today's second reading calendar.

Engrossed House Bill No. 6, by Representative Garrett (by Executive request):

Authorizing bonds for outdoor recreational facilities.

The Senate resumed consideration of Engrossed House Bill No. 6.

The bill was read the second time by sections.

On motion of Senator Greive, the rules were suspended, Engrossed House Bill No. 6, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Greive, McCutcheon and Talley demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 6, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 31; nays, 14; absent or not voting, 4.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, England, Foley, Gallagher, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, Petrich, Rasmussen, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams—31.

Those voting nay were: Senators Atwood, Chytil, Foster, Freise, Gissberg, Guess, Lennart, McMillan, Morgan, Moriarty, Jr., Peterson, Raugust, Stender, Woodall—14.

Those absent or not voting were: Senators Cowen, Durkan, Mardesich, Neill—4.

Engrossed House Bill No. 6, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Senate Bill No. 53, by Senators McCutcheon, Gallagher and Mardesich: Making an appropriation for the expenses of extraordinary session of the thirty-eighth legislature.

MOTIONS

On motion of Senator Greive, Senate Bill No. 53 was ordered to retain its place on tomorrow's second reading calendar.

The Senate resumed consideration of Senate Joint Resolution No. 10.

On motion of Senator McCormack, Senate Joint Resolution No. 10 was ordered to retain its place at the beginning of the next second reading calendar.

THIRD READING OF BILL

Engrossed Senate Bill No. 50, by Senators Donohue and Williams:

Defining places of voter registration and duties of city clerks regarding voting registrars.

Senator Woodall moved that Engrossed Senate Bill No. 50 be ordered to retain its place on the third reading calendar for tomorrow.

Debate ensued.

Senator Hess demanded a roll call and the demand was sustained by Senators Henry, Talley, McCutcheon, Charette, Herrmann, Gallagher, Connor, and Cooney.

ROLL CALL

The Secretary called the roll, and the motion was lost by the following vote: Yeas, 15; nays, 29; absent or not voting, 5.

Those voting yea were: Senators Atwood, Chytil, Cowen, England, Foster, Freise, Guess, Lennart, Moriarty, Jr., Peterson, Raugust, Rickdall, Riley, Thompson, Jr., Woodall—15.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Morgan, Petrich, Rasmussen, Sandison, Stender, Talley, Washington, Williams—29.

Those absent or not voting were: Senators Durkan, Foley, Mardesich, Neill, Ryder—5.

On motion of Senator Gallagher, the rules were suspended, the second reading considered the third, and Engrossed Senate Bill No. 50 was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 50, and the bill passed the Senate by the following vote: Yeas, 29; nays, 13; absent or not voting, 7.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, England, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Petrich, Rasmussen, Riley, Sandison, Stender, Talley, Washington, Williams—29.

Those voting nay were: Senators Atwood, Chytil, Cowen, Foster, Freise, Guess, Lennart, Moriarty, Jr., Peterson, Raugust, Rickdall, Thompson, Jr., Woodall—13.

Those absent or not voting were: Senators Dore, Durkan, Foley, Mardesich, Morgan, Neill, Ryder—7.

Engrossed Senate Bill No. 50, having received the constitutional majority, was declared passed.

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

On motion of Senator Hess, Engrossed Senate Bill No. 50 was ordered enrolled and immediately transmitted to the House.

The President declared the Senate to be at ease.

The President called the Senate to order at 12:00 noon.

The Secretary called the roll and announced to the President that all Senators were present.

The President declared the Senate to be at ease.

The President called the Senate to order.

The Secretary called the roll and announced to the President that all Senators were present.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 2, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred: Senate Bill No. 27; also

Senate Bill No. 40; also

Senate Bill No. 45; also

Senate Bill No. 47; also

Senate Concurrent Resolution No. 3, have inspected same, and find them correctly enrolled and certified., *Chairman.*

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., April 3, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 46, have inspected same, and find it correctly engrossed, enrolled and certified., *Chairman.*

We concur in this report: Michael J. Gallagher, R. R. (Bob) Greive, Marshall A. Neill.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 2, 1963.

MR. PRESIDENT:

The House has passed: Senate Bill No. 27; also

Senate Bill No. 40; also

Senate Bill No. 45; also

Senate Bill No. 47, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 27; also
 Senate Bill No. 40; also
 Senate Bill No. 45; also
 Senate Bill No. 46; also
 Senate Bill No. 47; also
 Senate Concurrent Resolution No. 3.

House of Representatives,
 Olympia, Wash., April 2, 1963.

MR. PRESIDENT:

The House has granted the request of the Senate for a conference on Engrossed House Bill No. 56 and the Senate amendments thereto and the Speaker has appointed as members of the Conference Committee thereon: Representatives Slade Gorton, Robert A. Perry, K. O. Rosenberg.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
 Olympia, Wash., April 3, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 27; also
 Senate Bill No. 40; also
 Senate Bill No. 45; also
 Senate Bill No. 46; also
 Senate Bill No. 47; also
 Senate Concurrent Resolution No. 3, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

APPOINTMENT OF CONFERENCE COMMITTEE

The President appointed as Senate members of the Conference Committee on Engrossed House Bill No. 56, Senators Greive, Neill and Gallagher.
 On motion of Senator Greive, the appointments were confirmed.

MOTION

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

AFTERNOON SESSION

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

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore and Hallauer.

On motion of Senator Gallagher, Senator Dore was excused.

On motion of Senator Gallagher, Senators Foley and Ryder were excused.

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
 Olympia, April 1, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointment to the Board of Regents of the Washington State University, subject to your confirmation:

Dr. Milton Durham, appointed May 2, 1961, for the term ending March 9, 1967, succeeding himself.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 2, 1963.

DR. MILTON DURHAM, to the position of member of the Board of Regents of the Washington State University, appointed May 2, 1961, for the term ending March 9, 1967, succeeding himself (reported by Committee on Higher Education and Libraries); Recommends that said appointment be confirmed. GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Mike McCormack, Marshall A. Neill, John N. Ryder, Nat Washington.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Cowen that the rules be suspended, that the committee report be adopted and the appointment of Dr. Milton Durham to the Board of Regents of the Washington State University be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Cowen:

"Mr. President and members of the Senate:

"I have known Dr. Durham for nearly twenty years in Spokane, Washington. He has served over six years already as a member of the Board. He is a fine gentleman, a man of integrity and high educational ideals, and has been president of the National Board of Regents of the United States. He is respected throughout the nation by his fellow members of the large colleges throughout the nation.

"I hope the name of Dr. Milton Durham will be confirmed as a member of the Board of Regents of Washington State University."

Senator Neill:

"Mr. President:

"Dr. Durham has served for six years as regent of the Washington State University. He is an outstanding surgeon from the city of Spokane, but more important, he has shown an active interest in the problems of higher education throughout the United States, having served as president of the American Association of Governing Boards of Institutions of Higher Learning, and he is a man who is dedicated to the cause and needs of higher education who is being confirmed here today. The confirmation to the Board of Regents is an asset, not only to the Washington State University, but to all causes of higher education in the United States."

The motion was carried.

APPOINTMENT OF DR. MILTON DURHAM

The Secretary called the roll and the appointment of Dr. Milton Durham to the Board of Regents of the Washington State University was confirmed by the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators DeGarmo, Dore, Foley, Hallauer, McCutcheon, Petrich, Ryder—7.

Having received the approval of the Senate, the appointment of Dr. Milton Durham to the Board of Regents of the Washington State University was confirmed.

SECOND READING OF BILLS

House Bill No. 50, by Representatives Mahaffey, Evans, Braun, Copeland, Kirk, McCaffree, Jueling, Lewis, Metcalf, Hadley and Morphis:
Relating to teachers' retirement and pensions.

REPORT OF STANDING COMMITTEE

House Bill No. 50:

Senate Chamber,
Olympia, Wash., March 30, 1963.

Relating to teachers' retirement and pensions (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 3, section 1, lines 11 and 12, after "*fiscal year*" and before the period, insert: "*except that any part of salaries and wages in excess of ten thousand dollars per annum shall be excluded in determining the earnable compensation of a member*"

On page 9, section 4, line 7, after "*A minimum of*" strike "*fifty*" and insert "*ninety*" and in line 8 after "*equivalent of*" strike "*fifty*" and insert "*ninety*"

FRANK W. FOLEY, *Chairman*.
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: R. Frank Atwood, Robert C. Bailey, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, R. R. (Bob) Greive, Andy Hess, George W. Kupka, August P. Mardesich, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Ted G. Peterson, A. L. Rasmussen, Gordon Sandison, Don L. Talley, Walter B. Williams.

The bill was read the second time by sections.

On motion of Senator Durkan, the committee amendments were adopted.

Senator Durkan moved the adoption of the following amendment:

On page 20, section 25, line 8, after "*the sum of*" and before "*thousand*" strike "*one million nine hundred twenty*" and insert "*one hundred ninety-four*"

Senator Woodall demanded a roll call and the demand was sustained by Senators Moriarty, Jr., Chytil, Peterson, Atwood, Bailey, Rasmussen, Durkan, and Washington.

ROLL CALL

The Secretary called the roll and the amendment was adopted by the following vote: Yeas, 23; nays, 21; absent or not voting, 5.

Those voting yea were: Senators Bailey, Charette, Connor, Cooney, Donohue, Durkan, Gallagher, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Sandison, Stender, Talley, Washington—23.

Those voting nay were: Senators Atwood, Chytil, England, Foster, Freise, Gissberg, Guess, Hess, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Thompson, Jr., Williams, Woodall—21.

Those absent or not voting were: Senators Cowen, DeGarmo, Dore, Foley, Hallauer—5.

Senator Woodall moved the adoption of the following amendment:

On page 20, section 26, line 11, strike "*1964*" and insert "*1965*"

The motion was lost and the amendment was not adopted.

On motion of Senator Hess, the rules were suspended, House Bill No. 50, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 50, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 44; nays, 2; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those voting nay were: Senators Durkan, Moriarty, Jr.—2.

Those absent or not voting were: Senators Dore, Hallauer, Ryder—3.

House Bill No. 50, as amended by the Senate, having received the constitutional majority, was declared passed.

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

EXPLANATION OF VOTE

I changed my vote from "aye" to "nay" for the purposes of conference on House Bill No. 50.

MARTIN J. DURKAN.

On motion of Senator Hess, House Bill No. 50, as amended by the Senate, was ordered immediately transmitted to the House.

Engrossed House Bill No. 60, by Representatives Moon, Brachtenbach and Berentson:

Authorizing indemnity for slaughter of diseased animals and appropriating money therefor.

The bill was read the second time by sections.

On motion of Senator Henry, the rules were suspended, Engrossed House Bill No. 60 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 60, and the bill passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, Donohue, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators DeGarmo, Dore, Foley, Hallauer, Ryder—5.

Engrossed House Bill No. 60, having received the constitutional majority, was declared passed.

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

Senate Bill No. 54, by Senator Durkan:

Relating to revenue and taxation.

REPORT OF STANDING COMMITTEE**Senate Bill No. 54:**

Senate Chamber,
Olympia, Wash., April 3, 1963.

Relating to revenue and taxation (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 6, add a new section following section 3 as follows:

"Sec. 4. Section 82.08.080, chapter 15, Laws of 1961, as amended by chapter 244, Laws of 1963, and RCW 82.08.080 are each amended to read as follows:

The commission may authorize a seller to pay the tax levied under this chapter upon sales made through vending machines and similar devices or where sales are made under conditions of business such as to render impracticable the collection of the tax as a separate item and waive collection of the tax from the customer. Where sales are made by receipt of a coin or coins dropped into a receptacle that results in delivery of the merchandise in single purchases of smaller value than the minimum sale upon which a one cent tax may be collected from the purchaser, according to the schedule provided by the commission under authority of RCW 82.08.060, and where the design of the sales device is such that multiple sales of items are not possible or cannot be detected so as to practically assess a tax, in such a case the selling price for the purposes of the tax imposed under RCW 82.08.020 shall be [sixty] *eighty* percent of the gross receipts of the vending machine through which such sales are made. No such authority shall be granted except upon application to the commission and unless the commission, after hearing, finds that the conditions of the applicant's business are such as to render impracticable the collection of the tax in the manner otherwise provided. The commission, by regulation, may provide that the applicant, under this section, furnish a proper bond sufficient to secure the payment of the tax."

Renumber the remaining sections consecutively.

On page 1, line 5 of the title, after "RCW 82.08.030;" insert "amending section 82.08.080, chapter 15, Laws of 1961, as amended by chapter 244, Laws of 1963, and RCW 82.08.080;"

FRANK W. FOLEY, *Chairman.*

MARTIN J. DURKAN, *Chairman.*

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman.*

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, David C. Cowen, Victor F. DeGarmo, Dewey C. Donohue, Jack England, Michael J. Gallagher, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., Marshall A. Neill, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Gallagher, the committee amendment to page 6 adding a new section was laid upon the table.

Senator Herrmann moved the adoption of the following amendment by Senators Kupka, Herrmann, Hanna, Cooney and Keefe:

On page 2, line 2, insert the following sections and renumber the remaining sections consecutively.

"Sec. 2. Section 82.04.260, chapter 15, Laws of 1961 and RCW 82.04.260 are each amended to read as follows:

(1) Upon every person engaging within this state in the business of buying wheat, oats, corn and barley, but not including any manufactured or processed products thereof, and selling the same at wholesale; the tax imposed shall be equal to the gross proceeds derived from such sales multiplied by the rate of one one-hundredth of one percent.

(2) Upon every person engaging within this state in the business of manufacturing wheat into flour; as to such persons the amount of tax with respect to such business shall be equal to the value of the flour manufactured, multiplied by the rate of one-eighth of one percent.

(3) Upon every person engaging within this state in the business of manufacturing seafood products which remain in a raw, raw frozen, or raw salted state at the completion of the manufacturing by that person; as to such persons the amount of tax with respect to such business shall be equal to the value of the products manufactured, multiplied by the rate of one-eighth of one percent.

(4) From July 1, 1963 until June 30th, 1965, upon every person engaging within this state in the business of manufacturing aluminum pig, ingot, billet, plate, sheet (flat or coiled), rod, bar, wire, cable or extrusions; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products manufactured multiplied by the rate of twenty-two one-hundredths of one percent.

Sec. 3. Section 82.04.240, chapter 15, Laws of 1961 and RCW 82.04.240 are each amended to read as follows:

Upon every person except persons taxable under subsection (2), [or] (3), or (4) of RCW 82.04.260 engaging within this state in business as a manufacturer; as to such persons the amount of the tax with respect to such business shall be equal to the value of the products, including by-products, manufactured, multiplied by the rate of one-quarter of one percent.

The measure of the tax is the value of the products, including by-products, so manufactured regardless of the place of sale or the fact that deliveries may be made to points outside the state.

Sec. 4. Section 82.04.296, chapter 15, Laws of 1961 as amended by section 2, chapter 293, Laws of 1961 and RCW 82.04.296 are each amended to read as follows:

From and after the first day of May, 1955, there is levied and shall be collected from every person for the act or privilege of engaging in business activities, as a part of the tax imposed by this chapter, other than those activities taxed pursuant to RCW 82.04.260 (1), (2), (3) or (4), an additional tax in the amount of sixty percent of the tax payable under this chapter: *Provided*, That from April 1, 1959 the additional tax imposed under this section shall be in the amount of seventy-six percent of the tax payable under this chapter. To facilitate collection of this additional tax, the tax commission is authorized to adjust the basic rates of persons to which this section applies in such manner as to reflect the exact amount of the additional tax hereby imposed.

Sec. 5. Section 82.04.440, chapter 15, Laws of 1961 and RCW 82.04.440 are each amended to read as follows:

Every person engaged in activities which are within the purview of the provisions of two or more of sections RCW 82.04.230 to 82.04.290, inclusive, shall be taxable under each paragraph applicable to the activities engaged in: *Provided*, That persons taxable under RCW 82.04.250 or 82.04.270 shall not be taxable under RCW 82.04.230, 82.04.240 or subsection (2), [or] (3) or (4) of RCW 82.04.260 with respect to extracting or manufacturing of the products so sold, and that persons taxable under RCW 82.04.240 shall not be taxable under RCW 82.04.230 with respect to extracting the ingredients of the products so manufactured."

Debate ensued.

Senator Hess moved that Senate Bill No. 54 hold its place on second reading until the next calendar for second reading.

Debate ensued.

With the consent of the Senate, the motion by Senator Hess was withdrawn.

PARLIAMENTARY INQUIRY

Senator Washington:

"Parliamentary inquiry, Mr. President:

"I voted on the prevailing side on the tabling of the amendment relating to vending machines. Would it be proper now to reconsider the vote by which that amendment was tabled?"

POINT OF ORDER

Senator Herrmann:

"Point of order, Mr. President:

"Isn't there a motion before the Senate to adopt the amendment? There has been intervening business and a motion is before the Senate."

RULING BY THE PRESIDENT

The President:

"In answer to the point of order presented by Senator Herrmann, the President believes in the interest of orderly procedure, action should be completed on the motion presented by Senator Herrmann before entertaining your notice of reconsideration, Senator Washington."

Debate ensued.

The motion was lost on a rising vote, and the amendment by Senator Herrmann was not adopted.

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

On page 16, insert four new sections following section 12 as follows:

"Sec. 13. Section 3, chapter 168, Laws of 1961 and RCW 84.36.171 are each amended to read as follows:

Goods, wares, raw furs and merchandise manufactured or produced in any of the states, territories, or possessions of the United States or foreign countries and brought into this state for the purpose of transportation or sale through and to points without the state, and identified and set aside at the date of such entry as *property ultimately destined for out-of-state shipment*, while being so transported, or while held in storage in a public or private warehouse awaiting such transportation, shall be considered and held to be property, in transit and nontaxable if actually shipped to points outside the state [on or before April 30th of the first year for which they would otherwise be taxable]. The county assessor shall list and assess all such goods, wares and merchandise as of January 1st of each year, without regard to any average inventory, but shall cancel any such assessment in whole or in proportionate part upon receipt of [sufficient documentary proof that the identical property so assessed was actually shipped to points outside the state on or before April 30th of such year; but no such cancellation shall be made unless proof is furnished to the county assessor before June 1st of such year] *the affidavit of exemption as set forth in section 2 of this amendatory act*. A sale of or transfer of title to any such property, while being so transported or held in storage, shall not operate to defeat the intent or purpose of this section.

NEW SECTION. Sec. 14. There is added to chapter 84.36 RCW a new section to read as follows:

Any owner or agent claiming property in transit as defined in RCW 84.36.171 as of January 1st of any year shall file with his listing of property as provided by RCW 84.40.040 an affidavit of exemption in such form and manner as prescribed by the state tax commission which shall adequately describe the nature and amount of such property. Such property for which an exemption is sought must be shipped to an out-of-state destination not later than December 31st of the year for which the exemption is claimed.

NEW SECTION. Sec. 15. There is added to chapter 84.36 RCW a new section to read as follows:

If any property claimed to be tax exempt as property in transit as defined in RCW 84.36.171 is reconsigned to a final destination in the state of Washington or is not shipped out of the state by December 31st the owner or agent shall file a report not later than March 31st of the following year with the county assessor of the county in which the goods were located. Such report shall be on a form prescribed by the state tax commission. For each year the property would have been taxed, except for the provisions of this amendatory act, all such properties so reconsigned or not shipped out of the state by December 31st shall be assessed and taxed as otherwise provided by law, including (but not limited to) assessments as omitted property pursuant to RCW 84.40.080: *Provided*, That the three year limitations granted other

omitted property shall not apply to property in transit reconsigned for delivery in the state of Washington. Such property shall be subject to taxation for any year during which they were held as exempt property within the state prior to their delivery to some point in the state: *Provided further*, That any property first declared to be exempt as in transit and later reconsigned for delivery within the state shall be subject to a penalty equal to eight percent of the tax found to be payable on such property during the period it was declared as exempt.

NEW SECTION. Sec. 16. There is added to chapter 84.36 RCW a new section to read as follows:

All property claimed to be property in transit under section 1 of this amendatory act shall be so designated upon the books and records of the owner or his agent, or if the owner or agent maintains no records within this state, then upon the records of the warehouse or other person or agency having custody of such property in this state. An owner or agent filing an affidavit of exemption under this amendatory act shall consent to the inspection of his books and records upon which the claimed property has been designated, such inspection to be similar in manner to that provided by RCW 84.40.340, or if the owner or agent does not maintain records within this state, the consent shall apply to the records of the warehouse, person or agent having custody of the property in this state. Consent to the inspection of the records shall be executed as a part of the affidavit of exemption. The owner, his agent, warehouseman or other person having custody of the property referred to herein shall retain within this state for a period of at least two years from the date of the affidavit of exemption a copy of the records showing shipment of such property to a destination outside this state. If satisfactory records are not made available to the assessor within the county wherein the exemption is sought then the exemption shall be denied."

Renumber the remaining section as section 17.

The motion was carried and the amendment was adopted.

The President declared the Senate to be at ease.

The President called the Senate to order.

MOTION

Senator Washington moved that the committee amendment relating to vending machines be taken from the table.

The motion was lost on a rising vote.

Senator Foster moved the adoption of the following amendment by Senators Foster, Woodall, Hanna and Knoblauch:

On page 5, section 3, line 32, insert a new subsection to be known as subsection (17) as follows:

"(17) Nor shall it include sales to persons of heating fuel to be used for the heating of orchards or other agricultural or floricultural crops growing in areas for the purpose of producing for sale any fruit or other agricultural or horticultural products whatsoever."

Renumber subsection (17) as subsection (18) and renumber the remaining subsections consecutively.

Debate ensued.

Senators Talley, Riley and Hess demanded the previous question and the demand was sustained.

Senator Foster demanded a roll call and the demand was sustained by Senators Rickdall, Stender, Raugust, Henry, Talley, DeGarmo, Knoblauch, Hanna and Greive.

ROLL CALL

The Secretary called the roll and the amendment by Senator Foster was not adopted by the following vote: Yeas, 18; nays, 26; absent or not voting, 5.

Those voting yea were: Senators Chytil, Connor, England, Foster, Freise, Greive, Hanna, Henry, Knoblauch, McCormack, Neill, Peterson, Raugust, Rickdall, Stender, Talley, Thompson, Jr., Woodall—18.

Those voting nay were: Senators Atwood, Bailey, Charette, Cooney, Cowen, DeGarmo, Donohue, Durkan, Gallagher, Gissberg, Guess, Herrmann, Hess, Keefe, Kupka, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Riley, Sandison, Washington, Williams—26.

Those absent or not voting were: Senators Dore, Foley, Hallauer, Lennart, Ryder—5.

Senator Washington moved the adoption of the following amendment:

On page 6, add a new section following section 3 as follows:

"Sec. 4. Section 82.08.080, chapter 15, Laws of 1961, as amended by chapter 244, Laws of 1963, and RCW 82.08.080 are each amended to read as follows:

The commission may authorize a seller to pay the tax levied under this chapter upon sales made through vending machines and similar devices or where sales are made under conditions of business such as to render impracticable the collection of the tax as a separate item and waive collection of the tax from the customer. Where sales are made by receipt of a coin or coins dropped into a receptacle that results in delivery of the merchandise in single purchases of smaller value than the minimum sale upon which a one cent tax may be collected from the purchaser, according to the schedule provided by the commission under authority of RCW 82.08.060, and where the design of the sales device is such that multiple sales of items are not possible or cannot be detected so as to practically assess a tax, in such a case the selling price for the purposes of the tax imposed under RCW 82.08.020 shall be [sixty] *seventy-nine* percent of the gross receipts of the vending machine through which such sales are made. No such authority shall be granted except upon application to the commission and unless the commission, after hearing, finds that the conditions of the applicant's business are such as to render impracticable the collection of the tax in the manner otherwise provided. The commission, by regulation, may provide that the applicant, under this section, furnish a proper bond sufficient to secure the payment of the tax."

Renumber the remaining sections consecutively.

PARLIAMENTARY INQUIRY

Senator Gallagher:

"Is this the same amendmnet which was laid upon the table earlier this evening?"

Senator Washington:

"I can explain that. It is the same amendment, except it has the words 'eighty percent' changed to 'seventy-nine.'"

POINT OF ORDER

Senator Gallagher:

"Point of order, Mr. President:

"The rules provide where an amendment has been considered and has been either adopted or defeated or tabled, that you cannot at a later time move the same amendment with a 't' or a period or a number changed. I think the Senate, by its previous action, has taken action on this amendment; therefore, I question whether it is in order."

Senator Washington:

"Speaking to the point of order, the body decided that it was not willing to raise the sixty percent exemption to eighty percent. It did not decide that it is not willing to raise the exemption to seventy-nine, and this is certainly in keeping with parliamentary procedure. Many times you try for a higher figure and you may amend and apply a lower figure."

Senator Henry:

"Speaking to the point of order, Mr. President, I think the rules say that we go section by section and amend section by section. We have passed that section now."

Senator Washington:

"No, we do many times take them in the order in which the amendments go to the desk."

Senator Gallagher:

"Is this an amendment to the amendment which was tabled?"

Senator Washington:

"This is a new amendment."

Senator Gallagher:

"It is the same amendment."

The President:

"This is not the same amendment as the one that was tabled, Senator Gallagher, in that the percent has been changed from eighty to seventy-nine percent."

Senator Gallagher:

"Mr. President, is it then my understanding that after an original amendment is tabled, that we can then again and again re-offer the amendment, lowering it to seventy-nine, sixty, and on down all day long on the same amendment?"

The President:

"The President will check your inquiry, Senator Gallagher."

The President declared the Senate to be at ease.

The President called the Senate to order.

RULING BY THE PRESIDENT

The President:

"In answer to the point of order, as presented by Senator Gallagher, the President refers to Reed's Rule 154: 'Sometimes an amendment is presented to an assembly with blanks for dates and amounts. In that case, when it is proposed to fill the blanks, the propositions, if there be more than one, are not treated as amendments, but are marshaled in such order that the largest sum or the longest time is put first, and then if this proposal be rejected, the next largest sum or longest time is put, and so on until the blank is filled.'"

QUESTION OF CONSIDERATION

Senator Gallagher:

"Mr. President, I would like to raise the question of consideration on the amendment proposed by Senator Washington."

POINT OF ORDER

Senator Rasmussen:

"Point of order, Mr. President:

"I think Senator Washington had the floor and Senator Gallagher only raised the point of order, and Senator Washington still has the floor and Senator Gallagher is not in order to raise the question of consideration."

Senator Gallagher:

"Speaking upon that point, I believe the rules provide that at any time a member may raise the question of consideration if recognized upon the floor."

RULING BY THE PRESIDENT

The President:

"Ruling upon the point of order, the Secretary of the Senate has advised the President that Senator Washington had not been recognized to debate the motion. Therefore, Senator Gallagher's motion is in proper order."

Senator Washington demanded a roll call, and the demand was sustained by Senators McMillan, Morgan, Rasmussen, Petrich, Guess, Atwood, England and Peterson.

ROLL CALL

The Secretary called the roll on the question of consideration, and the Senate voted not to consider the amendment by Senator Washington by the following vote: Yeas, 16; nays, 29; absent or not voting, 4.

Those voting yea were: Senators Atwood, Chytil, Foster, Guess, Hallauer, Hess, McMillan, Morgan, Moriarty, Jr., Peterson, Petrich, Rasmussen, Raugust, Sandison, Washington, Williams—16.

Those voting nay were: Senators Bailey, Charette, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Freise, Gallagher, Gissberg, Greive, Hanna, Henry, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Neill, Rickdall, Riley, Talley, Thompson, Jr., Woodall—29.

Those absent or not voting were: Senators Dore, Foley, Ryder, Stender—4.

Senator Washington moved the adoption of the following amendment:

On page 6, add a new section following section 3 as follows:

"Sec. 4. Section 82.08.080, chapter 15, Laws of 1961, as amended by chapter 244, Laws of 1963, and RCW 82.08.080 are each amended to read as follows:

The commission may authorize a seller to pay the tax levied under this chapter upon sales made through vending machines and similar devices or where sales are made under conditions of business such as to render impracticable the collection of the tax as a separate item and waive collection of the tax from the customer. Where sales are made by receipt of a coin or coins dropped into a receptacle that results in delivery of the merchandise in single purchases of smaller value than the minimum sale upon which a one cent tax may be collected from the purchaser, according to the schedule provided by the commission under authority of RCW 82.08.060, and where the design of the sales device is such that multiple sales of items are not possible or cannot be detected so as to practically assess a tax, in such a case the selling price for the purposes of the tax imposed under RCW 82.08.020 shall be [sixty] *seventy-eight* percent of the gross receipts of the vending machine through which such sales are made. No such authority shall be granted except upon application to the commission and unless the commission, after hearing, finds that the conditions of the applicant's business are such as to render impracticable the collection of the tax in the manner otherwise provided. The commission, by regulation, may provide that the applicant, under this section, furnish a proper bond sufficient to secure the payment of the tax."

Renumber the remaining sections consecutively.

QUESTION OF CONSIDERATION

Senator Gallagher raised the question of consideration on the amendment, and the Senate voted not to consider the amendment.

On motion of Senator Durkan, the committee amendment to the title was laid upon the table.

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

On page 1, line 17 of the title, after "RCW 83.40.040;" insert "amending section 3, chapter 168, Laws of 1961 and RCW 84.36.171; and adding new sections to chapter 84.36 RCW."

On motion of Senator Durkan, the rules were suspended, Engrossed Senate Bill No. 54 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

Senators Greive, Herrmann and Talley demanded the previous question and the demand was sustained.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 54, and the bill passed the Senate by the following vote: Yeas, 39; nays, 7; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Durkan, England, Foster, Freise, Gissberg, Greive, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Peterson, Petrich, Rasmussen, Rickdall, Riley, Sandison, Stender, Talley, Williams, Woodall—39.

Those voting nay were: Senators Gallagher, Guess, Hallauer, Morgan, Raugust, Thompson, Jr., Washington—7.

Those absent or not voting were: Senators Dore, Foley, Ryder—3.

Engrossed Senate Bill No. 54, having received the constitutional majority, was declared passed.

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

EXPLANATION OF VOTE

The undersigned Senator voted "nay" on Engrossed Senate Bill No. 54 because it was clearly stated on the floor of the Senate that the purpose of section 2 amending RCW 84.04.290 was to permit distillery representatives the right to deduct the value of samples purchased by them in furtherance of their business. I have no objection to such deductions but feel that the exemption more properly belongs in another section of the law. I do not question the legality of such amendment since the legislature has clearly stated its position on this matter.

MICHAEL J. GALLAGHER.

House Bill No. 23, by Representatives Beck, Conner and Siler:

Implementing laws relating to taxation of lands lying in both a fire protection district and forest protection assessment area.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended, House Bill No. 23 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 23, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Sandison, Stender, Thompson, Jr., Washington, Williams, Woodall—41.

Those absent or not voting were: Senators Donohue, Dore, Durkan, Foley, Mardesich, Peterson, Ryder, Talley—8.

House Bill No. 23, having received the constitutional majority, was declared passed.

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

MOTIONS

On motion of Senator McCormack, Senate Joint Resolution No. 10 was ordered to retain its place at the beginning of the second reading calendar for tomorrow.

At 3:45 p. m., on motion of Senator Greive, the Senate adjourned until noon, Thursday, April 4, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-FIRST DAY

NOON SESSION

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, April 4, 1963.

The Senate was called to order at noon by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Gallagher, Mardesich, Peterson, Petrich, Stender and Talley.

On motion of Senator Keefe, Senators Gallagher, Mardesich and Talley were excused.

On motion of Senator Neill, Senators Peterson and Stender were excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Vicki Papajani, presented the Colors.

Reverend Homer D. Kimmel, pastor of the Church of the Brethren of Olympia, offered prayer as follows:

"O God, the source of wisdom, whose statutes are good and just, and whose law is truth, unto Thee we give the allegiance and loyalty of our lives. Help us to know within us, each one, that you love us and have confidence in us.

"We seek Thy help when we come face to face with hard decisions and grave responsibilities. May we accept all things as a trusteeship for Thee and Thy people.

"Strengthen us when we are misunderstood; forgive us when we fumble. Lead us, not into temptation but in paths of right and guide us by the light of Thy love for all persons. Amen."

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

PRESIDENT'S PRIVILEGE

The President:

"Honored members of the Senate, Ladies and Gentlemen:

"On this, the twenty-first day of the Extraordinary Session, April 4, 1963, the President is sure that everyone present will join in the expression of the thought that now is the time for a most memorable occasion."

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed a special committee consisting of Senators Keefe, Knoblauch and Neill to escort Senator David C. Cowen to a place of honor upon the rostrum.

The President:

"Honored members of the Senate, Ladies and Gentlemen:

"A short while ago the Honorable Victor A. Meyers, Secretary of State of the state of Washington delivered to the President's office this magnificent package. With your permission, the President should like to request of Senator Dr. David C. Cowen that he rise and open this package, and at that time the President will attempt to read what may be inscribed thereon."

The package was opened by Senator Cowen.

The President:

"Members of the Senate and Davey:

"With your permission and that of the Senators, I would like to read what is inscribed on this beautiful tribute that is being presented to you by Victor A. Meyers who, in his own right, has a great heart, too, Davey:

"In tribute to a Great Humanitarian, Dean of Washington Legislators, served in the House of Representatives 1935, 1937, 1939, and 1941, and as a member of the Honored Senate of the state of Washington 1943, 1944 Extraordinary Session, 1945, 1947, 1949, 1950 Extraordinary Session, 1951, 1951 Extraordinary Session, 1951 Second Extraordinary Session,—“There must be a million stories you can tell, Davey”—1953, 1953 Extraordinary Session, 1955, 1955 Extraordinary Session, 1957—” “That was the first time we were together”— 1959, 1959 Extraordinary Session, 1961, 1961 Extraordinary Session, 1963, 1963 Extraordinary session,—1965, 1965 Extraordinary Session and ad infinitum, and also inscribed is the great thought:

“Although we may laugh and jest,

‘A life of service is the best,

‘And happiness shall always be,

‘For him who serves humanity.’

“And inscribed on this magnificent tribute are the signatures of the Honorable Albert D. Rosellini, Governor of the state of Washington, the Honorable William S. Day, Speaker of the House of Representatives, the Honorable Victor A. Meyers, Secretary of State, and even the President got in on this.

“Davey, the President believes that whoever composed this particular thought described you perfectly and it is with the greatest pride and humility that the members of the Senate and the President join with Secretary of State Victor Meyers in presenting this great tribute to one of the grandest guys in the world, Davey Cowen.”

(Applause.)

Senator Cowen:

"Thank you, Lieutenant Governor Cherberg, and members of the Senate:

"I am deeply grateful and I am very humble with this wonderful token of appreciation by the Secretary of State, whom I have known for more than fifty years. I know that you don't want to be belabored with any more debate or any more talks.

"I wish to say this is one of the grandest sessions I have ever had the pleasure of serving with. I take great cognizance of the fact Senator Woodall stated here a few weeks ago this has been a wonderful session due to the fact that there hasn't been any real bitter debates or malice towards anyone in the Senate, and through the wonderful thinking and thoughts of Senator Woodall and Senator Bob Greive, I can assure you this has been a very amiable session.

"To the members of the Senate here for their first time, I want to say a word to you. As you first-termers are ready to go home, I wish to tell you that you are the most outstanding first-termers I have had the pleasure of serving with. You are very capable. You are honest in your convictions, and your thoughts this session have been outstanding. I speak for the whole membership of the Senate and I want to state to you first-termers you have done a magnificent and outstanding job and I sincerely hope and pray God gives you good health and that you will be with us in the 1965 Session.

"To the rest of the members of the Senate, I would like to say I wish you would excuse me and let me get home at this very moment to see my family and also I am

sure my business needs a little attention, so if Senator Woodall would make the motion to excuse me, I will be deeply grateful to him, because in the 1961 Session, he brought me back just as Senator Keefe and I were ready to board an airplane for home. I'll never forget that. I'd like to tell you a little story about that. They brought us back, and I was so nervous that two days later I broke out with shingles and it took me two months to get over them. So, Senator Woodall, if you would help me get home, my plane is waiting for me, I'll forgive you for giving me the shingles in the 1961 Session.

"I want to say 'goodbye' to each and every one of you. It's been a wonderful session. The decorum has been wonderful, and I'm sure that it is due to the great efforts of Senator Woodall and Senator Bob Greive. This has been one of the most outstanding sessions I have ever had the pleasure of serving in in my twenty-nine years of being in the Washington State Legislature.

"Again I wish to say 'goodbye' and wish the best of health and luck to all of you and may you have a prosperous next two years.

"Thank you."

Senator McCutcheon:

"I demand a Call of the Senate."

MOTION

Senator Woodall:

"I stand here with mixed emotions. I would like to have the distinguished Senator be here in these closing hours, but I hate to be accused of giving people shingles.

"It was my pleasure some time back while in the House to excuse a House member so he could go south of the Border to win the hand of a beautiful senorita. He didn't win either. But it is a pleasure at this time to move that we excuse our Senior Senator, Dr. David Cowen, for the balance of this Extraordinary Session."

Senator Hess:

"Objection. Mr. President, I sympathize with Senator Cowen very much, but I'm wondering just what is going on here. I understand two Senators are gone permanently. I had a conference in Washington, D.C. that began yesterday morning, and I skipped it to stay here. I think every other Senator has the same obligation to the state."

Senator Knoblauch:

"Mr. President, members of the Senate:

"If the press has to print the last part of this, I hope they will print the first part, but Dr. Cowen isn't the only one who has received a bouquet today. I got one in the mail thanking me for my vote against gambling, and then it ends up with these words: 'This session seems to have been particularly confusing. Keep up the good work!'"

The President stated the question before the Senate is: It has been moved that Senator Cowen be excused for the balance of the Extraordinary Session.

POINT OF ORDER

Senator Greive:

"Mr. President, point of order:

"I hate to be a voice not going along with the majority, but I don't think the rules permit us to excuse a member more than twenty-four hours. I don't think we have that privilege."

The President:

"Then Senator Cowen has promised to return within the twenty-four hours.

"Senator Cowen, good friends don't say goodbye. Everybody joins in saying to you 'Aloha!'"

The motion was carried and Senator Cowen was excused.

The Secretary read:

SENATE RESOLUTION

1963 EX -17-

By Senator Rasmussen:

WHEREAS, Many legislative representatives attend the sessions of the legislature of the state of Washington; and

WHEREAS, Legislative representatives are an important source of information and aid to the legislators and make a contribution to the legislative process; and

WHEREAS, It is necessary and proper that all persons working for and with the law-making body by supplying information and advice be known to the legislators and to the public at large; and

WHEREAS, No purpose is served by the withholding of information concerning the income and expenditures of legislative representatives in the course of their activities for their employers; and

WHEREAS, Such employer and his representative have no reason to withhold this information from the public at large or the legislators; and

WHEREAS, This information will materially aid the legislators in their work for the people and will aid the people better to know the legislative process;

Now, Therefore, Be It Resolved, By the Senate that the rules of the Senate of the state of Washington be amended by adding thereto a new rule to be designated Rule 71 to read as follows:

"Rule 71. Every person who is neither an employee of the state nor an elected representative of the people and who seeks to promote or oppose any legislation before the senate, a senate committee, or any member of the senate, for hire, shall, within ten days after any general election of state representatives, register his name, address, and each and every of those persons or organizations of any kind which has paid or will pay him anything for such promotion or opposition of legislation. In all cases where such person does not know at that time whether or not he will engage in such activities, he shall register within five days of his appointment or hiring for that purpose. Registration shall be with the secretary of state who shall on the fifth day of the session give copies of the lists to the secretary of the senate. Thereafter, all such persons shall register with the secretary of the senate. On the fifth day of the session or upon application and registration, whichever is the later in time, such person shall be issued a card signed by the secretary of the senate which shall entitle him to perform the function of a paid lobbyist. The issuance of such card shall be mandatory unless the senate for any of the reasons set forth herein, has acted to remove the privilege, in which case the card shall be cancelled. At the end of each two weeks of the session, such person shall submit a list of his employers and the amounts of money he has received and expects to receive from each employer for his work during the session. At the end of the session he shall submit a list of total sums received from his employers for his work during the sessions and the names of and amounts from each employer. Each of these reports shall be submitted to the secretary of the senate. The last report shall be submitted within ten days of the adjournment of the legislature *Sine Die*. All such reports shall be a public record. The president of the senate shall appoint committees to carry out the intention of the senate regarding this rule. Any person who fails to comply with the provisions of this rule or who registers falsely in any manner shall have his card cancelled and shall not be allowed to promote or oppose any legislation before any senate committee or any senator or group of senators, for another, for hire, for a period of three years."

Senator Woodall moved that the resolution be referred to the Committee on Rules and Joint Rules.

Debate ensued.

The motion was carried.

PROTEST

April 5, 1963.

Honorable John A. Cherberg, President
Washington State Senate
Olympia, Washington

Mr. President:

I want to protest the vote by the Senate in sending the resolution relating to lobbyists to the Rules Committee.

House Rule 26 has for many years required lobbyists to register with the Speaker of the House. In the Senate we have no rule and some lobbyists are known to have contributed to the Greive fund, which in effect gives them a vote on the floor of the Senate. Senate Rule 45 does not permit lobbying when the Senate is in session.

My resolution would require registering and disclosure of all funds paid to lobbyists by their employers. Such records would be public and would give the voters information on the tremendous sums of money that are being spent in lobbying. Many times this money is being spent to promote legislation for liquor, gambling, horse racing, and related subjects.

Public disclosure would have the dual effect of alerting the voters and would also restrain some of the lobbying that goes on at our State Capitol.

A. L. RASMUSSEN
State Senator
28th District

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 3, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 54, have compared same with the original bill and find it correctly engrossed.

FRANK W. FOLEY, *Chairman.*

We concur in this report: R. R. (Bob) Greive, Perry B. Woodall.

GUBERNATORIAL APPOINTMENT

The following appointment by the Governor was acted upon as indicated:

BOARD OF REGENTS WASHINGTON STATE UNIVERSITY

H. Dewayne Kreager, appointed April 3, 1963, for the term ending March 9, 1969, succeeding William Goodwin.

Referred to Committee on Higher Education and Libraries.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 4, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 23; also House Bill No. 60, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President has signed: House Bill No. 23; also House Bill No. 60.

SECOND READING OF BILLS

Senate Joint Resolution No. 10, by Senators McCormack, Lennart and Gallagher:

Proposing constitutional amendments relating to legislative sessions, salaries of legislators and other officials, and eligibility of legislators to certain offices.

The resolution was read the second time in full.

Senator Gissberg moved the adoption of the following amendment:

On page 1, lines 7 through 14, strike all of "Separate Amendment No. 1" and renumber the subsequent separate amendments.

Debate ensued.

MOTION

At 1:10 p. m., on motion of Senator Greive, the Senate recessed until 2:10 p. m.

AFTERNOON SESSION

The President called the Senate to order at 2:10 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Dore, Gissberg, Mardesich, Peterson, Stender and Talley; Senators Cowen, Mardesich, Peterson and Stender having been excused.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 4, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 6 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 4, 1963.

MR. PRESIDENT:

The Speaker has signed House Bill No. 6, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed: House Bill No. 6.

SECOND READING OF BILLS

The Senate resumed consideration of Senate Joint Resolution No. 10 on second reading.

The President declared the question before the Senate is: It has been moved that the amendment by Senator Gissberg be adopted.

Debate ensued.

Senator Greive demanded a roll call and the demand was sustained by Senators McCormack, McCutcheon, McMillan, Lennart, Freise, Moriarty, Jr., Hallauer and Washington.

ROLL CALL

The Secretary called the roll, and the amendment was adopted by the following vote: Yeas, 26; nays, 13; absent or not voting, 10.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Cooney, DeGarmo, Donohue, England, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Herrmann, Keefe, McMillan, Moriarty, Jr., Petrich, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Williams, Woodall—26.

Those voting nay were: Senators Connor, Dore, Hess, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Morgan, Neill, Rasmussen, Raugust, Washington—13.

Those absent or not voting were: Senators Cowen, Durkan, Foley, Gissberg, Hanna, Henry, Mardesich, Peterson, Stender, Talley—10.

Senator Rasmussen moved the adoption of the following amendment:

Separate Amendment No. 2. After the word "law" on line 19, add the following: " : *Provided*, That the legislature shall never grant any extra compensation to any public officer, agent, employee, servant or contractor after the services shall have been rendered or the contract entered into, nor shall the compensation of any public officer be increased during his term of office."

Debate ensued.

The President called upon President Pro Tempore Riley to preside.

On motion of Senator McCutcheon the amendment was laid upon the table.

Senator Rasmussen moved the adoption of the following amendment:

Strike Separate Amendment No. 3, lines 25 and 26.

Debate ensued.

The motion was lost and the amendment was not adopted.

Senator Dore moved the adoption of the following amendment:

On page 1, line 17, strike the words "and other elective state officials"

Debate ensued.

The motion was lost on a rising vote and the amendment was not adopted.

Senator McCutcheon moved the adoption of the following amendment:

On page 1, strike lines 7 through 14 and insert:

"(Separate Amendment No. 1.) *NEW SECTION*. Article II, section 12A. *SESSIONS OF THE LEGISLATURE*. Sessions of the legislature, unless specially convened by the Governor, shall convene on the third Monday in January of each odd-numbered year and shall not be more than sixty days: *PROVIDED*, That upon the approval of two-thirds of the members of each house in open session, the legislature may provide for its convening between regular sessions in special or extended sessions for a period or periods not to exceed a total of sixty days additional.

Article II, section 12 is hereby repealed."

Debate ensued.

With approval of the Senate, the amendment was withdrawn.

Senator Petrich moved the adoption of the following amendment:

On page 1, Separate Amendment No. 2, line 19, strike all matter on line 19 following the word "be" and substitute the following:

"as provided by the legislature and nothing shall prohibit the increasing of compensation of any public officer during his term of office."

Debate ensued.

Senators Greive, Keefe and Herrmann demanded the previous question and the demand was sustained.

The motion was lost and the amendment was not adopted.

On motion of Senator McCormack, the rules were suspended, Engrossed Senate Joint Resolution No. 10 was advanced to third reading, the second reading considered the third, and the resolution placed on final passage.

Senators McCormack, Hallauer and Cooney demanded the previous question and the demand was sustained.

Senators McCormack, DeGarmo and McMillan demanded a Call of the Senate.

A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Connor, Cowen, Mardesich, Stender and Peterson; Senators Cowen, Mardesich, Peterson and Stender having been excused.

On motion of Senator Foley, the rules were suspended and the Senate ordered to be at ease for a Ways and Means Committee meeting under the Call of the Senate.

The Sergeant at Arms was instructed to bring in the absent member, Senator Connor.

The President declared the Senate to be at ease.

The President called the Senate to order at 4:00 p. m.

Senator Connor appeared before the bar of the Senate.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Dore, Mardesich, Peterson, Petrich, and Stender.

PRESIDENT'S PRIVILEGE

The President:

"It is the President's understanding that the conferees on redistricting are meeting at this time."

On motion of Senator Greive, Senators Dore, Greive and Petrich, and Senators Bailey, Sandison, Woodall and Gissberg were excused subject to roll call.

MOTION

Senator Ryder moved that the Senate be at ease for approximately forty-five minutes.

The motion was carried.

The President declared the Senate to be at ease.

The President called the Senate to order at 4:55 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Peterson, Stender, Cowen and Mardesich, who were excused.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Bill No. 25:

Senate Chamber,
Olympia, Wash., April 4, 1963.

Authorizing general obligation bonds for buildings at the juvenile correctional institution in King county (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass as amended.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
FRED H. DORE, *Chairman*,
Committee on Appropriations.

We concur in this report: Frank Connor, John L. Cooney, Victor F. DeGarmo, Jack England, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, Frances Haddon Morgan, John A. Petrich, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

Senate Concurrent Resolution No. 2:

Senate Chamber,
Olympia, Wash., March 25, 1963.

Renovating legislative accommodations (reported by Committee on Parks, Capitol Grounds, Public Buildings, Veterans' Affairs and Civil Defense):

MAJORITY recommends that do pass. VICTOR F. DEGARMO, *Chairman*.

We concur in this report: Robert L. Charette, Jack England, F. Stuart Foster, Sam C. Guess, Wilbur G. Hallauer, H. B. Hanna, Frances Haddon Morgan, Walter B. Williams.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 35:

Senate Chamber,
Olympia, Wash., April 4, 1963.

Striking distinction of Columbia river district as to privilege and catch fees on food fish and shellfish (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, Victor F. DeGarmo, Jack England, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

House Bill No. 37:

Senate Chamber,
Olympia, Wash., April 4, 1963.

Providing for quarterly payment of privilege or catch fees on food fish and shellfish and penalties for late payment (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: R. Frank Atwood, Joe Chytil, Frank Connor, John L. Cooney, Victor F. DeGarmo, Jack England, Sam C. Guess, Wilbur G. Hallauer, Andy Hess, George W. Kupka, Ernest W. Lennart, Mike McCormack, David E. McMillan, Frances Haddon Morgan, Charles P. Moriarty, Jr., A. L. Rasmussen, Edward F. Riley, John N. Ryder, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

Passed to Committee on Rules and Joint Rules for second reading.

GUBERNATORIAL APPOINTMENT

Senate Chamber,
Olympia, Wash., April 4, 1963.

H. DEWAYNE KREAGER, to the position of member of the Board of Regents of the Washington State University, appointed March 21, 1963, for the term ending March 9, 1969, succeeding William Goodwin (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman*.

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Marshall A. Neill, John N. Ryder, Nat Washington.

Passed to Committee on Rules and Joint Rules.

THIRD READING OF BILLS

The Senate resumed consideration of Senate Joint Resolution No. 10.

PARLIAMENTARY INQUIRY

Senator Riley:

"Parliamentary inquiry, Mr. President:

"In view of the fact that the conferees on redistricting are now present, is there any reason why we now could not call the roll on the final passage of Engrossed Senate Joint Resolution No. 10?"

The President:

"Senator Petrich and Senator Dore are not present."

PARLIAMENTARY INQUIRY

Senator McCormack:

"Parliamentary inquiry, Mr. President:

"Is it in order for us to excuse the two members who have somehow slipped out?"

RULING BY THE PRESIDENT

The President:

"Under a suspension of the rules, it is possible to excuse them."

MOTION

Senator McCormack:

"I move that the rules be suspended and Senators Dore and Petrich be excused for this vote, only."

POINT OF ORDER

Senator Hess:

"Point of order, Mr. President:

"I believe, Mr. President, it requires the unanimous consent of the Senate to excuse anyone under the Call of the Senate."

Senator Greive:

"I would argue that the rules can be suspended by a two-thirds majority and, in excusing a person by two-thirds, we have no problem."

Senator Hess:

"Point of order, Mr. President:

"The Call of the Senate does not require one-third in which to make it, if I recall right. I believe that the purpose of the Call is to allow a small minority to require that all of the Senators be present, and this interpretation would be a violation of the basic principal involved in the Call of the Senate."

On motion of Senator Greive, the Senate dispensed with further proceedings under the Call of the Senate.

On motion of Senator Greive, Senators Dore and Petrich were excused. Senators Greive, Rasmussen and Herrmann demanded a Call of the Senate. A Call of the Senate was ordered.

CALL OF THE SENATE

The Sergeant at Arms locked the doors of the Senate chamber.

The Secretary called the roll on the Call of the Senate, all members being present except Senators Cowen, Dore, Mardesich, Peterson, Petrich, Rasmussen and Stender; Senators Cowen, Mardesich, Peterson and Stender having been excused.

The Sergeant at Arms was instructed to bring in Senator Rasmussen. On motion of Senator Herrmann, the Senate dispensed with the Call of the Senate.

On motion of Senator Greive, Senator Rasmussen was excused.

The President declared the question before the Senate is: Engrossed Senate Joint Resolution No. 10 on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 10, and the resolution failed to pass the Senate by the following vote: Yeas, 27; nays, 15; absent or not voting, 7.

Those voting yea were: Senators Atwood, Connor, Cooney, Durkan, Foster, Freise, Gallagher, Gissberg, Hallauer, Hanna, Henry, Herrmann, Hess, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Moriarty, Jr., Neill, Rickdall, Riley, Sandison, Talley, Thompson, Jr., Washington, Woodall—27.

Those voting nay were: Senators Bailey, Charette, Chytil, DeGarmo, Donohue, England, Foley, Greive, Guess, Keefe, McCormack, Morgan, Raugust, Ryder, Williams—15.

Those absent or not voting were: Senators Cowen, Dore, Mardesich, Peterson, Petrich, Rasmussen, Stender—7.

Having failed to receive the constitutional two-thirds majority, Engrossed Senate Joint Resolution No. 10 was declared lost.

NOTICE OF RECONSIDERATION

Senator McCormack:

"Mr. President:

"Having voted on the prevailing side, I now give notice that tomorrow under the proper order of business, I shall move to reconsider the vote by which Engrossed Senate Joint Resolution No. 10 failed to pass."

PERSONAL PRIVILEGE

Senator Hess:

"Personal privilege, Mr. President:

"Mr. President, I am rising somewhat reluctantly but finally with complete determination that this matter needs to be aired. There were forty-nine members of this Senate elected by the people of the state. Considerably less than that are doing business here tonight, and I personally resent the fact that some have gone on vacation, others have gone on tour, some have gone to dinners that they wished to attend, when they knew the Senate was under Call and they were here.

"I believe the business of the state when the Legislature is meeting and measures such as redistricting are before us is sufficiently important to warrant the attention of every elected member of this body. A great many members of us here have urgent business. Attorneys have had to cancel cases in court. This not only has affected problems of the judges' calendars, but has affected seriously the lives and affairs and plans of litigants on both sides.

"This is a bi-partisan matter. Neither party is free from fault in this situation but I think it is time that each of us recognize we have a responsibility when we take this oath of office to carry on until the legislature adjourns *Sine Die*."

MOTION

At 5:20 p. m., on motion of Senator Greive, the Senate adjourned until 11:00 a. m., Friday, April 5, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-SECOND DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Friday, April 5, 1963.

The Senate was called to order at 11:00 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Bailey, Cowen, Gallagher, Gissberg, Peterson and Stender, the absent members having been excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Vicki Papajani, presented the Colors.

Reverent J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"Almighty God, who alone gavest us the breath of life and alone canst keep alive in us the holy desires Thou dost impart; we beseech Thee, for Thy compassion's sake, to sanctify all our thoughts and endeavors that we may neither begin an action without a pure intention nor continue it without Thy blessing. And grant that, having the eyes of the mind opened to behold things invisible and unseen, we may in heart be inspired by Thy wisdom, and in work be upheld by Thy strength, and in the end be accepted of Thee as Thy faithful servants; through Jesus Christ our Saviour. Amen."

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

The President declared the Senate to be at ease.

The President called the Senate to order at 1:15 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Peterson and Stender, who had been excused.

The President declared the Senate to be at ease.

The President called the Senate to order at 2:10 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Cowen, Peterson and Stender, who had been excused.

MOTION FOR RECONSIDERATION

Having previously served notice, Senator McCormack, moved that the Senate do now reconsider the vote by which Engrossed Senate Joint Resolution No. 10 failed to pass the Senate.

Debate ensued.

The motion was carried.

The President declared the question before the Senate is: Engrossed Senate Joint Resolution No. 10 on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 10 and the resolution passed the Senate by the following vote: Yeas, 35; nays, 7; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Connor, Cooney, DeGarmo, Donohue, Durkan, Foster, Freise, Gallagher, Gissberg, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Neill, Rickdall, Riley, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—35.

Those voting nay were: Senators Chytil, England, Guess, Morgan, Petrich, Rasmussen, Raugust—7.

Those absent or not voting were: Senators Cowen, Dore, Foley, Greive, Peterson, Ryder, Stender—7.

Engrossed Senate Joint Resolution No. 10, having received the constitutional two-thirds majority, was declared passed.

On motion of Senator McCormack, the rules were suspended and Engrossed Senate Joint Resolution No. 10 was ordered immediately transmitted to the House.

The Secretary read:

SENATE RESOLUTION
1963 EX -18-

By Senators Rasmussen, Kupka, Petrich, Knoblauch and McCutcheon:

WHEREAS, Homer T. Bone, judge emeritus of the United States Circuit Court of Appeals for the Ninth Judicial Circuit has dedicated his life to public service and has faithfully served therein for many decades and is widely renowned as a pioneer in the fight for public power; and

WHEREAS, His faith and foresight in various public enterprises has been of great value to the state of Washington and to the United States as a whole; and

WHEREAS, He was for many years the United States Senate's leading public power advocate; and

WHEREAS, The development of public power projects in these United States is greatly indebted to his courage and labor; and

WHEREAS, It would be desirable and proper to honor him for his dedication and service; and

WHEREAS, No dam nor hydroelectric project has been named after him;

Now, Therefore, Be It Resolved, By the Senate of the state of Washington that we most respectfully request the Congress of the United States to name a dam on the Columbia River after Judge Homer T. Bone during his lifetime;

Be It Further Resolved, That copies of this Resolution be transmitted by the Secretary of the Senate to the Honorable John F. Kennedy, President of the United States, the Speaker of the House of Representatives of the United States, the Secretary of the Interior and the Federal Power Commission, and to each member of the Washington delegation in Congress.

On motion of Senator Rasmussen, the resolution was adopted.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 4, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Joint Resolution No. 10, have compared same with the original resolution and find it correctly engrossed.

FRANK W. FOLEY, *Chairman.*

We concur in this report: Michael J. Gallagher, Marshall A. Neill.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 4, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House Bill No. 50 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 4, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Concurrent Resolution No. 6, and the same is here with transmitted.

S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 4, 1963.

MR. PRESIDENT:

The Speaker has signed House Bill No. 50, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed: House Bill No. 50.

The Secretary read:

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 4, 1963.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred House Bill No. 2, providing appropriations and reappropriations for highway operations and improvements, have had the same under consideration, and we recommend that House Bill No. 2 be passed with the following amendment, and the Senate amendment be stricken:

On page 4, line 24 following section 11, add a new section to read as follows:

"NEW SECTION. Sec. 12. The Washington state highway commission is hereby directed and instructed to use unallocated highway construction funds appropriated or reappropriated by this act or otherwise available or such portion thereof as may be necessary, and with respect to subsection (1) (a) below to, if necessary, issue and sell any or all bonds authorized but remaining unsold under the provisions of chapter 189, Laws of 1957 (RCW 47.10.700 through 47.10.724), and to hire, retain or otherwise procure such professional assistance as may be proper, all in order (1) to complete the following projects on or before the dates hereinafter specified:

(a) The following portions of the Tacoma-Seattle-Everett freeway:

(i) From East 'C' Street to the Puyallup river in the city of Tacoma by December 31, 1963; from 'M' Street to the Puyallup river in the city of Tacoma, including the Pacific Avenue interchange, by December 31, 1965;

(ii) From South 184th Street to Boeing access road by October 31, 1965; from Boeing access road to James Street in the city of Seattle by September 30, 1966; also Tukwila to Longacres in King County, by December 31, 1965;

(iii) From secondary state highway No. 2J to Hewitt Avenue in the city of Everett by October 31, 1966; from Hewitt Avenue to the end of the Tacoma-Seattle-Everett freeway by October 31, 1967;

(b) That portion of the freeway on primary state highway No. 9 from Elma to the vicinity of the Wynoochee river bridge and four-lane construction on primary state highway No. 9 from the end of such freeway to Aberdeen, all by October 31, 1967.

(2) All dates specified in subsection (1) of this section shall be extended to the extent required by reason of strikes, delays in receipt of Federal funds, adverse weather conditions, unforeseen construction delays, acts of God, and factors over which the highway commission has no control.

(3) Nothing in this section shall be construed as authorizing the state highway commission to reschedule its existing program and plans for the construction of any other portion of the Tacoma-Seattle-Everett freeway and all other projects throughout the state of Washington, and whenever possible the following projects shall be accelerated:

(a) Tacoma-Seattle-Everett freeway:

(i) From secondary state highway No. 5A to South 184th Street in King County;

(ii) From James Street to East Shelby street in the city of Seattle;

(iii) From Ravenna Boulevard to N.E. 115th Street, in the city of Seattle;

(iv) From N.E. 115th Street in the city of Seattle to N.E. 200th Street in King County; and

(v) From N.E. 200th Street in King County to secondary state highway No. 2J in Snohomish county;

(b) Primary state highway No. 1, from the Chuckanut Drive interchange in Skagit county to the Fielding Street interchange, Bellingham, in Whatcom county;

(c) Primary state highway No. 15, from Everett to Cavalero's Corner in Snohomish county; and

(d) East Lake Washington Loop, from its junction with primary state highway No. 1 to and including the Bothell interchange, and also including the Factoria interchange.

Senate Members:

CHARLES P. MORIARTY, JR.
NAT WASHINGTON
AUGUST P. MARDESICH

House Members:

ELMER C. HUNTLEY
PAT COMFORT
K. O. ROSENBERG

On motion of Senator Washington, the report of the Free Conference Committee on House Bill No. 2 was adopted.

The President declared the question before the Senate is: The final passage of House Bill No. 2 as amended by the Free Conference Committee.

Debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 2 as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 43; nays, 2; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—43.

Those voting nay were: Senator Foley, Talley—2.

Those absent or not voting were: Senators Cooney, Cowen, Peterson, Stender—4.

House Bill No. 2 as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

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

PROTEST

We, the undersigned, Senators Robert C. Bailey and Robert L. Charette, protest the vote of the Senate in adopting the Free Conference report on House Bill No. 2.

Within the last eight months, representatives from the Grays Harbor County and Pacific County area have attended meetings of the State Highway Commission, at which time they were informed that the freeway from Olympia west to Montesano and four lanes to Aberdeen would be completed in the 1963-1965 biennium. At the time the Senate amendment to House Bill No. 2 was being prepared the completion date for the freeway from Olympia west to Montesano was inserted as June 30, 1965 in reliance on these statements made by the Highway Commission. We later determined that indications were that the highway would actually be completed in the 1967-1969 biennium according to plans of the Highway Commission.

It is the feeling of Senators Bailey and Charette that the date as used in the original Senate amendment would have been more in keeping with information previously supplied, but in view of the Department's change of dates, we feel the Conference Committee changes represent a speeding up in the construction schedule under the dates planned by the Department.

ROBERT C. BAILEY.
ROBERT L. CHARETTE.

INTRODUCTION AND FIRST READING OF BILL AND RESOLUTION

The following were introduced, read first time by title, and acted upon as indicated:

Senate Bill No. 56, by Senators Bailey and Neill:

An Act relating to state government; and regulating the pay of senators and representatives on interim or permanent legislative committee or council duties; and amending section 1, chapter 10, Laws of 1959 first extraordinary session and RCW 44.04.120.

Referred to Committee on Rules and Joint Rules.

Senate Concurrent Resolution No. 9, by Senators Woodall, Neill, Rickdall and Freise:

Proposing the adoption of rules by the thirty-ninth legislature to expedite its business.

On motion of Senator Freise, Senate Concurrent Resolution No. 9 was advanced to second reading and read the second time in full.

Passed to Committee on Rules and Joint Rules for third reading.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

Engrossed House Concurrent Resolution No. 6, by Representatives Litchman, Brachtenbach and Harris:

Providing for a joint interim committee on governmental cooperation.

Referred to Committee on Rules and Joint Rules.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 39:

Senate Chamber,
Olympia, Wash., April 5, 1963.

Relating to the youth conservation corps (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass.

FRANK W. FOLEY, *Chairman*,
MARTIN J. DURKAN, *Chairman*,
Committee on Revenue and Regulatory Agencies.
....., *Chairman*,
Committee on Appropriations.

We concur in this report: Robert C. Bailey, Frank Connor, John L. Cooney, Dewey C. Donohue, Victor F. DeGarmo, Michael J. Gallagher, William A. Gissberg, Wilbur G. Hallauer, Andy Hess, George W. Kupka, August P. Mardesich, David E. McMillan, Frances Haddon Morgan, John A. Petrich, A. L. Rasmussen, Edward F. Riley, Don L. Talley, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, April 3, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to submit the following appointment to the Board of Regents of the Washington State University, subject to your confirmation.

H. Dewayne Kreager, appointed April 3, 1963, for the term ending March 9, 1969, succeeding William Goodwin.

Sincerely,

ALBERT D. ROSELLINI, *Governor.*

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 4, 1963.

H. DEWAYNE KREAGER, to the position of member of the Board of Regents of the Washington State University, appointed March 21, 1963, for the term ending March 9, 1969, succeeding William Goodwin (reported by Committee on Higher Education and Libraries):

MAJORITY recommends that said appointment be confirmed.

GORDON SANDISON, *Chairman.*

We concur in this report: R. Frank Atwood, Jack England, Frank W. Foley, Wilbur G. Hallauer, Andy Hess, Marshall A. Neill, John N. Ryder, Nat Washington.

CONFIRMATION OF GUBERNATORIAL APPOINTMENT

It was moved by Senator Neill that the rules be suspended and the appointment of H. Dewayne Kreager be now confirmed by the Senate.

PERSONAL PRIVILEGE

Senator Neill:

"Mr. President and members of the Senate:

"Most all of you are personally acquainted with Dewayne Kreager. I need say very little about him except, coming from a small town in Eastern Washington and making his way to the point where he has made himself known, not only in the state of Washington, but throughout the country, he is a person who will be a real asset to the Board of Regents. We were very proud that the Governor has seen fit to appoint Mr. Kreager to the Board of Regents of the Washington State University. As you know, he was an alumnus of that institution, later taking his Doctorate at Harvard University. He served in the state government here before he went into private business up in Seattle or Bellevue, which ever it is, Senator Thompson.

"One thing I should point out which may give you pause over the confirmation. I would like to point out he is a fraternity brother of Senator Foley, but if you can forgive him that, I am sure you will confirm his appointment."

Senator Kupka:

"Mr. President, Gentlemen and Lady of the Senate:

"I have had the pleasure on many occasions to serve with Dewayne Kreager while he was putting together the new Bureau of Department of Commerce and Economic Development of this state. He was the one person who was selected over many others from throughout the United States. I believe he was employed in Washington, D. C. at the time. He has done a terrific job.

"We could never pay him as much as he was worth and he has done so much better in private life that he decided to go in business for himself. However, he, being unselfish, did complete the job of organizing this department and, as I have said, on many occasions he has come before the Committee on Commerce, Manufacturing and Licenses, of which I have been Chairman throughout the years, to give us his explanations of various bills that would help this state. I urge your confirmation of Dewayne Kreager."

Senator Foley:

"Mr. President and members of the Senate:

"I have known Dewayne Kreager for a period of approximately thirty years. Dewayne and I were in college together. I will say that he was a couple of years older than I. We were fraternity brothers and lived together and I learned to know him quite well. He is one of the finest men I have ever known. We are all quite proud of him and I am sure he will do an excellent job on the Board of Regents, as he is intelligent and a hard worker."

Senator Raugust:

"I also want to support Dewayne Kreager. He was born in my district and his father is a very close friend of mine. I do want to say that I do not know any man I could recommend any more highly for this position. I am very happy that the Governor appointed him to this position."

Senator Riley:

"Mr. President and members of the Senate:

"I would just like to add one word to what has been said. Certainly what Senator Neill has said is absolutely correct. I did not have the pleasure of knowing Dewayne Kreager until he took the position as Director of the Department of Commerce and Economic Development, but I can assure you that working as a Senator, I know that he has done everything he could do to try to help business and industry. I have found Dewayne Kreager to be fundamental and sound. I began to admire him, also, when I attended meetings of the World Fair Commission. Subsequent to that date, he was selected as a board member of a bank of which I am a member and the counsel that he brings to our bank meetings is worthy of note and it indicates the stability of the gentleman and the wide knowledge that he has. He is bringing the focus of the entire United States on our community because he has a national reputation."

The motion was carried.

APPOINTMENT OF H. DEWAYNE KREAGER

The Secretary called the roll and the appointment of H. Dewayne Kreager to the Board of Regents of the Washington State University was confirmed by the Senate by the following vote: Yeas, 46; nays, 0; absent or not voting, 3.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—46.

Those absent or not voting were: Senators Cowen, Peterson, Stender—3.

Having received the approval of the Senate, the appointment of H. Dwayne Kreager to the Board of Regents of the Washington State University was confirmed.

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

SECOND READING OF BILLS

House Bill No. 35, by Representatives Mast, Hawley and Wedekind: Striking distinction of Columbia river district as to privilege and catch fees on food fish and shellfish.

The bill was read the second time by sections.

On motion of Senator Charette, the rules were suspended, House Bill No. 35 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 35, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise,

Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Cowen, Neill, Peterson, Stender—4.

House Bill No. 35, having received the constitutional majority, was declared passed.

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

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

The Secretary read:

SENATE RESOLUTION

1963 EX -19-

By Senators Gallagher and Riley:

WHEREAS, The historical background of the state of Washington is a subject of intense interest to the members of the legislature as well as the citizens of our great state; and

WHEREAS, Recent publications and public opinion have raised a question of doubt as to who was the designer of the original Washington State flag; and

WHEREAS, The members of the legislature desire to know who is the designer of the Washington State flag;

Now, Therefore, Be It Resolved, By the Senate that the Legislative Council investigate the history of the Washington State flag and determine who is the designer. The Legislative Council shall investigate and report back to the legislature its findings on or before the fifteenth day of the thirty-ninth Legislative Session.

On motion of Senator Gallagher, the resolution was adopted.

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

SECOND READING OF BILLS

House Bill No. 37, by Representatives Mast, Hawley and Wedekind:

Providing for quarterly payment of privilege or catch fees on food fish and shellfish and penalties for late payment.

The bill was read the second time by sections.

On motion of Senator Charette, the rules were suspended, House Bill No. 37 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 37, and the bill passed the Senate by the following vote: Yeas, 45; nays, 0; absent or not voting, 4.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—45.

Those absent or not voting were: Senators Cowen, Durkan, Peterson, Stender—4.

House Bill No. 37, having received the constitutional majority, was declared passed.

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

Senate Bill No. 53, by Senators McCutcheon, Gallagher, and Mardesich:

Making an appropriation for the expenses of extraordinary session of the thirty-eighth legislature.

The bill was read the second time by sections.

On motion of Senator Riley, the rules were suspended and the Senate did not resolve itself into a Committee of the Whole to consider Senate Bill No. 53.

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

In section 1, lines 6 and 7, strike "thirty thousand six hundred thirty nine (\$30,639)" and insert "thirty five thousand sixteen dollars (\$35,016)".

On lines 10 and 11, strike "twelve thousand eighty nine dollars (\$12,089)" and insert "thirteen thousand eight hundred sixteen dollars (\$13,816)".

On line 13, strike "eighteen thousand five hundred fifty dollars (\$18,550)" and insert "twenty one thousand two hundred dollars (\$21,200)".

On lines 18 and 19, strike "twenty six thousand seventy five dollars (\$26,075)" and insert "twenty nine thousand eight hundred dollars (\$29,800)".

On motion of Senator McCutcheon, the rules were suspended, Engrossed Senate Bill No. 53 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 53, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Cowen, Durkan, Greive, Moriarty, Jr., Peterson, Stender—6.

Engrossed Senate Bill No. 53, having received the constitutional majority, was declared passed.

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

On motion of Senator Bailey, the rules were suspended and Engrossed Senate Bill No. 53 was ordered immediately transmitted to the House.

MOTION

At 3:25 p. m., on motion of Senator Bailey, the Senate recessed until 7:00 p. m.

EVENING SESSION

The President called the Senate to order at 7:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators DeGarmo, Greive, Peterson and Stender.

The Secretary read:

REPORTS OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 53, have compared same with the original bill and find it correctly engrossed., *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

Senate Chamber,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 9, have inspected same, and find it correctly enrolled and certified., *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 9, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The House has passed: Engrossed House Bill No. 29; also House Bill No. 64; also House Bill No. 65, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 9.

FIRST READING OF HOUSE BILLS

The following were read the first time by title and acted upon as indicated:

Engrossed House Bill No. 29, by Representatives Mahaffey, Uhlman and Hawley:

An Act relating to revenue and taxation; and adding a new section to chapter 15, Laws of 1961, and chapter 83.20 RCW.

On motion of Senator Bailey, the rules were suspended, Engrossed House Bill No. 29 was advanced to second reading and read the second time by sections.

On motion of Senator Durkan, the rules were suspended, Engrossed House Bill No. 29 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 29, and the bill passed the Senate by the following vote: Yeas, 41; nays, 0; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—41.

Those absent or not voting were: Senators Cowen, DeGarmo, Greive, Herrmann, Kupka, McMillan, Peterson, Stender—8.

Engrossed House Bill No. 29, having received the constitutional majority, was declared passed.

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

House Bill No. 64, by Representatives Brouillet, Mahaffey and Henry:

An Act relating to the state employees' retirement system; amending section 43, chapter 274, Laws of 1947 as last amended by section 13, chapter 291, Laws of 1961 and RCW 41.40.410; adding a new section to chapter 274, Laws of 1947 and to chapter 41.40 RCW; and making an appropriation.

On motion of Senator Bailey, House Bill No. 64 was advanced to second reading and read the second time by sections.

On motion of Senator Woodall, House Bill No. 64 was referred to the Committee on Rules and Joint Rules.

House Bill No. 65, by Representatives Lybecker, Comfort and Andersen:

An Act relating to property; and amending section 1, chapter 2, Laws of 1961 and RCW 64.28.010.

On motion of Senator Freise, House Bill No. 65 was advanced to second reading and read the second time by sections.

On motion of Senator Freise, the rules were suspended, House Bill No. 65 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 65, and the bill passed the Senate by the following vote: Yeas, 39; nays, 2; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, Morgan, Moriarty, Jr., Neill, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—39.

Those voting nay were: Senators McMillan, Petrich—2.

Those absent or not voting were: Senators Cowen, DeGarmo, Greive, Herrmann, Kupka, Mardesich, Peterson, Stender—8.

House Bill No. 65, having received the constitutional majority, was declared passed.

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

There being no objection, the Senate reverted to the fourth order of business.

The Secretary read:

MESSAGE FROM THE STATE AUDITOR

Office of State Auditor,
Olympia, April 5, 1963.

*Washington State Senate, First Extraordinary Session,
38th Legislature, Legislative Building, Olympia, Washington.*

HONORED MEMBERS:

Pursuant to Senate Rule 20, I would appreciate this message being considered. At the 38th Regular Session of the Washington State Legislature, Senate Bill No. 583 was sponsored by Senators Talley and Charette. This bill was very carefully drafted by the office of the Attorney General in concert with my staff.

This identical bill has been redrafted and introduced by Senator Talley as Senate Bill No. 41 at the First Extraordinary Session. This bill would carry into effect the recommendation of the office of State Auditor as made in the 37th Biennial Report of the State Auditor to the State Legislature at the 1963 Session. Page 144 of the Biennial Report will more fully outline the accomplishments and necessity of this law. However, briefly, it would make the political subdivision vouchering procedure harmonize with the presently authorized practice of the state of Washington on its invoice vouchers, and would dispense with the requirement of a notarial signature and seal on the travel expense vouchers of public officers and employees.

Enactment of this law would be to the benefit of all of the twenty-one hundred (2,100) political subdivisions of the state of Washington and the tens of thousands of political subdivision officers and/or employees. In addition, it would be of untold benefit to every vendor furnishing services or supplies to the 2,100 political subdivisions of the state of Washington. In short, passage of Senate Bill No. 41 would probably have a favorable effect on a greater number of our populace than most any other bill which has been presented at the regular or special session. Considerable dollar savings would result for both the political subdivision and the vendors.

I would, therefore, recommend that the Senate, in regular session, make available to themselves the parliamentary procedure which would allow the Senate to forthwith pass Senate Bill No. 41 and send it on to the House of Representatives in order that it might be enacted into law at this Extraordinary Session.

I am aware that in point of time this request is coming late. Notwithstanding, I feel that the unprecedented passage of this bill would redound to the benefit of the First Extraordinary Session of the 38th Legislature by the resulting praise in the minds of untold thousands of political subdivisions' officers and/or employees and vendors.

Yours very truly,

CLIFF YELLE,
State Auditor.

There being no objection, the Senate reverted to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Bill No. 41:

Senate Chamber,
Olympia, Wash., April 5, 1963.

Creating procedures for filing claims against municipal corporations and political subdivisions (reported by Committee on Cities, Towns and Counties):

MAJORITY recommends that it do pass.

DON L. TALLEY, *Chairman.*

We concur in this report: Joe Chytil, Frank Connor, Dewey C. Donohue, Michael J. Gallagher, Sam C. Guess, Al Henry, Andy Hess, James Keefe, A. L. Rasmussen, Albert C. Thompson, Jr.

On motion of Senator Atwood, Senate Bill No. 41 was referred to the Committee on Rules and Joint Rules.

There being no objection, the Senate reverted to the first order of business.
The Secretary read:

SENATE RESOLUTION
1963 EX -20-

By Senators Greive and Ryder:

WHEREAS, During the Thirty-eighth Legislative Session and the First Extraordinary Session of the Washington State Legislature, the Washington State Research Council has prepared and delivered a daily service consisting of status reports of all House and Senate bills; and

WHEREAS, Such status reports provided information not otherwise easily obtainable; and

WHEREAS, Such service was of great benefit to members of both houses and to others interested in following the course of bills in the legislature; and

WHEREAS, The members of the Senate are unanimous in their desire to express their appreciation to the Washington State Research Council;

Now, Therefore, Be It Resolved, That the Senate commend the Washington State Research Council for its service and express its gratitude and appreciation for it; and

Be It Further Resolved, That the Secretary of the Senate transmit a copy of the Resolution to the Washington State Research Council.

On motion of Senator Riley, the resolution was adopted.

SENATE RESOLUTION
1963 EX -21-

By Senators Greive, Hanna and Woodall:

WHEREAS, Lieutenant Governor John A. Cherberg has presided over the Senate at the Regular Session and the First Extraordinary Session of the Thirty-eighth Legislature of the state of Washington with his usual fairness and impartiality; and

WHEREAS, He has firmly established himself in this and the three previous sessions over which he has presided, as an able parliamentarian and presiding officer; and

WHEREAS, He has worked closely with members of the Senate irrespective of their party affiliation to the end that legislation in the public good has been enacted; and

WHEREAS, His presiding over the Senate in a judicious manner has added stature and decorum to the proceedings of this body; and

WHEREAS, As chairman of the Committee on Rules and Joint Rules he has accepted his responsibility seriously, labored diligently for long hours under often-times difficult circumstances to the end that the work of the committee be successful and effective; and

WHEREAS, His outstanding qualities of leadership have upon many occasions brought divergent groups together with results which have proved to be in the best interest of all the people of the state of Washington and contributed much to the smooth operation of the legislature;

Now, Therefore, Be It Resolved, That the Senate extend its thanks, appreciation and praise to Lieutenant Governor John A. Cherberg for good work well done; and

Be It Further Resolved, That the Secretary of the Senate suitably enroll a copy of this resolution and transmit the same to Lieutenant Governor John A. Cherberg; and

Be It Further Resolved, That a copy of this Resolution be entered in the Senate Journal.

On motion of Senator Riley, the resolution was adopted.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, the President is happy he did not have to decide the tie vote on this matter, and happier indeed, that the resolution did not tell the truth about the President.

"Thank you very much."

Senator Riley:

"Mr. President, members of the Senate and Ladies and Gentlemen:

"The resolution you have heard read expressed the feeling of the Senate towards our presiding officer, Lieutenant Governor John A. Cherberg. In addition to the resolution in written form, I also want to amplify what has been expressed in the written word by saying this truly is the feeling of all the members of the Senate and, because we feel that way, we have put it into writing and we hope, Mr. President, that this will be something in addition that you may interpret as an expression of true friendship as expressed by the Senators to you and may you keep this all your remaining days as presiding officer and then through your long and full life."

The President:

"Well, thank you very much, President Pro Tempore Riley, and Ladies and Gentlemen:

"You know this has happened before, and each time it seems as if the thrill increases. I am very grateful to you. I know that the words and thoughts expressed in this particular resolution are somewhat, not somewhat, they are highly complimentary and somewhat untrue, but at least for the most part the President does try to cut it right down the middle because that is actually the only way this job can be handled as people like Senator Riley, Senator Henry and Senator Cowen and anyone else who has been on the rostrum knows.

"I want to express my appreciation to every member in the Senate for the splendid manner in which you have treated me. I know that this job can't be done very well unless whoever happens to be presiding has the utmost and complete cooperation of everybody on the floor, and I know that in every instance it has been my pleasure to enjoy that particular experience. It is really a help to me the way you fellows and Frances have treated me.

"I can remember four terms ago when I first came here and, well, it's just like going back and playing safety when you've never been back there before. You fellows who were here know all about it, and at that time I was taught quite a lesson by the fellow that used to sit where Ed Riley is sitting now, my good friend Vic Zednick. I can remember many occasions when good old Vic would bail me out on points of order on which I knew nothing. And then I have had equal treatment from over here on the other side of the aisle, so when I get something like this, I am very grateful. Believe me, I appreciate it very much."

SENATE RESOLUTION

1963 EX -22-

By Senators Greive and Rickdall:

WHEREAS, The members of the Senate of the Thirty-eighth Session and the First Extraordinary Session of the Washington State Legislature have been furnished, without cost to them or to the state of Washington, and without comment for or against any bill or resolution, a digest and analysis of all bills and resolutions introduced in the Senate and House of Representatives; and

WHEREAS, The legislative digest has been of great service to members of the Senate:

Now, Therefore, Be It Resolved, That the Senate does hereby express its gratitude and appreciation to the Association of Washington Industries for this service in the interest of good government; and

Be It Further Resolved, That a copy of this Resolution be entered upon the Journal and a copy suitably enrolled be sent to each of the officers of the Association of Washington Industries and the editor of the legislative digest, the Honorable C. Lee Coulter.

On motion of Senator Bailey, the resolution was adopted.

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

The Secretary read:

MESSAGE FROM THE HOUSE HOUSE AMENDMENT TO SENATE RESOLUTION

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Joint Resolution No. 1 with the following amendment:

On page 1, line 17, of the engrossed bill, being page 1, line 20 of the printed bill, after "population of" and before "thousand" strike "twenty" and insert "ten", and the same is herewith transmitted.
 S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator McCormack, the Senate concurred in the House amendment to Engrossed Senate Joint Resolution No. 1.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Joint Resolution No. 1, as amended by the House, and the resolution passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Cowen, DeGarmo, Greive, McCutcheon, Peterson, Stender—6.

Engrossed Senate Joint Resolution No. 1, as amended by the House, having received the constitutional majority, was declared passed.

On motion of Senator Kupka, the Senate reverted to the second order of business.

The Secretary read:

REPORT OF STANDING COMMITTEE

House Concurrent Resolution No. 7:

Senate Chamber,
 Olympia, Wash., March 30, 1963.

Commemorating the centennial of the birth of Henry Ford (reported by Committee on Commerce, Manufacturing and Licenses):

MAJORITY recommends that it do pass. GEORGE W. KUPKA, *Chairman.*

We concur in this report: Frank Connor, John L. Cooney, David C. Cowen, Martin J. Durkan, F. Stuart Foster, Michael J. Gallagher, R. R. (Bob) Greive, James Keefe, Reuben A. Knoblauch, August P. Mardesich, Ted G. Peterson, Ralph L. Rickdall, Albert C. Thompson, Jr.

Passed to Committee on Rules and Joint Rules for second reading.

INTRODUCTION AND FIRST READING OF RESOLUTION

The following was introduced, read first time by title, and acted upon as indicated:

Senate Concurrent Resolution No. 10, by Senator Bailey:

Creating a local affairs committee of the legislature.

On motion of Senator Atwood, Senate Concurrent Resolution No. 10 was referred to the Committee on Rules and Joint Rules.

The President declared the Senate to be at ease.

The President called the Senate to order at 8:30 p. m.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 2; also
House Bill No. 35; also
House Bill No. 37, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The House has adopted the report of the Free Conference Committee on House Bill No. 2, and has passed the bill as amended by the Free Conference Committee.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 53, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Bill No. 9, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President has signed: House Bill No. 2; also
House Bill No. 35; also
House Bill No. 37.**

The President declared the Senate to be at ease.

The President called the Senate to order at 10:35 p. m.

MOTION

At 10:35 p. m., on motion of Senator Greive, the Senate adjourned until 9:30 a. m., Saturday, April 6, 1963.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

TWENTY-THIRD DAY

MORNING SESSION

SENATE CHAMBER,
OLYMPIA, WASH., Saturday, April 6, 1963.

The Senate was called to order at 9:30 a. m. by President Cherberg.

The Secretary called the roll and announced to the President that all Senators were present except Senators Dore, Hanna, Mardesich, Peterson and Stender; Senators Peterson and Stender having been excused.

The Color Guard, consisting of Pages Paul Peterson, Color Bearer, and Rachel Venneberg, presented the Colors.

Reverend J. Burton Salter, rector of St. John's Episcopal Church of Olympia, offered prayer as follows:

"O most merciful Father, Giver of every good and perfect gift, we beseech Thee to bless the Senators of our state to sustain them in their weariness of mind and body. Give to them all things needful to the faithful discharge of their responsibilities to the people of our state. Send Thy Holy Spirit upon us all to strengthen us in our weaknesses. Compass our minds with Thy wisdom, saturate our souls with Thy righteousness, free our wills with Thy might and melt our hearts with Thy love.

"Teach us to seek Thy help for the solution of all our problems for Jesus Christ's sake.

"When the day is ended may they depart in peace, be kindly affectioned one to another in brotherly love. May the blessing of God the Father, God the Son and God the Holy Ghost be upon them always. Amen."

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

The President declared the Senate to be at ease.

The President called the Senate to order at 10:30 a. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Hanna, Henry, Mardesich, Peterson and Stender; Senators Peterson and Stender having been excused.

With the consent of the Senate, the members of the Free Conference Committee on redistricting, Senators Greive, Gallagher and Neill, were excused. The President declared the Senate to be at ease.

The President called the Senate to order at 11:20 a. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Gallagher, Greive, Guess, Neill, Peterson, Rickdall and Stender; Senators Gallagher, Greive, Neill, Peterson and Stender having been excused.

On motion of Senator Woodall Senator Rickdall was excused.

The Secretary read:

REPORT OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Joint Resolution No. 1, have compared same with the original bill and find it correctly re-engrossed.

We concur in this report: Michael J. Gallagher, Marshall A. Neill, John A. Petrich.

Senate Chamber,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 53; also Re-Engrossed Senate Joint Resolution No. 1, have inspected same, and find them correctly enrolled and certified.

....., *Chairman.*

We concur in this report: Michael J. Gallagher, Marshall A. Neill, John A. Petrich.

The Secretary read:

MESSAGES FROM THE GOVERNOR

Veto messages on the following Senate Bills were read by the Secretary and, on motion of Senator Riley, referred to the Committee on Rules and Joint Rules: Senate Bill No. 164; also Senate Bill No. 604.

Partial veto messages on the following Senate Bills were read by the Secretary and, on motion of Senator Riley, referred to the Committee on Rules and Joint Rules: Senate Bill No. 81; also Senate Bill No. 182; also Senate Bill No. 360; also Senate Bill No. 390; also Senate Bill No. 415; also Senate Bill No. 582.

The complete texts of the veto messages are contained in the Appendix.

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The Speaker has signed House Bill No. 29; also House Bill No. 65, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President has signed: Senate Bill No. 53; also
Senate Joint Resolution No. 1; also
House Bill No. 29; also
House Bill No. 65.**

HOUSE AMENDMENTS TO SENATE BILL

House of Representatives,
Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 54 with the following amendments:

On page 1, section 13, beginning on line 9 of the Senate mimeographed amendment, being page 16, section 13, beginning on line 27 of the engrossed bill, after "*and identified*" and before "*as property*" strike "*and set aside at the date of such entry*" and insert "*at the time the affidavit is filed*"

On page 1, section 13, line 27 of the Senate mimeographed amendment, being page 17, section 13, line 8 of the engrossed bill, after "section" and before "of this" strike "2" and insert "14"

On page 3, section 16, line 13 of the Senate mimeographed amendment, being page 18, section 16, line 28 of the engrossed bill, after "If" and before "records" strike "satisfactory" and insert "adequate", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Durkan, the Senate concurred in the House amendments to Engrossed Senate Bill No. 54.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 54, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 39; nays, 0; absent or not voting, 10.

Those voting yea were: Senators Atwood, Bailey, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—39.

Those absent or not voting were: Senators Charette, Cowen, Gallagher, Gissberg, Greive, Guess, Neill, Peterson, Rickdall, Stender—10.

Engrossed Senate Bill No. 54, as amended by the House, having received the constitutional majority, was declared passed.

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

SECOND READING OF BILLS

Senate Bill No. 56, by Senators Bailey and Neill:

Pertaining to pay of legislators for interim committee duties.

The bill was read the second time by sections.

On motion of Senator Bailey, the rules were suspended, Senate Bill No. 56 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 56, and the bill passed the Senate by the following vote: Yeas, 39; nays, 1; absent or not voting, 9.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—39.

Those voting nay were: Senator Lennart—1.

Those absent or not voting were: Senators Durkan, Gallagher, Gissberg, Greive, Morgan, Neill, Peterson, Rickdall, Stender—9.

Senate Bill No. 56, having received the constitutional majority, was declared passed.

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

Senate Bill No. 25, by Senators Kupka, Thompson, Jr., and Hallauer:

Authorizing general obligation bonds for buildings at the juvenile correctional institution in King County.

REPORT OF STANDING COMMITTEE

Senate Bill No. 25:

Senate Chamber,
Olympia, Wash., April 4, 1963.

Authorizing general obligation bonds for buildings at the juvenile correctional institution in King County (reported by Committee on Ways and Means):

MAJORITY recommends that it do pass with the following amendments:

On page 3, line 21, strike all of section 8.

On page 1, line 7 of the title, after "people" strike the comma, insert a period and strike the balance of the line.

FRANK W. FOLEY, *Chairman*.

MARTIN J. DURKAN, *Chairman*,

Committee on Revenue and Regulatory Agencies.

FRED H. DORE, *Chairman*,

Committee on Appropriations.

We concur in this report: Frank Connor, John L. Cooney, Victor F. DeGarmo, Jack England, William A. Gissberg, Sam C. Guess, Wilbur G. Hallauer, George W. Kupka, Ernest W. Lennart, Frances Haddon Morgan, John A. Petrich, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr., Walter B. Williams, Perry B. Woodall.

The bill was read the second time by sections.

On motion of Senator Kupka, the committee amendments were adopted.

On motion of Senator Kupka, the rules were suspended, Engrossed Senate Bill No. 25 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

Debate ensued.

POINT OF INQUIRY

Senator Hess:

"Mr. President, would Senator Thompson yield?"

"Senator Thompson, this makes a total of approximately \$100,000,000 in bond issues that will be on the ballot at the next election with bi-partisan sponsorship and bi-partisan vote-getting on the ballot. Now you indicated you didn't share my concern about deferring too much of these expenditures into the future.

"Does this indicate a change in the Republican Party philosophy on this?"

Senator Thompson, Jr.:

"Senator Hess, I can only speak for myself in this regard and having served here three terms I have had the pleasure of serving on the Education Committee with you three sessions. I think you and I have always been in general agreement as to the needs for capital outlay to benefit children of the state. My position is exactly the same as it has always been and whether it be for a bond issue for common schools or a bond issue for unfortunate young pre-delinquent youth, I feel this is an obligation and there is no other way of obtaining relief and for building these facilities. I sincerely believe if the Luther Burbank facilities can receive three or four hundred delinquents, as judges refer them there, the economy to the state over the years will have been tremendous because it will have avoided their going to Green Hill and Monroe, and then to Walla Walla. An appropriation to the Luther Burbank and the Martha Washington institutions is really a preventive delinquent program and, if it can be amplified, I feel it will be an economy to our whole state institutions' program."

Senator Hess:

"Will Senator Thompson yield to another question?"

"Senator Thompson, do I gather from your response then, that you feel the same type of arguments applied in the past instances for bonds for World's Fair construction, school construction and highways?"

Senator Thompson, Jr.:

"Well, Senator Hess, I am not an expert on the highways. Senator Moriarty is really the expert on that. On the World's Fair, I don't feel I am an expert on that, but the third one I think I agree with you on."

Senator Hess:

"I hope we have cleared up the partisan approach of the Republican Party at this session that bonds of indebtedness are a Democratic scheme. I think very clearly Senator Thompson's comments and actions indicate that both parties are in this action, and the bi-partisan support for this type of program is continuing and longstanding. I hope, gentlemen, we won't have any more of the tongue-in-cheek, hypocritical 'ship of state going on the rocks' campaign tactics with the Democrats only, on board. Once again may I say very clearly that by almost increasing by one-third the bond of in-

debtedness of this state, along with the Democrats, that this is a bi-partisan crew that rides that ship."

Further debate ensued.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Bill No. 25, and the bill passed the Senate by the following vote: Yeas, 27; nays, 15; absent or not voting, 7.

Those voting yea were: Senators Charette, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, Foley, Gallagher, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, Morgan, Petrich, Raugust, Ryder, Sandison, Thompson, Jr., Washington—27.

Those voting nay were: Senators Atwood, Chytil, Cowen, England, Foster, Freise, Guess, McCormack, McMillan, Mardesich, Moriarty, Jr., Rasmussen, Riley, Williams, Woodall—15.

Those absent or not voting were: Senators Bailey, Gissberg, Neill, Peterson, Rickdall, Stender, Talley—7.

Engrossed Senate Bill No. 25, having received the constitutional majority, was declared passed.

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

Senate Bill No. 39, by Senators Hanna, Durkan and Thompson, Jr.:
Relating to the youth conservation corps.

The bill was read the second time by sections.

On motion of Senator Hanna, the rules were suspended, Senate Bill No. 39 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 39, and the bill passed the Senate by the following vote: Yeas, 40; nays, 3; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Freise, Gallagher, Gissberg, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Moriarty, Jr., Petrich, Rasmussen, Raugust, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—40.

Those voting nay were: Senators Foster, Guess, Lennart—3.

Those absent or not voting were: Senators Morgan, Neill, Peterson, Rickdall, Stender, Talley—6.

Senate Bill No. 39, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Hanna, Senate Bills No. 56, 25 and 39 were ordered immediately transmitted to the House.

MOTION

At 12:20 p. m., on motion of Senator Bailey, the Senate recessed until 2:00 p. m.

AFTERNOON SESSION

The President called the Senate to order at 2:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Gallagher, Greive, McCormack, McCutcheon, Neill, Peterson and Stender; Senators Gallagher, Greive, Peterson and Stender being excused.

The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 54, have inspected same, and find it correctly re-engrossed, enrolled and certified.

FRANK W. FOLEY, *Chairman*.

We concur in this report: John A. Petrich, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 25, have compared same with the original bill and find it correctly engrossed.

FRANK W. FOLEY, *Chairman*.

We concur in this report: John A. Petrich, Perry B. Woodall.

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 54.

SECOND READING OF BILLS

House Bill No. 17, by Representatives O'Brien, King and Canfield:
Relating to legislative budget committee.

The bill was read the second time by sections.

On motion of Senator Durkan, the rules were suspended, House Bill No. 17 was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Bill No. 17, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Gallagher, Greive, McCormack, McCutcheon, Neill, Peterson, Stender—7.

House Bill No. 17, having received the constitutional majority, was declared passed.

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

Engrossed House Concurrent Resolution No. 6, by Representatives Litchman, Brachtenbach and Harris:

Providing for a joint interim committee on governmental cooperation.

The resolution was read the second time in full.

On motion of Senator Gissberg, the rules were suspended, Engrossed House Concurrent Resolution No. 6 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final pasage of Engrossed House Concurrent Resolution No. 6 and the resolution passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Gallagher, Greive, McCormack, McCutcheon, Neill, Peterson, Stender—7.

Engrossed House Concurrent Resolution No. 6, having received the constitutional majority, was declared passed.

Engrossed House Bill No. 24, by Representatives Brouillet, Folsom and Kink:

Creating and setting forth duties of a joint interim committee on education.

The bill was read the second time by sections.

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

On page 2, section 9, line 16 through 23 of the engrossed bill, being lines 17 through 24 of the printed bill, strike the whole of section 9 and substitute the following:

"NEW SECTION. Sec. 9. The members of the committee shall be reimbursed for their expenses incurred while attending sessions of the committee or meetings of any subcommittee of the committee or while engaged in other committee business authorized by the committee to the extent of twenty-five dollars per day plus ten cents per mile in going and coming from committee sessions or subcommittee meetings or for travel on other committee business authorized by the committee. All expenses incurred by the committee including salaries of the employees shall be paid upon voucher forms as provided by the central budget agency and signed by the chairman of the committee and approved by the secretary of the committee and the authority of said chairman or said chairman and secretary to sign vouchers shall continue until their successors are selected. Vouchers may be drawn upon funds appropriated for the expenses of the committee."

On page 3, section 12, line 18 of the engrossed bill, being line 20 of the printed bill, after "shall" strike "cause to be prepared" and insert "seek the preparation of"

On page 4, section 18, lines 12 through 18 of the engrossed bill, being lines 16 through 23 of the printed bill, strike the whole of section 18 and renumber the remaining sections.

Senator Guess moved the adoption of the following amendment:

On page 3, section 11, after line 7 of the engrossed bill, being after line 8 of the printed bill, add a new subsection (11) to read as follows:

"(11) Non-academic testing program;"

The motion was carried and the amendment was adopted.

POINT OF INQUIRY

Senator Petrich:

"Would Senator Hess yield?"

"Senator Hess, directing your attention to section 12 and the amendment which you have submitted and which we have adopted, is it your understanding that if this bill is adopted as amended, that the Education Committee will work with the Statute Law Committee in performing the technical problems of compiling the laws and taking up present R.C.W. sections?"

Senator Hess:

"Mr. President and Senator Petrich:

"In response to your question, I don't know if the funds of the Statute Law Committee having failed, by striking the \$25,000 originally allocated in this bill for that purpose, that sufficient funds will be available for the Statute Law Committee to undertake this job. However, if the Committee has sufficient funds, I believe it is the intent of the original bill and the intent of this bill after it is amended, that the Committee, where a question of policy is concerned, will help provide guidance as it is being re-dified."

POINT OF INQUIRY

Senator Dore:

"Would Senator Hess yield to another question?"

"Senator, do you mean that the Education Committee, either by itself or in cooperation with the Statute Law Committee, will make substantial changes in the laws dealing with Title 28 so that then they may be recommended to the next legislature, or is this simply a compilation of the existing laws?"

Senator Hess:

"I believe that our only legal right under this would be perhaps to advise a change in the existing law if there is a point in question, and would not be in any way to change the law or try in any manner to recreate the law which exists, other than through the republication. I think probably as a result of this work, as you probably have found in other areas, there would be recommendations either to the Interim Committee on Education or the Statute Law Committee advising legislation in the future."

MOTION

On motion of Senator Petrich, Engrossed House Bill No. 24 was ordered to retain its place on second reading immediately following House Concurrent Resolution No. 10.

Engrossed House Bill No. 34, by Representatives Mast, Wedekind and Kink: Creating the interim fisheries committee.

The bill was read the second time by sections.

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

On page 3, section 10, line 15 of the engrossed bill, strike "Sec. 10".

On page 1, line 2 of the title, after "committee" insert a period and strike " ; and making an appropriation."

On motion of Senator Riley, the rules were suspended, Engrossed House Bill No. 34, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 34, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 43; nays, 0; absent or not voting, 6.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gissberg, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe,

Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—43.

Those absent or not voting were: Senators Gallagher, Greive, McCormack, Neill, Peterson, Stender—6.

Engrossed House Bill No. 34, as amended by the Senate, having received the constitutional majority, was declared passed.

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

MOTION

On motion of Senator Bailey, Engrossed House Bill No. 66 was ordered to retain its place on second reading immediately following Senate Concurrent Resolution No. 10.

Engrossed House Concurrent Resolution No. 3, by Representatives Mast, Hawley, King and Mundy:

Recreating the interim committee on game and game fish.

REPORT OF STANDING COMMITTEE

Engrossed House Concurrent Resolution No. 3:

Senate Chamber,
Olympia, Wash., March 26, 1963.

Recreating the interim committee on game and game fish (reported by Committee on Fisheries, Game and Game Fish):

MAJORITY recommends that it do pass with the following amendments:

On page 1, line 11, after "a chairman" strike the comma and insert "and".

On line 11 after "vice chairman" strike "and a secretary"

ROBERT L. CHARETTE, *Chairman*.

We concur in this report: Robert C. Bailey, Victor F. DeGarmo, Karl V. Herrmann, David E. McMillan, Ted G. Peterson, John A. Petrich, A. L. Rasmussen, Ralph L. Rickdall, Gordon Sandison, Don L. Talley, Albert C. Thompson, Jr.

The resolution was read the second time in full.

On motion of Senator Herrmann, the committee amendments were adopted.

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

On page 2, line 8, after "of twenty" insert "- five"

POINT OF INQUIRY

Senator Ryder:

"Would Senator Herrmann yield to a question?"

"On line 7 of the last 'resolve,' does this make an appropriation?"

Senator Herrmann:

"No, I don't think it does. I just discussed it with Senator Durkan and it says we shall not spend an amount to exceed five thousand dollars, but I don't think that language could be construed as an appropriation. It merely puts a limit by concurrent action of the House and Senate that we cannot spend over five thousand dollars. This is the amount appropriated in the budget for the committee, and I don't think that is inconsistent or this attempts to make an appropriation."

Senator Ryder:

"This does not, in other words, make a double appropriation?"

Senator Herrmann:

"That's correct."

On motion of Senator Herrmann, the rules were suspended, Engrossed House Concurrent Resolution No. 3, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Concurrent Resolution No. 3, as amended by the Senate, and the resolution passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Gissberg, Greive, McCormack, Peterson, Stender—5.

Engrossed House Concurrent Resolution No. 3, as amended by the Senate, having received the constitutional majority, was declared passed.

House Concurrent Resolution No. 10, by Representatives Anderson, Wedekind, Burtch, Wang and Chatalas:

Proposing interim committee study on canal projects.

The resolution was read the second time in full.

On motion of Senator Charette, the rules were suspended, House Concurrent Resolution No. 10 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of House Concurrent Resolution No. 10, and the resolution passed the Senate by the following vote: Yeas, 44; nays, 0; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—44.

Those absent or not voting were: Senators Gissberg, Greive, McCormack, Peterson, Stender—5.

House Concurrent Resolution No. 10, having received the constitutional majority, was declared passed.

Engrossed House Bill No. 24, by Representatives Brouillet, Folsom, and Kink:

Creating and setting forth duties of a joint interim committee on education.

The Senate resumed consideration of Engrossed House Bill No. 24 on second reading.

Senator Petrich moved the adoption of the following amendment:

On page 3, lines 17 through 19 of the engrossed bill, being lines 19 through 22 of the printed bill, strike section 12 and substitute the following:

"*NEW SECTION*. Sec. 12. The committee, in cooperation with the statute law committee, shall review existing laws pertaining to education with a view toward recommending a comprehensive codification thereof to the 39th session of the legislature, including such substantive changes in said laws as the committee may deem necessary."

POINT OF INQUIRY

Senator Moriarty, Jr.:

"Would Senator Petrich yield?"

"Senator Petrich, is it your understanding that by this amendment, the Statute Law Committee would merely identify the areas in the existing laws where some substantive change is apparently necessary and leave the changes, if any, to be the decision of the Committee on Education?"

Senator Petrich:

"Yes, Senator, that is precisely my understanding of what this amendment would mean."

Debate ensued.

The motion was carried and the amendment was adopted.

Senator Hallauer moved the adoption of the following amendment:

On page 2, section 11, line 29 of the engrossed bill, being line 31 of the printed bill, after "funds" and before the semicolon, insert "including recommendations for the simplification thereof"

Debate ensued.

The motion was carried and the amendment was adopted.

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

On page 1, lines 4 and 5 of the title of the engrossed and printed bills, strike "making an appropriation;"

On motion of Senator Hess, the rules were suspended, Engrossed House Bill No. 24, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 24, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, England, Foley, Foster, Freise, Gallagher, Guess, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—42.

Those absent or not voting were: Senators Gissberg, Greive, McCormack, McCutcheon, Neill, Peterson, Stender—7.

Engrossed House Bill No. 24, as amended by the Senate, having received the constitutional majority, was declared passed.

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

Senate Concurrent Resolution No. 10, by Senator Bailey:

Creating a local affairs committee of the legislature.

The resolution was read the second time in full.

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

On page 2, section 4, strike lines 10 through 13 and renumber the remaining sections.

POINT OF INQUIRY

Senator Guess:

"Would Senator Bailey yield to a question?

"Is this a new name for the Urban Area Governmental Committee that we had last session?"

Senator Bailey:

"Well, Senator Guess, it is in a way and in a way it's not. It removes it from the metropolitan areas and works with some of the smaller cities, too. I don't intend to be a member of this committee. I introduced this resolution by request."

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

On page 2, line 29, after "twenty" insert " - five"

On motion of Senator Bailey, the rules were suspended, Engrossed Senate Concurrent Resolution No. 10 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed Senate Concurrent Resolution No. 10, and the resolution passed the Senate by the following vote: Yeas, 36; nays, 5; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Dore, England, Foley, Foster, Freise, Gallagher, Greive, Hallauer, Hanna, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Raugust, Rickdall, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—36.

Those voting nay were: Senators Cowen, Donohue, Guess, Rasmussen, Riley—5.

Those absent or not voting were: Senators Durkan, Gissberg, Lennart, McCormack, McCutcheon, Neill, Peterson, Stender—8.

Engrossed Senate Concurrent Resolution No. 10, having received the constitutional majority, was declared passed.

MOTIONS

On motion of Senator Dore, Engrossed Senate Concurrent Resolution No. 10 was immediately transmitted to the House.

Senator Gallagher moved that the Senate defer consideration of Engrossed House Bill No. 66 on second reading for one-half hour.

Debate ensued.

The motion was carried.

There being no objection, the Senate reverted to the fifth order of business.

The Secretary read:

MESSAGES FROM THE HOUSE**HOUSE AMENDMENTS TO SENATE BILL**

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has passed Senate Bill No. 56 with the following amendments:

On line 4 of the title, after "RCW 44.04.120" and before the period, insert "and declaring an emergency"

Add a new section following section 1 as follows:

"*NEW SECTION.* Sec. 2. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing institutions, and shall take effect immediately.", and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

On motion of Senator Bailey, the Senate concurred in the House amendments to Senate Bill No. 56.

ROLL CALL

The Secretary called the roll on the final passage of Senate Bill No. 56, as amended by the House, and the bill passed the Senate by the following vote: Yeas, 40; nays, 1; absent or not voting, 8.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, DeGarmo, Donohue, Durkan, England, Foley, Foster, Freise, Gallagher, Guess, Hallauer, Henry, Herrmann, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—40.

Those voting nay were: Senator Cowen—1.

Those absent or not voting were: Senators Dore, Gissberg, Greive, Hanna, McCutcheon, Neill, Peterson, Stender—8.

Senate Bill No. 56, as amended by the House, having received the constitutional majority, was declared passed.

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

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The Speaker has signed: Senate Bill No. 53; also Senate Joint Resolution No. 1, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Bill No. 54, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has passed Engrossed Senate Bill No. 25, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

The President declared the Senate to be at ease.

The President called the Senate to order at 5:00 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Greive, Peterson, and Stender; Senators Peterson and Stender being excused.

SECOND READING OF BILLS

Engrossed House Bill No. 66, by Representatives Copeland, Campbell and Evans:

Creating a public pension commission.

The Senate resumed consideration of Engrossed House Bill No. 66 on second reading.

The bill was read the second time by sections.

Senator Hallauer moved the adoption of the following amendment:

On page 1, section 1, after "the house." on line 16 of the engrossed bill, being line 17 of the printed bill, strike the remainder of the paragraph through line 23 of the printed bill and line 22 of the engrossed bill, and insert "No terms of legislative members shall be extended without such confirmation."

POINT OF INQUIRY

Senator Gallagher:

"I'd like to ask Senator Hallauer to yield to a question in order that it may be spread on the Journal.

"Senator, where you say that the terms of the legislative members shall not be extended without such confirmation, you mean by the respective Houses, I assume?"

Senator Hallauer:

"That's right. This refers to the prior sentence in the sequence which is the legislative members shall be subject to confirmation as to Senate members by the Senate, as to House members by the House."

Debate ensued.

The motion was carried and the amendment was adopted.

On motion of Senator Hallauer, Senator Gallagher was excused.

On motion of Senator Hallauer, the rules were suspended, Engrossed House Bill No. 66, as amended by the Senate, was advanced to third reading, the second reading considered the third, and the bill was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 66, as amended by the Senate, and the bill passed the Senate by the following vote: Yeas, 38; nays, 6; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Chytil, Cowen, DeGarmo, Donohue, Dore, England, Foley, Foster, Freise, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Hess, Keefe, Knoblauch, Kupka, Lennart, McCormack, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Thompson, Jr., Washington, Williams, Woodall—38.

Those voting nay were: Senators Charette, Cooney, Durkan, McCutcheon, McMillan, Talley—6.

Those absent or not voting were: Senators Connor, Gallagher, Herrmann, Peterson, Stender—5.

Engrossed House Bill No. 66, as amended by the Senate, having received the constitutional majority, was declared passed.

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

On motion of Senator Hallauer, Engrossed House Bill No. 66, as amended by the Senate, was immediately transmitted to the House.

The Secretary read:

REPORT OF FREE CONFERENCE COMMITTEE

Olympia, Wash., April 5, 1963.

MR. PRESIDENT:

MR. SPEAKER:

We, of your Free Conference Committee, to whom was referred Engrossed House Bill No. 1, adopting the budget and making appropriations, have had the same under consid-

eration, and we recommend that the attached bill be substituted therefor and that it do pass.

Senate Members:
 FRANK W. FOLEY
 FRED H. DORE
 JOHN N. RYDER

House Members:
 HENRY BACKSTROM
 DAMON R. CANFIELD
 CHET KING

ENGROSSED HOUSE BILL NO. 1

As Amended by Free Conference Committee

AN ACT Adopting the budget; making appropriations and reappropriations for the operation of state agencies and for miscellaneous purposes; and declaring an emergency.

Be It Enacted By the Legislature of the State of Washington:

NEW SECTION. Section 1. That a budget is hereby adopted and subject to the provisions hereinafter set forth the several amounts hereinafter specified, or so much thereof as shall be sufficient to accomplish the purposes designated, are hereby appropriated and authorized to be disbursed for salaries, wages, and other expenses of the agencies and officers of the state and for other specified purposes for the fiscal biennium beginning July 1, 1963, and ending June 30, 1965, out of the several funds of the state hereinafter named.

STATE TREASURER—STATE REVENUES FOR DISTRIBUTION

General Fund Appropriation for fire insurance premiums tax distribution....	\$	624,000
General Fund Appropriation for public utility district excise tax distribution..	\$	3,962,880
General Fund—Harbor Improvement Account Appropriation for harbor improvement revenue distribution.....	\$	260,000
Liquor Excise Tax Fund Appropriation for liquor excise tax distribution....	\$	8,273,000
Motor Vehicle Excise Fund Appropriation for motor vehicle excise tax distribution	\$	8,652,410
Motor Vehicle Fund Appropriation for motor vehicle fuel tax and overload penalties distributions	\$	73,024,677
Liquor Board Revolving Fund Appropriation for liquor profits distribution..	\$	20,525,000

STATE TREASURER—FEDERAL REVENUES FOR DISTRIBUTION

General Fund Appropriation for federal grazing fees distribution.....	\$	8,000
General Fund Appropriation for federal flood control funds distribution....	\$	10,000
Forest Reserve Fund Appropriation for forest reserve fund distribution.....	\$	9,000,000

STATE TREASURER—BOND RETIREMENT AND INTEREST

Capitol Building Bond Redemption Fund Appropriation.....	\$	544,588
Institutional Building Bond Redemption Fund of 1949 Appropriation.....	\$	2,550,901
Highway Bond Retirement Fund Appropriation.....	\$	16,259,258
Public School Building Bond Redemption Fund of 1949 Appropriation.....	\$	5,101,800
Public School Building Bond Redemption Fund of 1955 Appropriation.....	\$	4,588,750
Public School Building Bond Redemption Fund of 1957 Appropriation.....	\$	9,224,100
State Building Construction Bond Redemption Fund Appropriation.....	\$	7,476,672
University of Washington Bond Redemption Fund Appropriation.....	\$	1,882,645
War Veterans' Compensation Bond Retirement Fund Appropriation.....	\$	8,953,286
World Fair Bond Redemption Fund Appropriation.....	\$	1,552,250
Institutional Building Bond Redemption Fund of 1957 Appropriation.....	\$	3,364,480
Public School Building Bond Redemption Fund of 1959 Appropriation.....	\$	4,843,726
General Administration Bond Retirement Fund Appropriation.....	\$	693,884
Washington State University Bond Retirement Fund Appropriation.....	\$	486,000
Public School Building Bond Redemption Fund of 1961 Appropriation.....	\$	6,164,781

STATE LEGISLATURE

General Fund Appropriation		
Senate Expenses and salaries of members and employer's contribution to retirement plans	\$	139,298
House of Representatives expenses and salaries of members and employer's contribution to retirement plans.....	\$	283,360

PERMANENT STATUTE LAW COMMITTEE	
General Fund Appropriation.....	\$ 259,067
SUPREME COURT	
General Fund Appropriation.....	\$ 972,132
COURT ADMINISTRATOR	
General Fund Appropriation.....	\$ 77,550
General Fund Appropriation for Superior Court Judges.....	\$ 1,105,710
General Fund Appropriation	
Judges' Retirement Fund Contributions.....	\$ 161,850
Additional Judges' Retirement Fund	
Contributions in accordance with RCW 2.12.070.....	\$ 209,966
JUDICIAL COUNCIL	
General Fund Appropriation.....	\$ 30,000
LAW LIBRARY	
General Fund Appropriation.....	\$ 209,669
OFFICE OF THE GOVERNOR	
General Fund Appropriation	
Executive Operations	\$ 247,150
Investigation and Emergency Purposes—to be distributed on vouchers	
approved by the Governor.....	\$ 16,000
Extradition Expenses (Including prior claims).....	\$ 60,000
Mansion Maintenance	\$ 30,000
SPECIAL APPROPRIATIONS TO THE GOVERNOR	
General Fund Appropriation	
Governor's Emergency, to be allocated for the carrying on of the critically	
necessary work of any agency: <i>Provided</i> , That \$275,000 may be allotted	
for surveys and installations: <i>Provided</i> , That not to exceed \$250,000	
may be allocated for payment of claims under chapter 159, Laws of 1963 \$	2,500,000
Council of State Governments.....	\$ 22,000
For salary adjustments to be allotted to the agencies to continue the re-	
vised classification plan and to implement the salary survey conducted	
by the State Personnel Board in 1962.....	\$ 5,500,000
LIEUTENANT GOVERNOR	
General Fund Appropriation.....	\$ 32,416
SECRETARY OF STATE	
General Fund Appropriation: <i>Provided</i> , That \$99,451 shall be available only	
for the maintenance of the permanent registration records.....	\$ 594,493
STATE TREASURER	
General Fund Appropriation.....	\$ 412,264
STATE AUDITOR	
General Fund Appropriation	
State Auditor	\$ 708,214
Payment for supplies and services furnished in previous bienniums.....	\$ 100,000
Motor Vehicle Fund Appropriation	
State Auditor	\$ 44,356
ATTORNEY GENERAL	
General Fund Appropriation.....	\$ 950,396

CENTRAL BUDGET AGENCY

General Fund Appropriation.....\$ 877,223

CAPITOL COMMITTEE

General Fund—Capitol Building Construction Account Appropriation.....\$ 10,000

CENSUS BOARD

General Fund Appropriation.....\$ 45,500

Motor Vehicle Excise Fund Appropriation.....\$ 41,748

BOARD AGAINST DISCRIMINATION

General Fund Appropriation.....\$ 99,712

STATE EMPLOYEES' RETIREMENT SYSTEM

Retirement System Expense Fund Appropriation.....\$ 632,588

FINANCE COMMITTEE

General Fund Appropriation.....\$ 56,095

Motor Vehicle Fund Appropriation.....\$ 27,360

General Fund—State Building Construction Appropriation.....\$ 5,000

General Fund—Public School Building Construction Appropriation.....\$ 9,750

TAX COMMISSION

General Fund Appropriation: *Provided*, That funds received as reimbursements pursuant to chapter 84.41 RCW are hereby appropriated to the Tax Commission in excess of this amount, and such funds as are contracted to be paid into the General Fund prior to June 30, 1965, may be allotted in advance of receipt.....\$ 6,574,573

UNIFORM LEGISLATION COMMISSION

General Fund Appropriation.....\$ 3,585

DEPARTMENT OF GENERAL ADMINISTRATION

General Fund Appropriation.....\$ 3,566,366

DEPARTMENT OF INSTITUTIONS—HEADQUARTERS

General Fund Appropriation.....\$ 2,503,579

General Fund—Transfer to Probation Service Account.....\$ 35,000

General Fund—Probation Service Account

Appropriation for grants to counties for juvenile probation services.....\$ 35,000

General Fund Appropriations for payments to day-care centers for the care of mentally and physically deficient persons.....\$ 70,000

PRESIDENTIAL ELECTORS

General Fund Appropriation.....\$ 500

LIQUOR CONTROL BOARD

Liquor Revolving Fund Appropriation.....\$ 13,963,680

INSURANCE COMMISSIONER

General Fund Appropriation.....\$ 1,076,853

ACCOUNTANCY BOARD

General Fund Appropriation.....\$ 83,327

AERONAUTICS COMMISSION

General Fund Appropriation.....\$ 97,492

ATHLETIC COMMISSION

General Fund Appropriation.....	\$	18,364
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CEMETERY BOARD

General Fund—Cemetery Account Appropriation.....	\$	12,250
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BOARD OF INDUSTRIAL INSURANCE APPEALS

Accident Fund Appropriation.....	\$	507,252
Medical Aid Fund Appropriation.....	\$	507,252

PHARMACY BOARD

General Fund Appropriation.....	\$	111,816
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PUGET SOUND PILOTAGE COMMISSION

General Fund—Puget Sound Pilotage Account Appropriation.....	\$	6,677
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POLLUTION CONTROL COMMISSION

General Fund Appropriation.....	\$	515,850
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UTILITIES AND TRANSPORTATION COMMISSION

Public Service Revolving Fund Appropriation.....	\$	2,954,801
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BOARD FOR VOLUNTEER FIREMEN

Volunteer Firemen's Relief and Pension Fund Appropriation.....	\$	18,460
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STATE PATROL

Highway Safety Fund Appropriation.....	\$	2,760,838
Motor Vehicle Fund—State Patrol Highway Account Appropriation.....	\$	11,402,310

DEPARTMENT OF CIVIL DEFENSE

General Fund Appropriation.....	\$	1,357,278
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DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation.....	\$	9,735,340
General Fund—Electrical License Account Appropriation.....	\$	514,877
Accident Fund Appropriation.....	\$	1,925,305
Medical Aid Fund Appropriation.....	\$	5,225,586

DEPARTMENT OF LICENSES

General Fund Appropriation.....	\$	702,703
General Fund Appropriation for the Medical Disciplinary Board.....	\$	18,600
General Fund—Opticians Account Appropriation.....	\$	6,843
General Fund—Real Estate Commission Account Appropriation.....	\$	537,020
General Fund—Commercial Automobile Driver Training Schools Account Appropriation	\$	3,310
General Fund—Park and Parkways Account Appropriation.....	\$	50,000
General Fund—Architects' License Account Appropriation.....	\$	45,037
General Fund—Professional Engineers' Account Appropriation.....	\$	78,726
General Fund—Sanitarian's Licensing Account Appropriation.....	\$	5,155
Motor Vehicle Fund Appropriation.....	\$	4,493,453
Highway Safety Fund Appropriation.....	\$	1,666,912
Motor Vehicle Operators Revolving Fund.....	\$	228,324

MILITARY DEPARTMENT

General Fund Appropriation.....	\$	1,690,246
Armory Fund Appropriation.....	\$	466,685

BOARD OF PRISON TERMS AND PAROLES

General Fund Appropriation: *Provided*, That all allotments from this appropriation will be disbursed only upon the authorization of the chairman. . \$ 1,689,533

DEPARTMENT OF INSTITUTIONS—PENITENTIARY

General Fund Appropriation. \$ 5,835,554

DEPARTMENT OF INSTITUTIONS—REFORMATORY

General Fund Appropriation. \$ 4,440,808

DEPARTMENT OF INSTITUTIONS—CORRECTION CENTER

General Fund Appropriation. \$ 1,136,432

DEPARTMENT OF INSTITUTIONS—FORESTRY HONOR CAMPS

General Fund Appropriation. \$ 832,206

DEPARTMENT OF INSTITUTIONS—MAPLE LANE SCHOOL

General Fund Appropriation. \$ 1,638,670

DEPARTMENT OF INSTITUTIONS
LUTHER BURBANK SCHOOL AND
MARTHA WASHINGTON SCHOOL

General Fund Appropriation: *Provided*, That \$897,105 shall be available exclusively for the Luther Burbank School for Boys. \$ 1,511,530

DEPARTMENT OF INSTITUTIONS—GREEN HILL SCHOOL

General Fund Appropriation. \$ 2,087,696

DEPARTMENT OF INSTITUTIONS
JUVENILE RECEPTION—DIAGNOSTIC CENTER

General Fund Appropriation. \$ 1,971,599

DEPARTMENT OF INSTITUTIONS—FORT WORDEN SCHOOL

General Fund Appropriation. \$ 2,412,017

DEPARTMENT OF INSTITUTIONS—YOUTH FORESTRY CAMPS

General Fund Appropriation. \$ 1,580,329

DEPARTMENT OF INSTITUTIONS
JUVENILE PAROLE SERVICE

General Fund Appropriation. \$ 862,735

DEPARTMENT OF INSTITUTIONS
JUVENILE DELINQUENCY PREVENTION AND CONTROL

General Fund Appropriation: *Provided*, That in the event the department establishes new child guidance clinics from the money herein appropriated, consideration may be given to locating such clinics in those communities which furnish or contribute substantially to furnishing facilities for accommodating such clinics. \$ 705,000

VETERANS' REHABILITATION COUNCIL

General Fund Appropriation. \$ 484,345
General Fund—Veterans' Rehabilitation Council Account Appropriation. . . . \$ 8,087

DEPARTMENT OF INSTITUTIONS
SOLDIERS' AND VETERANS' HOME AND COLONY

General Fund Appropriation: *Provided*, That no part of this appropriation shall be used for the care and maintenance of members in the home having a yearly income of over \$900 or with assets of over \$900 unless all income and assets in excess of these amounts are paid into the general fund: *Provided*, That the director of the Department of Institutions may make rules and regulations for waiver of the foregoing proviso, for all, or such portion of income over \$900, as in his discretion may be reasonably necessary for medical care not furnished by the Department of Institutions, support of dependents, and the payment of premiums on existing insurance, and such other situations as may be reasonably necessary to the welfare of such members: *Provided*, That nothing in this proviso shall be construed to modify or change the requirements for admission as provided by law and as prescribed in the rules and regulations of the Department of Institutions.....\$ 2,740,912

DEPARTMENT OF HEALTH

General Fund Appropriation for tuberculosis hospitalization and control; state aid to counties.....\$ 4,350,000
General Fund Appropriation: *Provided*, That \$500,000 (\$250,000 being the amount for 1959-1961 and \$250,000 for 1963-1965) shall be transferred by the liquor control board from its receipts into the general fund prior to July 1, 1964.....\$ 7,002,022

DEPARTMENT OF INSTITUTIONS
MENTAL HEALTH RESEARCH INSTITUTE

General Fund Appropriation.....\$ 412,766

DEPARTMENT OF INSTITUTIONS—MENTAL HOSPITALS

General Fund Appropriation.....\$ 28,592,039

DEPARTMENT OF INSTITUTIONS—LAKELAND VILLAGE

General Fund Appropriation.....\$ 5,070,529

DEPARTMENT OF INSTITUTIONS—RAINIER SCHOOL

General Fund Appropriation.....\$ 7,659,345

DEPARTMENT OF INSTITUTIONS—FIRCREST SCHOOL

General Fund Appropriation.....\$ 4,950,730

DEPARTMENT OF INSTITUTIONS
YAKIMA VALLEY SCHOOL

General Fund Appropriation.....\$ 1,701,954

INTERSTATE COMPACT COMMISSION

General Fund Appropriation.....\$ 17,000

PARKS AND RECREATION COMMISSION

General Fund—Park and Parkways Account Appropriation.....\$ 3,728,516
Motor Vehicle Fund Appropriation for maintenance of vehicular roads, highways and bridges within state parks.....\$ 150,000

DEPARTMENT OF CONSERVATION

General Fund Appropriation\$ 1,776,286
General Fund—Reclamation Revolving Account Appropriation.....\$ 318,267
General Fund—Weather Modification Board Revolving Account Appropriation\$ 5,740

DEPARTMENT OF FISHERIES

General Fund Appropriation.....	\$	6,488,324
General Fund—Lewis River Hatchery Account Appropriation.....	\$	28,220

DEPARTMENT OF GAME

Game Fund Appropriation provided that not more than \$40,000 shall be expended for payment of game animal damages and expense.....	\$	9,611,389
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DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation.....	\$	2,621,819
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DEPARTMENT OF NATURAL RESOURCES

General Fund Appropriation.....	\$	7,016,149
General Fund—Forest Development Account Appropriation.....	\$	250,000
General Fund Appropriation to Forest Insect and Disease Fund.....	\$	100,000
General Fund Appropriation to the Contingency Forest Fire Suppression Account	\$	200,000
General Fund—Contingency Forest Fire Suppression Account Appropriation..	\$	300,000
General Fund—Resource Management Cost Account Appropriation.....	\$	4,125,885

DEPARTMENT OF AGRICULTURE

General Fund Appropriation.....	\$	2,137,098
General Fund—Egg Inspection Account Appropriation.....	\$	215,625
General Fund—Feed and Fertilizer Account Appropriation.....	\$	5,254
General Fund—Commercial Feed Account Appropriation.....	\$	97,373
General Fund—Seed Inspection Account Appropriation.....	\$	157,167
General Fund—Fertilizer, Agricultural Mineral and Lime Account Appropriation	\$	86,073
General Fund—Nursery Inspection Account Appropriation.....	\$	125,109
General Fund—Commission Merchants Account Appropriation.....	\$	185,011
Grain and Hay Inspection Fund Appropriation.....	\$	1,992,508

DEPARTMENT OF EMPLOYMENT SECURITY

General Fund Appropriation.....	\$	67,459
Unemployment Compensation Administration Fund.....	\$	17,624,586
Administrative Contingency Fund.....	\$	60,000

DEPARTMENT OF PUBLIC ASSISTANCE

General Fund Appropriation: *Provided*, That \$27,687,929 shall be available exclusively for administration including salaries, wages, and operations: *Provided*, That the department is authorized to pay necessary travel expenses and per diem for a Child Welfare Day-Care Advisory Committee; \$50,426,869 shall be available for Old Age Assistance exclusive of burial costs, and exclusive of nursing home and other medical care costs: *Provided*, That, there is specifically earmarked the following amount for use in providing temporary foster home care or receiving home care including medical care together with administrative costs for children between the ages of six and eighteen who are neglected and dependent and who are detained by the juvenile court prior to an adjudication by the court that the child is a dependent child, \$80,000: *Provided*, That there is specifically earmarked the following specified amount for Aid to Dependent Children, Disability Assistance and General Assistance, exclusive of burial costs and exclusive of nursing home and other medical costs \$82,286,558: *Provided*, That there is specifically earmarked the following specified amount for costs of private hospitals and support of county hospitals, \$27,004,325, of which not more than \$9,879,931 shall be expended for the King County Hospital, \$3,371,406 for the Pierce County Hospital, and \$1,075,277 for the Clark County Hospital: *Provided*, That county hospitals shall be required to report all their revenue and expenditures as required by the department of public assistance: *Provided*, That there is specifically earmarked the following specified amount for nursing home

costs and support of county infirmaries, \$36,533,802, of which not more than \$1,230,277 shall be expended for county infirmaries, including \$366,858 for operation of the Whatcom County hospital as a 75 bed infirmary: *Provided*, That not more than \$50,000 shall be expended to provide any foster home care authorized under the provisions of the Juvenile Court Act: *Provided*, That if federal matching funds are made available there is specifically earmarked \$100,000 of which not to exceed \$50,000 in state funds shall be available for a study of the federally matched programs of old age assistance, aid to dependent children, aid to the permanently and totally disabled, and aid to the blind during the 1963-65 biennium, which study shall be made by a management consulting organization with experience in the health and welfare field under direction of the Department of Public Assistance and in consultation with a citizens committee which shall consist of the members of the state advisory committee to the Department of Public Assistance and one member from each of the other departmental advisory committees and ten additional persons who shall be appointed by the governor from various areas of the state representing institutions of higher learning, governmental agencies, and statewide private social agencies. Members of the committee shall be entitled to statutory travel and per diem expense for attendance at all meetings of the committee as approved by the director. The selection of the organization to do the study shall be made by the director with the advice of the committee on the basis of a bid or negotiated contract which provides for the completed study for a fixed fee to be paid from this appropriation. The study made of such programs shall be limited to: (1) The federal programs enumerated herein; (2) the nature and scope of the services which are an appropriate part of such programs; (3) areas where policies existing in such programs may be deficient or inconsistent with the purposes thereof as stated in the state and federal legislation pertaining to such programs; (4) availability and utilization of supportive community resources, both public and private as they affect such programs. A plan for the study shall be formulated by the department in consultation with the committee in order to qualify the study for federal matching funds and such plan and application for a federal grant shall be promptly presented to the Federal government. No expenditure of funds from this appropriation shall be made prior to the approval of the plan by the Federal government. A written report by the management consulting organization shall be made to the director and the governor on or before June 30, 1965. All expenditures of funds from this appropriation shall be authorized by the director of the Department of Public Assistance:\$ 250,147,478

The Department of Public Assistance is hereby directed to administer the programs for which funds are herein appropriated in such a manner as to strictly comply with the existing statutes relating to public assistance, to adjust assistance payment if necessary, and to effect all economies possible in the administration of such programs during the 1963-1965 biennium in order that expenditures for said biennium shall not exceed the funds herein appropriated: *Provided*, That payments to applicants or recipients from this appropriation shall not be increased due to increased costs of living unless funds are available: *Provided*, That the department shall not pay increased rates for supplies or services unless it has been clearly determined that adequate funds are available to provide for the increased rates during the remainder of the biennium: *Provided*, That no payments of general assistance shall be made from this appropriation unless the applicant or recipient for general assistance has resided in the state of Washington for three out of the last four years immediately preceding the date of application: *Provided*, That the director may make payments of emergency general assistance to an applicant or recipient notwithstanding the residence provision above for a period of not to exceed ninety days if a denial of assistance would cause undue hardship: *Provided*, That the amount paid from this appropriation to or on behalf of a recipient in a nursing home or a hospital for clothing and personal incidentals shall not exceed fifty percent of the amount which would be paid to such recipient if he were living in his

own home: *Provided*, That where a dependent child lives with his mother and a stepfather or an adult male person assuming the role of a spouse to the mother although not legally married to her, the amount of the grant shall be computed after consideration is given to the income and resources of the stepfather or such adult male person and the state department of public assistance shall determine if the stepfather or such adult male person is able to support the child either wholly or in part; said determination shall be based upon a standard which takes into account the stepfather's or such adult male person's income, resources, and expenses under regulations set forth by the department of public assistance; a natural father is not relieved of any legal obligation to support his children by the liability for their support imposed upon their stepfather or adult male person by this proviso: *Provided*, That if any part of this act shall be found to be in conflict with federal requirements which are a prescribed condition to the allocation of federal funds to the state, such conflicting part of this act is hereby declared to be inoperative solely to the extent of such conflict, and such finding or determination shall not affect the operation of the remainder of this act. The rules and regulations under this act shall meet federal requirements which are a necessary condition to the receipt of federal funds by the state.

General Fund Appropriation for medical services and supplies not in excess of the unexpended balance of the 1961-1963 appropriation or allotment for this purpose\$ 150,000

DEPARTMENT OF INSTITUTIONS
SCHOOL FOR THE BLIND

General Fund Appropriation.....\$ 863,480

DEPARTMENT OF INSTITUTIONS
SCHOOL FOR THE DEAF

General Fund Appropriation.....\$ 1,658,155

SUPERINTENDENT OF PUBLIC INSTRUCTION
(Including Board of Education)

General Fund Appropriations

Office of Superintendent of Public Instruction and Board of Education: *Provided*, That \$24,000 shall be available only for assistance to blind students pursuant to RCW 28.76.130.....\$ 2,108,714

Aid to handicapped children and research related to educational services for exceptional children.....\$ 13,919,578

Civil Defense Education.....\$ 134,000

Education of Indian Children.....\$ 140,000

School lunch and school milk programs.....\$ 6,000,000

To carry out the provisions of Public Law 85-864 (National Defense Education Act of 1958).....\$ 2,349,040

To State Board of Education for allocation as needed to County Superintendents of Schools: *Provided*, That any county wherein the office of county superintendent has been abolished pursuant to RCW 28.19.180 shall receive an allotment from this appropriation commensurate with the amount said county would have received had the office of county superintendent not been abolished.....\$ 500,000

Distribution to counties equalization: *Provided*, That no part of this \$26,800,000 be for community colleges or type I extended secondary education classes\$ 26,800,000

Distribution to counties for school districts in accordance with the provisions of chapter 141 Laws of 1945, and acts amendatory or supplementary thereto, \$378,024,632 (being \$8,000,000 from the current school fund and \$370,024,632 from the general fund): *Provided*, That such distribution not exceed \$378,024,632 for the 1963-1965 biennium: *Provided*, That the equalization level of a school district for any equalization payment made from these appropriations shall be fifty-two and one-eighth

cents times the total number of days attendance credit for the district computed on the basis of the estimate of attendance provided for in RCW 28.41.060 and on the basis of the factors prescribed in RCW 28.41.070 and adjusted, if necessary, to provide a minimum of forty-five hundred days of attendance credit for each educational unit to be maintained by the district during the school years 1963-1964 and 1964-1965: *Provided*, That apportionment on the attendance credit basis shall be forty-five cents per day: *Provided*, That the apportionment on the education unit basis shall be determined by the superintendent of public instruction for 1963-1964 and 1964-1965 in accordance with RCW 28.41.060: *Provided*, That not to exceed \$900,000 shall be an apportionment to equalization districts at fifty-four dollars per pupil for any increase in the school enrollment of the district in excess of five percent between October 1 of the current school year and October 1 of the preceding school year: *Provided*, That state support for kindergartens shall be at a level of seventy percent of full support: *Provided*, That none of these appropriations shall be expended for type I extended secondary education classes or for community colleges: *Provided*, That the total apportionment to a school district for the year shall be reduced for each school year by the amount that its revenue as prescribed in RCW 28.41.080, exceeds one-and-one-third times the equalization level defined: *Provided*, That none of these appropriations shall be expended for adult evening classes unless such classes have been approved by the board of education.

General Fund Appropriation.....	\$ 370,024,632
Current School Fund Appropriation.....	\$ 8,000,000
Office of Superintendent of Public Instruction and Board of Education, for distribution to community colleges in accordance with chapter 2, Laws of 1963, first extraordinary session (Senate Bill No. 19).....	\$ 20,600,000

STATE BOARD FOR VOCATIONAL EDUCATION

General Fund Appropriation: <i>Provided</i> , That the appropriation for the extended services program shall not be reduced by receipt of federal reimbursements below the amounts estimated in the budget.....	\$ 6,499,726
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TEACHER'S RETIREMENT SYSTEM

Teachers' Retirement Fund Appropriation	\$ 356,219
General Fund Appropriation	
Contributions to Teachers' Retirement Fund.....	\$ 12,128,000
Contributions to Teachers' Retirement Pension Reserve Fund.....	\$ 14,878,000

WESTERN INTERSTATE COMMISSION FOR HIGHER EDUCATION

General Fund Appropriation	\$ 30,000
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UNIVERSITY OF WASHINGTON

General Fund Appropriation.....	\$ 63,264,724
Motor Vehicle Excise Fund Appropriation.....	\$ 244,700

WASHINGTON STATE UNIVERSITY

General Fund Appropriation	\$ 37,153,739
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EASTERN WASHINGTON STATE COLLEGE

General Fund Appropriation	\$ 5,779,192
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CENTRAL WASHINGTON STATE COLLEGE

General Fund Appropriation	\$ 6,021,085
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WESTERN WASHINGTON STATE COLLEGE

General Fund Appropriation	\$ 8,304,301
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ARTS COMMISSION

General Fund Appropriation\$ 2,000

STATE LIBRARY

General Fund Appropriation\$ 993,799

WASHINGTON STATE HISTORICAL SOCIETY

General Fund Appropriation\$ 119,698

EASTERN WASHINGTON HISTORICAL SOCIETY

General Fund Appropriation\$ 76,269

STATE CAPITOL HISTORICAL ASSOCIATION

General Fund Appropriation\$ 75,295

NEW SECTION. Sec. 2. The following sums, or so much thereof as shall severally be found necessary, are hereby appropriated out of the several funds indicated, for the period from the effective date of this act to June 30, 1965, except as otherwise provided.

COURT ADMINISTRATOR

General Fund Appropriations to carry out the provisions of chapters 48 and 35, Laws of 1963, relating to the addition of five Superior Court Judges.
 Superior Court Judges\$ 79,175
 Judges' Retirement Fund Contributions\$ 9,995
 Court Administrator\$ 1,250

SECRETARY OF STATE

General Fund Appropriation for temporary session laws, including deficiencies\$ 35,273
 General Fund Appropriation—For preparation, printing and distribution of legislative district maps: *Provided*, That this appropriation shall be available only in the event of redistricting by legislative action or by final decision of a court of competent jurisdiction.....\$ 17,500

STATE TREASURER—BOND RETIREMENT AND INTEREST

Public School Building Bond Redemption Fund of 1955 Appropriation to validate the advance calling of Bond No. 132, issued April 1, 1957, due April 1, 1972, called April 1, 1961\$ 49,000

STATE AUDITOR

General Fund Appropriation to provide working capital to carry out the provisions of chapter 209, Laws of 1963 relating to the establishment of a Municipal Revolving Fund\$ 80,000
 General Fund Appropriation—Criminal Cost Bills\$ 25,000
 Motor Vehicle Fund Appropriation to carry out the provisions of chapter 115, Laws of 1963 relating to cost accounting for street expenditures of cities and towns\$ 28,937

CENTRAL BUDGET AGENCY

General Fund Appropriation to carry out the provisions of chapter 20, Laws of 1963 relating to assessments against state lands: *Provided*, That any expenditures from this appropriation on behalf of an agency which is financed by other than General Fund moneys shall be repaid to the General Fund from any balances in the fund or funds which finance such agency, and no appropriation shall be necessary to effect such repayment\$ 100,000
 General Fund Appropriation to carry out the provisions of chapter 126, Laws of 1963, relating to employers' contribution to state employees' retirement\$ 2,000

To carry out the provisions of chapter 160, Laws of 1963, relating to a teletype network: *Provided*, That \$84,000 may be allocated to the Department of Licenses: *Provided further*, That cost records be maintained to provide a proper basis for allocating costs to funds in subsequent bienniums.

General Fund Appropriation	\$ 90,140
Motor Vehicle Fund Appropriation	\$ 84,000

STATE FINANCE COMMITTEE

General Fund—State Building Construction Account Appropriation (Bonds of 1961)	\$ 5,000
General Fund—Public School Building Construction Account Appropriation (Bonds of 1961)	\$ 14,000
General Fund—Public School Building Construction Account Appropriation (Bonds of 1963)	\$ 25,000

TAX COMMISSION

General Fund Appropriation to carry out the provisions of chapter 249, Laws of 1963, relating to the reproduction of a timber appraisal manual.....	\$ 2,500
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DEPARTMENT OF GENERAL ADMINISTRATION

General Fund—State Capitol Vehicle Parking Account Appropriation to carry out the provisions of chapter 158, Laws of 1963 relating to the control of traffic on capitol grounds	\$ 70,900
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LIQUOR CONTROL BOARD

Liquor Revolving Fund Appropriation to carry out the provisions of chapter 237, Laws of 1963, relating to administrative procedure act	\$ 35,000
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PHARMACY BOARD

General Fund Appropriation to carry out the provisions of chapter 38, Laws of 1963, relating to drug and medicine administration and fees	\$ 113,340
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STATE PATROL

Motor Vehicle Fund—State Patrol Highway Account Appropriation to carry out the provisions of chapter 175, Laws of 1963, relating to the State Patrol Retirement System	\$ 288,409
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DEPARTMENT OF LABOR AND INDUSTRIES

General Fund Appropriation to carry out the provisions of chapter 26, Laws of 1963, relating to the elevator inspection and fees	\$ 35,000
General Fund—Electrical License Account Appropriation to carry out the provisions of chapter 207, Laws of 1963, relating to regulation of electricians and electrical installations and fees	\$ 506,428

DEPARTMENT OF LICENSES

General Fund Appropriation to carry out the provisions of chapter 15, Laws of 1963, relating to licensing and regulation of practical nurses	\$ 11,800
General Fund Appropriation to carry out the provisions of chapter 77, Laws of 1963, relating to the registration of contractors	\$ 232,000
To carry out the provisions of chapter 169, Laws of 1963, relating to financial responsibility	
Highway Safety Fund Appropriation.....	\$ 108,000
Motor Vehicle Operators Revolving Fund Appropriation	\$ 110,000
Motor Vehicle Fund Appropriation to carry out provisions of chapter ..., Laws of 1963, First Extraordinary Session (Senate Bill No. 27) relating to use fuel tax	\$ 20,000
General Fund—Optometry Account Appropriation to carry out the provisions of chapter 25, Laws of 1963, relating to licensing and regulation of Optometrists	\$ 15,066

DEPARTMENT OF PUBLIC ASSISTANCE

General Fund Appropriation to carry out the provisions of chapter 45, Laws of 1963, relating to reciprocal enforcement of support.....\$	49,019
General Fund Appropriation to carry out the provisions of chapter 206, Laws of 1963, relating to the support of dependent children.....\$	26,924
General Fund Appropriation for continuing quality control review of Federal aid programs	\$ 131,288
General Fund Appropriation for community work and training	\$ 156,636

SUPERINTENDENT OF PUBLIC INSTRUCTION

General Fund—Driver Education Account Appropriation to carry out the provisions of chapter 39, Laws of 1963, relating to driver training, not to exceed this amount or such lesser amount as may become available under the terms of chapter 39, for the purposes described therein, to be used only for implementing those provisions, and to be administered under rules and regulations promulgated by the state superintendent of public instruction	\$ 2,648,884
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UNIVERSITY OF WASHINGTON

General Fund Appropriation to carry out the provisions of chapter 178, Laws of 1963, relating to infant autopsy performed by the medical school ...\$	20,000
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DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

General Fund Appropriation to carry out the provisions of chapter 161, Laws of 1963, relating to planning.....\$	89,297
World Fair Fund Reappropriation for Century 21 Exposition.....\$	150,000

DEPARTMENT OF CONSERVATION

General Fund Appropriation to carry out the provisions of chapter 201, Laws of 1963, relating to underground storage of natural gas.....\$	5,000
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DEPARTMENT OF NATURAL RESOURCES

General Fund—Harbor Improvement Account. Appropriation to carry out the provisions of chapter 139, Laws of 1963 (Senate Bill No. 103) relating to change of harbor lines.....\$	20,000
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DEPARTMENT OF AGRICULTURE

General Fund Appropriation to carry out the provisions of chapter 232, Laws of 1963, relating to beneficial insects.....\$	8,059
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DEPARTMENT OF EMPLOYMENT SECURITY

Administrative Contingency Fund Appropriation for the period beginning April 1, 1963 and ending June 30, 1963, which fund is hereby declared to be a fund in the state treasury.....\$	15,000
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TRANSFERS

General Fund—Institutional Building Construction Account Appropriation to the Institutional Building Bond Redemption Funds of 1949 and 1957, being the unexpended balances of the bond issues authorized by chapter 230, Laws of 1949 and chapter 299, Laws of 1957.....\$	665,000
War Veterans' Compensation Fund Appropriation to transfer the fund balance as of March 31, 1963, to the War Veterans' Compensation Bond Retirement Fund	\$ 23,181.08

STATE LEGISLATURE

General Fund Appropriation for all legislative interim committees duly constituted by the Legislature: <i>Provided</i> , That expenditures for each committee shall not exceed the amounts designated herein as follows: Legislative Council, \$177,741; Legislative Budget Committee, \$160,000; Joint	
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Committee on Education, \$55,000; Joint Committee on Local Government, \$45,000; Joint Committee on Governmental Cooperation, \$45,000; Interim Fisheries Committee, \$10,000; Public Pension Committee, \$15,000; Committee on Labor Management Relations, \$40,000\$ 547,741

Game Fund Appropriation

Interim Committee on Game and Game Fish.....\$ 5,000

Notwithstanding any other provisions or limitations, the members of the foregoing legislative interim committees shall be reimbursed for their expenses incurred while attending sessions of such committees or while engaged on committee business authorized by such committees to the extent of twenty-five dollars per day plus ten cents per mile for authorized travel.

BELETED CLAIMS

To Reimburse General Fund for Expenditures from Appropriation for Belated Claims, to be disbursed on vouchers approved by the State Auditor:

GENERAL FUND—Architects License Account Appropriation.....\$	40.00
GENERAL FUND—Commercial Feed Account Appropriation.....\$	21.16
GENERAL FUND—Commission Merchants Account Appropriation.....\$	428.88
GENERAL FUND—Contingency Forest Fire Suppression Account Appropriation.....\$	3.75
GENERAL FUND—Egg Inspection Account Appropriation.....\$	475.52
GENERAL FUND—Fertilizer, Agricultural Mineral and Lime Account Appropriation.....\$	136.37
GENERAL FUND—Nursery Inspection Account Appropriation.....\$	203.22
GENERAL FUND—Parks and Parkways Account Appropriation.....\$	6,448.60
GENERAL FUND—Real Estate Commission Account Appropriation.....\$	198.08
GENERAL FUND—Reclamation Revolving Account Appropriation.....\$	64.91
GENERAL FUND—Seed Account Appropriation.....\$	220.15
GENERAL FUND—State Building Construction Account Appropriation.....\$	171.06
GAME FUND—Appropriation.....\$	9,138.07
GRAIN AND HAY INSPECTION FUND—Appropriation.....\$	372.84
HIGHWAY SAFETY FUND—Appropriation.....\$	834.41
MOTOR VEHICLE FUND—Appropriation.....\$	1,631.84
MOTOR VEHICLE FUND—State Patrol Highway Account Appropriation.....\$	10,716.67
ACCIDENT FUND—Appropriation.....\$	159.35
MEDICAL AID FUND—Appropriation.....\$	195.07

STATE EMPLOYEES' RETIREMENT SYSTEM

General Fund Appropriation for employer's contribution, to be disbursed on vouchers approved by the State Auditor, on behalf of:

BERTHA HAVENS, for August, 1960 through June, 1961.....\$	111.67
EMPLOYEES OF SECRETARY OF STATE'S OFFICE, for June, 1949 through June, 1961.....\$	3,366.88
JOAN G. KARL, for January 1, 1959 through June 30, 1961.....\$	429.81
KEIRON W. REARDON, for November, 1959 through December, 1960.....\$	418.56
JOE K. ALDERSON, for July 1, 1959 through June 30, 1961.....\$	1,206.48
WILLIAM D. SHANNON.....\$	39.10
PAULINE STOOKEY.....\$	58.18
WILLIAM D. SHANNON, for April 1, 1949 through July 16, 1950.....\$	81.66
LOUIS HOFMEISTER, for April, 1949 through July, 1950.....\$	84.08
GENEVA L. JENKINS, for January 1, 1951 through October 31, 1951.....\$	244.86
HARRIS HUNTER, for October, 1957, through June, 1961.....\$	1,924.64
ROBERT S. NEILSON, for September, 1958 through February, 1959.....\$	183.13
TIMOTHY MALONE, for August 1, 1960 through June 30, 1961.....\$	63.97
GERALD D. LAVECK, for April 1, 1958 through September 30, 1958.....\$	428.22
HERBERT H. FREISE, for January, 1957 through December, 1962.....\$	440.26
RICHARD W. MORPHIS, for January, 1957 through December, 1960.....\$	293.02
DWIGHT S. HAWLEY, for July, 1950 through December, 1952.....\$	153.07
F. STUART FOSTER, for July 17, 1950 through November 30, 1950.....\$	23.47
F. STUART FOSTER, for April, 1949, through July 16, 1950.....\$	81.66

JUDGMENTS

General Fund Appropriation for judgments, to be disbursed on vouchers approved by the State Auditor, as follows:

C. E. LEMAN, dba A-1 BONDING COMPANY	
Court Order Remitting Penalty in re: State of Washington vs. Arna D. Wick, King County Superior Court No. 34163.....\$	
	1,500.00
KADISH & KANE, Attorneys for George A. Michaels	
Remittitur of Judgment for costs in re: State of Washington vs. George A. Michaels, King County No. 33476, Supreme Court No. 35473	
	322.32
COLUMBIA IRRIGATION DISTRICT OF BENTON COUNTY	
Judgment against the State of Washington, Benton County Cause No. 18610	
	86.90
J. EDMUND QUIGLEY, Attorney for Mable Smith	
Judgment for costs in Supreme Court Case No. 34714.....\$	
	455.20
TAYLOR, MATSON & BUCKMAN, Trustees of a Charitable Trust established by Harriet I. Perry	
Judgment for costs in Supreme Court Case No. 35361.....\$	
	239.65
WILLIAM H. SIMMONS	
Judgment for costs in Supreme Court Case No. 35937.....\$	
	1,458.00
BLAIN McCOOL	
Judgment against the State of Washington, Thurston County Cause No. 33127	
	6,000.00
JAMES GRAMPS	
Judgment against the State of Washington, Spokane County Cause No. 168177	
	14,115.00
Motor Vehicle Fund Appropriation for judgments, to be disbursed on vouchers approved by the State Auditor, as follows:	
THOMAS E. HUGHES, JR., RAYMOND C. BUCKNER, JAMES E. JONAS, HAMER L. RAINES, in full settlement and satisfaction of judgments entered in re: Thomas E. Hughes, Jr. vs. William S. Christian, et al, King County No. 572001; and Raymond C. Buckner, James E. Jonas and Hamer L. Raines vs. William S. Christian, et al, King County No. 557406, the total amount of such award to be paid, upon execution of releases of the named defendants, into the registry of the King County Superior Court to be apportioned and divided among the above named claimants as their interests may appear.....\$	
	11,000.00

LOCAL IMPROVEMENT ASSESSMENTS

General Fund Appropriation for local improvement assessments, to be disbursed on vouchers approved by the State Auditor, as follows:

TREASURER, YAKIMA COUNTY	
Roza Irrigation District.....\$	
	47.56
TREASURER, CITY OF VANCOUVER	
Interest due Local Improvement District No. 255.....\$	
	183.30
TREASURER, PIERCE COUNTY	
Local Improvement Assessments against State-owned lands in Pierce County Escheat No. 345—Drainage District No. 14.....\$	
	8.27
TREASURER, CITY OF OLYMPIA	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner.....\$	
	5,560.24
Interest	
	244.65
Total	
	5,804.89
TREASURER, THURSTON COUNTY	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner.....\$	
	5.00
TREASURER, WAHKIAKUM COUNTY	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner.....\$	
	599.42

TREASURER, YAKIMA COUNTY	
Local Improvement Assessments against State-owned lands, Roza Irrigation District for the years 1962 and 1963	\$ 718.70
Interest	21.35
Total	\$ 740.05
TREASURER, CITY OF ANACORTES	
Local Improvement Assessments for District No. 154 (State Military Department) as certified by the State Land Commissioner	\$ 7,296.95
Interest	875.63
Total	\$ 8,172.58
TREASURER, COWLITZ COUNTY	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner (State Military Department) \$	103.19
TREASURER, COWLITZ COUNTY	
Local Improvement Assessments against State-owned lands (State Military Department) as certified by the State Land Commissioner \$	107.08
TREASURER, YAKIMA COUNTY	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner	\$ 55.50
TREASURER, GRANT COUNTY	
East Columbia Basin Irrigation District, 1962 and 1963 Assessments	\$ 796.27
Weed Control District No. 1, 1962 and 1963 Assessments	31.27
Weed Control District No. 2, 1962 and 1963 Assessments	38.07
Weed Control District No. 1, 1961, 1962 and 1963 Assessments	81.87
Quincy-Columbia Basin Irrigation District	\$ 1,810.96
TREASURER, OKANOGAN COUNTY	
Wolf Creek Reclamation District, 1961 and 1962 Assessments	\$ 448.00
TREASURER, BENTON COUNTY	
(Sunnyside Irrigation District)	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner	\$ 12,208.53
TREASURER, BENTON COUNTY	
Local Improvement Assessments against State-owned lands for the Kennewick Irrigation District for the years 1962-1963	\$ 8,337.60
Billing Charge	7.00
Total	\$ 8,344.60
TREASURER, CLARK COUNTY	
Local Improvement Assessments against State-owned lands for Weed Control District No. 1	\$ 16.80
TREASURER, FRANKLIN COUNTY	
Local Improvement Assessments against State-owned lands for South Columbia Basin Irrigation District	\$ 384.12
TREASURER, KITTITAS COUNTY	
Kittitas Reclamation District Assessments against State-owned lands	\$ 2,565.00
Interest	38.50
Total	\$ 2,603.50
TREASURER, OKANOGAN COUNTY	
Brewster Flat Irrigation District for assessments against State-owned lands	\$ 724.45
TREASURER, WHATCOM COUNTY	
Local Improvement Assessments against State-owned lands covering Macaulay Creek Flood Control District	\$ 4.72

TREASURER, YAKIMA COUNTY	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner.....\$	82.50
Interest	2.48
Total	\$ 84.98
General Fund—Parks and Parkways Account Appropriation for local improvement Assessments, to be disbursed on vouchers approved by the State Auditor, as follows:	
TREASURER, GRAYS HARBOR COUNTY	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner.....\$	4.36
TREASURER, THURSTON COUNTY	
Local Improvement Assessments against State-owned lands as certified by the State Land Commissioner.....\$	14.00
General Fund—Capitol Building Construction Account Appropriation for local improvement assessments, to be disbursed on vouchers approved by the State Auditor, as follows:	
TREASURER, CITY OF OLYMPIA	
Local Improvement Assessments against State-owned lands (Capitol Committee) as certified by the State Land Commissioner	\$ 3,292.94
Interest	144.89
Total	\$ 3,437.83
Motor Vehicle Fund Appropriation for local improvement assessments, to be disbursed on vouchers approved by the State Auditor, as follows:	
BUREAU OF INDIAN AFFAIRS	
Western Washington Indian Agency Lummi Diking Project (1961 and 1962).....\$	15.40
TREASURER, WHATCOM COUNTY	
Macaulay Creek Flood Control Diking District.....\$	928.76
TREASURER, CHELAN COUNTY	
Wenatchee Reclamation District.....\$	46.50
TREASURER, YAKIMA COUNTY	
Sunnyside Valley Irrigation District.....\$	3,316.90
Motor Vehicle Fund—State Patrol Highway Account Appropriation for local improvement assessments, to be disbursed on vouchers approved by the State Auditor, as follows:	
TREASURER, CITY OF HOQUIAM	
Local Improvement Assessments against State-owned lands (Washington State Patrol) as certified by the State Land Commissioner	\$ 1,284.50
Interest	128.46
Total	\$ 1,412.96
TREASURER, CITY OF SPOKANE	
Local Improvement Assessments against State-owned lands (Washington State Patrol) as certified by the State Land Commissioner	\$ 4,002.90
Interest	320.23
Total	\$ 4,323.13
TREASURER, BENTON COUNTY	
Local Improvement Assessments against State-owned lands (Washington State Patrol) as certified by the State Land Commissioner.....\$	21.62
TREASURER, COWLITZ COUNTY	
Local Improvement Assessments against State-owned lands (Washington State-Patrol) as certified by the State Land Commissioner.....\$	11.62

REFUNDS

General Fund Appropriation for refunds, to be disbursed on vouchers approved by the State Auditor, as follows:	
SYBIL L. FOSTER, executrix for the estate of Harry Ellsworth Foster, deceased, refund of moneys paid into the Judges' Retirement Fund.....\$	2,977.98

Mrs. JESSIE V. MCCARTHY, refund of moneys escheated to the Permanent School Fund	\$	18.28
General Fund—Parks and Parkways Account Appropriation for refunds, to be disbursed on vouchers approved by the State Auditor, as follows:		
DEPARTMENT OF NATURAL RESOURCES, share of condemnation proceeds (Beacon Rock State Park), for deposit to the Permanent School Fund.....	\$	760.00
Interest		304.00
Total	\$	1,064.00
Authority Revolving Fund Appropriation for refunds, to be disbursed on vouchers approved by the State Auditor, as follows:		
STATE TREASURER, reimbursement due Motor Vehicle Fund, principal for the period April through June, 1959, and two items 1961-1963 biennium.	\$	20,183.60
Motor Vehicle Excise Fund Appropriation for refunds, to be disbursed on vouchers approved by the State Auditor, as follows:		
WASHINGTON UTILITIES AND TRANSPORTATION COMMISSION, transfer of funds to the Public Service Revolving Fund for reimbursement for costs incurred in collecting excise tax in accordance with chapter 152, Laws of 1945	\$	3,743.59

SUNDRY CLAIMS

General Fund Appropriation for relief of various individuals, firms and corporations for sundry reasons, to be disbursed on vouchers approved by the State Auditor, as follows:		
WASHINGTON STATE HOSPITAL ASSOCIATION in payment of claims from various hospitals	\$	193,271.55
FOR GOODS AND SERVICES supplied to the Military Department		
RISER'S HEATING	\$	58.35
PLATT ELECTRIC SUPPLY, INC.....	\$	11.81
SCHOLL HEATING Co.....	\$	14.56
BESTLOCK Co.	\$	63.42
DONALD M. STEWARD, M.D.....	\$	49.00
GRANT H. ECKMAN, Salary for month of August, 1954, while employed at Eastern Hospital	\$	35.36
CAROLINE KUENHE, Salaries and Wages due to illness while employed at Lakeland Village	\$	187.95
EDWARD A. ANTONELLI, refund of certain privilege taxes paid on fresh fish imported from Canada in years 1950 through 1956	\$	1,177.43
MCCAULEY'S INC., refund of certain privilege taxes paid in error.....	\$	627.86
JESSEE C. HUNTER, in full settlement for damage to automobile.....	\$	14.40
VARIOUS EMPLOYEES, WASHINGTON VETERANS' HOME, for OASI claims.....	\$	203.72
TRAVEL ALLOWANCE REIMBURSEMENT, for employees of Department of Public Assistance, as follows:		
WAYNE HIXSON	\$	29.26
JOANN WOLTERING	\$	8.80
HENRIETTA ADMUNDSEN	\$	26.76
MAXINE SIRES	\$	27.60
HELEN MAR JEWETT.....	\$	76.68
SENATOR RAUGUST, Salaries and wages on or about December 1, 1956.....	\$	95.00
FOR REIMBURSEMENT OF TRAVEL EXPENSE		
(Department of Health)		
BYRON J. FRANCIS, M.D.....	\$	39.30
THEODORE SHIPLEY	\$	8.05
WILLIS E. PARR	\$	36.43
FREDERICK W. MAIRE, M.D., Reimbursement for registration fee to the 3rd World Congress of Psychiatry.....	\$	40.00
DUTTON O. TEAGUE, Reimbursement for travel expense while employed at Maple Lane School.....	\$	20.00
JOHN A. WHALLY Co., premiums due, policy No. 1RN1325 (Tax Commission)	\$	101.05
PETROLANE GAS SERVICE, INC., Adjustment charges, 1957-1958, for Petrolane Gas	\$	19.99

FOR REIMBURSEMENT OF TRAVEL EXPENSE	
(Department of Commerce and Economic Development)	
ART CRABTREE	\$ 40.35
ART CRABTREE	\$ 32.45
D. W. WALTERS.....	\$ 71.04
DICK MERFELD	\$ 32.24
CITY OF VANCOUVER, For water, sewer, and sanitary services furnished Department of Commerce and Economic Development April 28 to July 1, 1961	\$ 33.68
PHOTOSTAT CORPORATION, for supplies delivered to Secretary of State, 1958-1959	\$ 67.65
G. F. BUCKNER, Refund of moneys escheated to the Permanent School Fund	\$ 374.86
T. C. BOYLE, Attorney for the estate of TED JOHNSON, deceased, refund for moneys escheated to the Permanent School Fund.....	\$ 427.41
STARK AND WIELAND, Attorneys for New Riverview Hospital and Clinic, in full settlement for operation and hospitalization covering EMMA STANTON, deceased, a recipient of public assistance and a patient at Western State Hospital	\$ 438.96
CITY OF SEATTLE, DEPARTMENT OF LIGHTING, in full settlement of claims for damages re fire at Seattle Armory about January 8, 1962.....	\$ 292.20
RALPH W. BRISCHLE, Reimbursement for payment of 1958 assessment on irrigation farm unit in Columbia Basin.....	\$ 478.30
MRS. BERTHA HOLSWORTH, in full settlement for injury and time loss due to auto collision with truck driven by State National Guardsman (SSH No. 5M on or about June 12, 1958).....	\$ 7,500.00
EDNA HOOK, widow of WILLIAM W. HOOK, on behalf of William Ward, Dennis Michael, John Conrad, Juanita Ann, Debra Bernice and Christie Louise Hook, children of Edna and William Hook, in full settlement of all claims arising out of the death of William W. Hook September 7, 1961, at the Washougal Honor Camp.....	\$ 3,000.00
NORMAN TRIPLETT, in full settlement for loss in purchasing mining machinery to which state did not own title.....	\$ 500.00
MARVIN G. PALMER, M.D., in full settlement for services rendered public assistance recipient for cataract operation.....	\$ 225.00
MRS. EDNA SEMPILL, for prescriptions supplied to public assistance recipients	\$ 4,174.32
GENERAL PLUMBING, HEATING, ELECTRICAL AND SHEET METAL, for services rendered State Military Department.....	\$ 52.72
FRANK W. CONNOLLY, for unjust imprisonment in Washington State Penitentiary	\$ 5,000.00
STATE TREASURER, as trustee, in behalf of GEITHER HORN as indemnity payment for unjust imprisonment at Washington State Penitentiary for a period of twenty-three and one-half years, to be deposited and invested by the State Treasurer in the State Treasury as a special trust fund of a proprietary nature, payments of \$250.00 per month from the effective date of this act, upon warrant of the State Treasurer pursuant to demand by a guardian of said GEITHER HORN, said guardian to be appointed by the King County Superior Court, and upon the death of said GEITHER HORN, all moneys remaining in the fund shall revert to the State General Fund	\$ 6,000.00
ANTON MESNER, Reimbursement of over-payment of private home care by recipient of public assistance.....	\$ 116.00
General Fund—Architect's License Account Appropriation for relief of the following persons, to be disbursed on vouchers approved by the State Auditor, as follows:	
ELSIE E. POINTS, Reimbursement for services as reporter of meeting of State Registration Board of Architects.....	\$ 220.00
CARL H. JOHNSON, Reimbursement for services in connection with preparation of professional examination.....	\$ 45.00
General Fund—Parks and Parkways Account Appropriation for relief of the following individual to be disbursed on vouchers approved by the State Auditor, as follows:	
NED P. KRILICH, Reimbursement of private car mileage.....	\$ 103.28

General Fund—Real Estate Commission Account Appropriation for relief of the following individual, to be disbursed on vouchers approved by the State Auditor, as follows:	
JANICE M. ENYEART, Reimbursement of travel expense.....	\$ 118.97
Game Fund Appropriation, for relief of the following individual, to be disbursed on vouchers approved by the State Auditor, as follows:	
DELL M. MILLER, in full settlement of game damage to his property 1955-1956	\$ 75.00
Highway Safety Fund Appropriation, for relief of the following individual, to be disbursed on vouchers approved by the State Auditor, as follows:	
GARY L. SCHIMMELS, Reimbursement of travel expenses.....	\$ 88.60
Motor Vehicle Fund Appropriation, for relief of various individuals, firms, and corporations for sundry reasons, to be disbursed on vouchers approved by the State Auditor, as follows:	
BYRAN R. SCOTT, in full settlement for damage to auto on Lake Washington Bridge	\$ 98.83
TOM LONERS, in full settlement for damage to auto at Snoqualmie Summit.	\$ 62.40
LT. ROLAND A. HUBLU, in full settlement for damage to auto at Snoqualmie Summit	\$ 51.87
GARY BERGSTROM, in full settlement for damage to auto in vicinity of Deer Park	\$ 100.78
CLAYTON WASHBURN, in full settlement for bodily injury and damage to auto on U. S. 99 in vicinity of Boeing Plant.....	\$ 374.50
JUDITH HARTMEN, in full settlement for damage to auto.....	\$ 87.98
RUBY BJORNSEN, in full settlement for damage to auto on White Pass.....	\$ 12.59
MENASHA WOODEN WARE CORP., in full settlement for damage to property adjacent to Johnson Creek Bridge.....	\$ 75.00
DON DWINELL, in full settlement of damage to neon sign near Teanaway Junction	\$ 56.16
WESLEY E. WOOD, in full settlement for damage to auto on U. S. 99 in vicinity of Woodland.....	\$ 88.08
J. W. BUSSING, in full settlement for paint damage to auto.....	\$ 62.93
MARION E. KENNEDY, in full settlement for damage to auto.....	\$ 93.73
UNIVERSITY OF WASHINGTON, for services performed by engineering department in testing for earth slides.....	\$ 709.86
WILLIAM A. SCULLY, in full settlement for damage to a window.....	\$ 4.37
TOM ARCHER, in full settlement for damage to antenna and lead line.....	\$ 32.68
GLEN CURTIS, in full settlement for damage to window.....	\$ 9.46
RALPH SIZEMORE, Reimbursement for travel expense.....	\$ 52.05
CITY OF KELSO, Reimbursement for moneys paid for lighting facilities in relation to Cowlitz River Bridge on limited access highway PSH 12....	\$ 8,582.70
E. C. SIMPSON, Reimbursement for travel expense.....	\$ 32.91
TED R. WIGHT, in his own behalf and as guardian for minor son GREGORY WIGHT in full settlement of suit for damages for property damage, and for personal injuries to claimants and death of wife and minor son resulting from accident allegedly caused by negligence of highway commission employees in failing to install proper signs at the intersection of a newly constructed highway with an arterial highway (Wight vs. Bugge, et al, Thurston County No. 31449), the total amount of such award to be paid, upon execution of releases of the named defendants, into the registry of the Thurston County Superior Court for distribution to the above named claimants as their interests may appear	\$ 25,000.00
WILLIAM D. AIKEN, Attorney for JUANITA SOMMERS, in full settlement for injuries and damage sustained when a power pole maintained by the Department of Highways toppled over.....	\$ 5,500.00
Motor Vehicle Fund—State Patrol Highway Account Appropriation, for relief of various individuals, firms and corporations for sundry reasons, to be disbursed on vouchers approved by the State Auditor, as follows:	
LESLIE L. DEWEY, repayment of time loss (re RCW 51.24.010) for deduction from salary.....	\$ 362.50
JOHN W. HAIGH, Reimbursement for travel expense.....	\$ 24.25
BRUCE D. HUME, Reimbursement for travel expense.....	\$ 6.45
ELDON J. PARKE, Reimbursement for travel expense.....	\$ 9.75

CARLOS J. SPENCER, Reimbursement for travel expense.....	\$	7.66
CLYDE E. SINGLETON, Reimbursement for travel expense.....	\$	6.80
Public Service Revolving Fund Appropriation, for relief of the following company, to be disbursed on vouchers approved by the State Auditor, as follows:		
SKAGIT VALLEY TELEPHONE CO., for telephone service supplied to the Public Service Commission, October 1957.....	\$	41.10
Teachers' Retirement Fund Appropriation, for relief of the following, to be disbursed on vouchers approved by the State Auditor, as follows:		
INDUSTRIAL INSURANCE AND MEDICAL AID, 4th quarter, 1960-1961.....	\$	106.33
General Fund—Washington State University Building Account Appropriation for relief of the following named individual, to be disbursed on vouchers approved by the State Auditor, as follows:		
FRANCES LEE BLOMBERG, refund of tuition paid to Washington State University	\$	175.00
Medical Aid Fund Appropriation for the relief of the following named individual, to be disbursed on vouchers approved by the State Auditor, as follows:		
DAVID JONES, for salary in lieu of terminal notice.....	\$	257.00

CRIMINAL COSTS

General Fund Appropriation reimbursing counties for various cost bills in felony cases:

TREASURER, King County.....	\$	804.40
TREASURER, King County.....	\$	6,651.00
TREASURER, King County.....	\$	508.81
TREASURER, Cowlitz County.....	\$	160.50
TREASURER, Pierce County.....	\$	64.00
TREASURER, Yakima County.....	\$	13.20

NEW SECTION. Sec. 3. The word "agency" used herein shall mean and include every state government office, officer, each institution, whether educational, correctional, or other, and every department, division, board and commission, except as otherwise provided in this act.

The phrase "agencies headed by elective officials" used herein shall mean those executive offices or departments of the state which are directly supervised, administered, or controlled by the governor, lieutenant governor, secretary of state, treasurer, auditor, attorney general, superintendent of public instruction, commissioner of public lands, or insurance commissioner, but it shall not include those boards, commissions, or committees on which one or more of the above named elected officials serve.

NEW SECTION. Sec. 4. In order to carry out the provisions of these appropriations and the state budget, the budget director, with the approval of the governor, may:

(1) Allot all or any portion of the funds herein appropriated, or included in the state budget, to the various agencies by such periods as he shall determine and may place any funds not so allotted in reserve available for subsequent allotment: *Provided*, That the budget director shall not alter allotment requests filed with him, nor shall he place in reserve any funds, for the following: Agencies headed by elective officials; University of Washington; Washington State University; Central Washington State College; Eastern Washington State College; Western Washington State College; Washington State Apple Advertising Commission; Washington State Fruit Commission; Washington Dairy Products Commission or any agricultural commodity commission created under the provisions of chapter 15.66 RCW; the legislative branch of state government including the legislative council, the legislative budget committee, the statute law committee, and any legislative interim committee; or the judicial branch of state government: *Provided, however*, That the aggregate of allotments for any agency shall not exceed the total of applicable appropriations and local funds available to the agency concerned. It shall be unlawful for any officer or employee to incur obligations in excess of approved allotments or to incur a deficiency and any obligation so made shall be deemed invalid. Nothing in this section or in chapter 328, Laws of 1959 shall prevent revision of any allotment when necessary to prevent the making of expenditures under appropriations in this act in excess of available revenues.

(2) Issue rules and regulations to establish uniform standards and business practices throughout the state service, including regulation of travel by officers and employees and the conditions under which per diem shall be paid, so as to improve efficiency and conserve funds.

(3) Prescribe procedures and forms to carry out the above.

(4) Allot funds from appropriations in this act in advance of July 1, 1963, for the sole purpose of authorizing agencies to order goods, supplies or services for delivery after July 1, 1963: *Provided*, That no expenditures may be made from the appropriations contained in section 1 until after July 1, 1963.

NEW SECTION. Sec. 5. Except as otherwise provided in this act, any receipts from federal or other sources or from gifts or grants in excess of those estimated in the budget may be received and allotted by the governor but in the event that receipts shall be less than those estimated in the budget from any source the appropriation shall be limited to the amount actually received and allotments made as provided in section 4. Whenever possible, the receipt of federal or other funds which are not anticipated by the governor's budget or the legislature shall be used to support regular programs instead of using appropriated funds.

NEW SECTION. Sec. 6. Agencies are authorized to make refunds of erroneous or excessive payments and in the case of other refunds, which may be provided by law, without express appropriation therefor.

NEW SECTION. Sec. 7. Whenever allocations are made from the governor's emergency appropriation to an agency which is financed by other than general fund moneys, the budget director may direct the repayment of such allocated amount to the general fund from any balance in the fund or funds which finance such agency. No appropriations shall be necessary to effect such repayment.

NEW SECTION. Sec. 8. In addition to the amounts appropriated in this act for revenue for distribution and bond retirement and interest, there is also appropriated such further amounts as may be required or available for these purposes under any statutory formula or under any proper bond covenant made in accordance with law.

NEW SECTION. Sec. 9. Amounts received by an agency as reimbursements pursuant to RCW 43.09.210 shall be considered as returned loans of materials supplied or services rendered. Such amounts may be expended as a part of the original appropriation of the fund to which it belongs, without further or additional appropriation, subject to conditions and procedures prescribed by the budget director which shall provide for determination of full costs, disclosure of such reimbursements in the governor's budget, maximum inter-agency usage of data processing equipment and services and such restrictions as will promote more economical operations of state government without incurring continuing costs beyond those reimbursed.

NEW SECTION. Sec. 10. The regents, trustees or board of directors of any of the state educational institutions or school districts are authorized to use funds appropriated by this act to provide and pay for tax deferred annuities for their respective employees in lieu of a portion of salary or wages as authorized under the provisions of 26 U.S.C. section 403 (b) as amended by Public Law 87-370, 75 Stat. 796, as now or hereafter amended.

NEW SECTION. Sec. 11. The balance of the appropriation to the Liquor Control Board from the General Fund in chapter 26, Laws of 1961 Extraordinary Session, remaining unexpended as of April 1, 1963, is hereby transferred to and authorized to be expended from the Liquor Revolving Fund.

The balance of the appropriation to the Department of Employment Security from the General Fund in chapter 26, Laws of 1961 Extraordinary Session, remaining unexpended as of April 1, 1963, is hereby transferred to and authorized to be expended from the Unemployment Compensation Administration Fund, which fund is hereby declared to be a fund in the state treasury.

The budget director shall certify such amounts available to the Liquor Control Board and the Department of Employment Security.

NEW SECTION. Sec. 12. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

PARLIAMENTARY INQUIRY

Senator Ryder:

"Point of parliamentary inquiry, Mr. President:

"Is it necessary for us to go into a Committee of the Whole to act on this?"

The President:

"No, it is not."

On motion of Senator Foley, the report of the Free Conference Committee was adopted.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Bill No. 1, as amended by the Free Conference Committee, and the bill passed the Senate by the following vote: Yeas, 39; nays, 8; absent or not voting, 2.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Donohue, Dore, Durkan, Foley, Foster, Freise, Gallagher, Greive, Guess, Hallauer, Herrmann, Keefe, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, McMillan, Moriarty, Jr., Neill, Petrich, Rasmussen Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Washington, Williams, Woodall—39.

Those voting nay were: Senators England, Gissberg, Hanna, Henry, Hess, Mardesich, Morgan, Thompson, Jr.—8.

Those absent or not voting were: Senators Peterson, Stender—2.

Engrossed House Bill No. 1, as amended by the Free Conference Committee, having received the constitutional majority, was declared passed.

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

On motion of Senator Foley, Engrossed House Bill No. 1, as amended by the Free Conference Committee, was immediately transmitted to the House. The Secretary read:

REPORTS OF STANDING COMMITTEES

Senate Chamber,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 10, have compared same with the original resolution and find it correctly engrossed. _____, *Chairman.*

We concur in this report: Fred H. Dore, Marshall A. Neill, John A. Petrich.

Senate Chamber,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Bill No. 56, have compared same with the original bill and find it correctly engrossed. FRANK W. FOLEY, *Chairman.*

We concur in this report: Marshall A. Neill, Perry B. Woodall.

Senate Chamber,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Engrossed Senate Bill No. 25; also Engrossed Senate Bill No. 56, have inspected same, and find them correctly enrolled and certified. FRANK W. FOLEY, *Chairman.*

We concur in this report: Marshall A. Neill, Perry B. Woodall.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 34 and has passed the bill as amended by the Senate. S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President has signed: Senate Bill No. 25; also Senate Bill No. 56.

The President declared the Senate to be at ease.

The President called the Senate to order at 7:30 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Peterson and Stender, who had been excused.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Bill No. 25; also Senate Bill No. 56, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Joint Resolution No. 4 and has passed the resolution as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment to Engrossed House Bill No. 66 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendments to Engrossed House Bill No. 24 and has passed the bill as amended by the Senate.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 17; also House Bill No. 34; also House Concurrent Resolution No. 6; also House Concurrent Resolution No. 10, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

The President has signed: House Bill No. 17; also House Bill No. 34; also House Concurrent Resolution No. 6; also House Concurrent Resolution No. 10.

The Secretary read:

MESSAGE FROM THE HOUSE**SENATE AMENDMENTS TO HOUSE BILL**

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has concurred in the Senate amendment on page 2, line 8 to Engrossed House Concurrent Resolution No. 3, but refuses to concur in the amendment on page 1,

line 11 as follows: On page 1, line 11, after "a chairman" strike the comma and insert "and". On line 11 after "vice chairman" strike "and a secretary" and asks the Senate to recede therefrom, and said bill, together with the Senate amendments thereto, are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

Senator Herrmann moved that the Senate refuse to recede from its position on Engrossed House Concurrent Resolution No. 3 and insist upon its position thereon.

Debate ensued.

PARLIAMENTARY INQUIRY

Senator Woodall:

"Mr. President:

"Is it not true that a motion to recede would in effect put the two houses together and take priority over a motion to insist upon our position?"

RULING BY THE PRESIDENT

The President:

"The President believes according to Rule 247 of Reed's Rules that a motion to recede has a priority over a motion to insist."

Senator Woodall moved that the Senate recede from its position on Engrossed House Concurrent Resolution No. 3.

Debate ensued.

The motion was lost on a rising vote.

The President stated the question before the Senate is: It has been moved that the Senate insist upon its position on Engrossed House Concurrent Resolution No. 3.

The motion was carried on a rising vote.

The President declared the Senate to be at ease.

The President called the Senate to order at 10:10 p. m.

The Secretary called the roll and announced to the President that all Senators were present except Senators Donohue, Hess, Kupka, Peterson, Stender and Woodall; Senators Peterson and Stender being excused.

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Concurrent Resolution No. 2:

Senate Chamber,
Olympia, Wash., April 6, 1963.

Relating to legislative building accommodations and furnishings interim committee (reported by Committee on Rules and Joint Rules):

MAJORITY recommends that it do pass.

JOHN A. CHERBERG, *Chairman.*

We concur in this report: Robert C. Bailey, John L. Cooney, David C. Cowen, Michael J. Gallagher, R. R. (Bob) Greive, Wilbur C. Hallauer, James Keefe, Reuben A. Knoblauch, Ernest W. Lennart, Marshall A. Neill, Edward F. Riley, John N. Ryder.

On motion of Senator Riley, the rules were suspended, Senate Concurrent Resolution No. 2 was advanced to second reading and read the second time in full.

On motion of Senator Riley, the rules were suspended, Senate Concurrent Resolution No. 2 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage.

ROLL CALL

The Secretary called the roll on the final passage of Senate Concurrent Resolution No. 2 and the resolution passed the Senate by the following vote: Yeas, 42; nays, 0; absent or not voting, 7.

Those voting yea were: Senators Atwood, Bailey, Charette, Chytil, Connor, Cooney, Cowen, DeGarmo, Durkan, England, Foley, Foster, Freise, Gallagher, Gissberg, Greive, Guess, Hallauer, Hanna, Henry, Herrmann, Keefe, Knoblauch, Lennart, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Neill, Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams—42.

Those absent or not voting were: Senators Donohue, Dore, Hess, Kupka, Peterson, Stender, Woodall—7.

Senate Concurrent Resolution No. 2, having received the constitutional majority, was adopted.

On motion of Senator Ryder, Senate Concurrent Resolution No. 2 was ordered immediately transmitted to the House.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House adheres to its position on Engrossed House Concurrent Resolution No. 3, and again asks the Senate to recede therefrom, and said resolution together with the Senate amendments thereto are herewith transmitted. S. R. HOLCOMB, *Chief Clerk*.

On motion of Senator McMillan, the Senate receded from its position on Engrossed House Concurrent Resolution No. 3.

ROLL CALL

The Secretary called the roll on the final passage of Engrossed House Concurrent Resolution No. 3, without the Senate amendment to page 1, line 11, and the resolution passed the Senate by the following vote: Yeas, 38; nays, 7; absent or not voting, 4.

Those voting yea were: Senators Bailey, Chytil, Connor, Cooney, DeGarmo, Donohue, Dore, Durkan, England, Foster, Freise, Gallagher, Gissberg, Greive, Hallauer, Herrmann, Hess, Keefe, Knoblauch, Kupka, McCormack, McCutcheon, McMillan, Mardesich, Morgan, Moriarty, Jr., Petrich, Rasmussen, Raugust, Rickdall, Riley, Ryder, Sandison, Talley, Thompson, Jr., Washington, Williams, Woodall—38.

Those voting nay were: Senators Atwood, Cowen, Guess, Hanna, Henry, Lennart, Neill—7.

Those absent or not voting were: Senators Charette, Foley, Peterson, Stender—4.

Engrossed House Concurrent Resolution No. 3, having received the constitutional majority, was adopted.

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has adopted the report of the Free Conference Committee on Engrossed House Bill No. 1 and passed the bill as amended by the Free Conference Committee.

S. R. HOLCOMB, *Chief Clerk*.

The Secretary read:

SENATE RESOLUTION
1963 EX -23-

By Senators Talley and Sandison:

WHEREAS, Existing law providing pensions and disability benefits for volunteer firemen is not adequately funding the benefits allowed; and

WHEREAS, The legislature has continued the existing schedules of pension and disability benefits, but without providing additional revenues sufficient to ensure proper long-term funding therefor;

Now, Therefore, *Be It Resolved*, by the Senate of the state of Washington, that the Legislative Council is directed to undertake a study of the volunteer firemen's pension system during the 1963-1965 interim for the purpose of determining a valid, effective, and actuarially sound method of financing the volunteer firemen's pension system with respect to present levels; and

Be It Further Resolved, That the Legislative Council report its findings and recommendations to the legislature as a part of its biennial report to the 1965 Regular Session of the Legislature.

Senator Sandison moved the adoption of the resolution.

On motion of Senator Ryder, the following amendments to the resolution was adopted:

On line 8, strike "Legislative Council" and insert "State Public Pension Commission"
On line 13, strike "Legislative Council" and insert "State Public Pension Commission"

Senator Thompson, Jr. moved that the resolution be referred to the Committee on Rules and Joint Rules.

With the approval of the Senate, Senator Talley's name was removed as a sponsor to the resolution.

Debate ensued.

Senator Sandison demanded a roll call and the demand was sustained by Senators Connor, Knoblauch, Rasmussen, DeGarmo, Herrmann, Greive, Bailey, Kupka and McCutcheon.

ROLL CALL

The Secretary called the roll, and the motion to refer the resolution to the Committee on Rules and Joint Rules was lost by the following vote: Yeas, 19; nays, 25; absent or not voting, 5.

Those voting yea were: Senators Atwood, Bailey, Chytil, Cooney, Cowen, England, Freise, Greive, Guess, Hallauer, Herrmann, Keefe, McMillan, Moriarty, Jr., Riley, Ryder, Thompson, Jr., Williams, Woodall—19.

Those voting nay were: Senators Charette, Connor, Donohue, Durkan, Foster, Gallagher, Gissberg, Hanna, Henry, Hess, Knoblauch, Kupka, Lennart, McCormack, McCutcheon, Mardesich, Morgan, Neill, Petrich, Rasmussen, Raugust, Rickdall, Sandison, Talley, Washington—25.

Those absent or not voting were: Senators DeGarmo, Dore, Foley, Peterson, Stender—5.

On motion of Senator Thompson, Jr., the following amendment was adopted:

On line 10, after "determining" and before "a" insert "the feasibility of"

On motion of Senator Sandison, the resolution as amended, was adopted. The President declared the Senate to be at ease.

The President called the Senate to order.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has passed Senate Concurrent Resolution No. 2, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has passed Engrossed House Concurrent Resolution No. 3 with the Senate amendment to page 2 and without the amendment to page 1.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The Speaker has signed: House Bill No. 1; also
House Bill No. 24; also
House Bill No. 66; also
House Joint Resolution No. 4, and the same are herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

SIGNED BY THE PRESIDENT

**The President has signed: Senate Concurrent Resolution No. 2; also
House Bill No. 1; also
House Bill No. 24; also
House Bill No. 66; also
House Joint Resolution No. 4.**

APPOINTMENT OF INTERIM COMMITTEES

The President announced the appointments to the following interim committees:

LEGISLATIVE COUNCIL (under the provisions of Chapter 36, Laws of 1947):

Senators Greive, Keefe, Kupka, Riley, Sandison, Talley, Gallagher, Chytil, Thompson, Jr. and Woodall.

On motion of Senator Riley, the appointments to the Legislative Council were confirmed.

PERSONAL PRIVILEGE

Senator Bailey:

"Mr. President, I would like to speak on point of personal privilege. I would just like to say that under the law, if we do not appoint the Legislative Council by the fifty-fifth day, it is up to the members of the body to elect the members from the body to represent them in the Council. I would like to state that I think your appointments express the wishes of the Senate and, therefore, are equivalent to an election from the floor of the Senate."

APPOINTMENT OF LEGISLATIVE COUNCIL LIAISON MEMBER

The President also desires to announce the appointment of Senator Morgan as liaison member to the subcommittee of the Legislative Council on Institutions.

LEGISLATIVE BUDGET COMMITTEE (under the provisions of House Bill No. 17):

Senators Durkan, Foley, Lennart, McCormack, Moriarty, Jr. and Neill.

On motion of Senator Riley, the appointments to the Legislative Budget Committee were confirmed.

JOINT COMMITTEE ON HIGHWAYS (under the provisions of House Bill No. 4):
Senators Bailey, Donohue, Guess, Henry, Petrich, Raugust and Washington.

On motion of Senator Riley, the appointments to the Joint Committee on Highways were confirmed.

JOINT COMMITTEE ON EDUCATION (under the provisions of House Bill No. 24):
Senators Dore, England, Hallauer, Hess and Williams.

On motion of Senator Riley, the appointments to the Joint Committee on Education were confirmed.

INTERIM COMMITTEE ON FISHERIES (under the provisions of House Bill No. 34):
Senators Charette, Connor, Knoblauch, Peterson and Rickdall.

On motion of Senator Riley, the appointments to the Interim Committee on Fisheries were confirmed.

LEGISLATIVE COMMITTEE ON GAME AND GAME FISH (under the provisions of House Concurrent Resolution No. 3):
Senators DeGarmo, Foster, Herrmann, McCutcheon, McMillan and Stender.

On motion of Senator Riley, the appointments to the Legislative Committee on Game and Game Fish were confirmed.

JOINT COMMITTEE ON GOVERNMENTAL COOPERATION (under the provisions of House Concurrent Resolution No. 6):
Senators Atwood, Gissberg and Hanna.

On motion of Senator Riley, the appointments to the Joint Committee on Governmental Cooperation were confirmed.

INTERIM COMMITTEE ON CANALS (under the provisions of House Concurrent Resolution No. 10):
Senators Chytil, DeGarmo, Guess and Rasmussen.

On motion of Senator Riley, the appointments to the Interim Committee on Canals were confirmed.

INTERIM COMMITTEE ON LEGISLATIVE BUILDING ACCOMMODATIONS AND FURNISHINGS (under the provisions of Senate Concurrent Resolution No. 2):
Senators Chytil, DeGarmo, Hess, Morgan, Rasmussen and Rickdall.

On motion of Senator Riley, the appointments to the Interim Committee on Legislative Building Accommodations and Furnishings were confirmed.

STATE PUBLIC PENSION COMMISSION (under the provisions of House Bill No. 66):
Senators Freise, Mardesich, Riley, Ryder and Sandison.

On motion of Senator Riley, the appointments to the State Public Pension Commission were confirmed.

POINT OF INQUIRY

Senator Bailey:

"Mr. President, point of inquiry:

"When you read the nominations to the interim committees, I noticed you did not read the Columbia Interstate Compact Commission."

The President:

"The President is of the opinion, Senator, that the members of the Columbia Interstate Compact Commission retain their particular positions."

Senator Bailey:

"Mr. President:

"Then Senator Cooney is still a nominee and member from the Senate?"

The President:

"The President recalls that Senator Cooney was a member of the Columbia Interstate Compact Commission."

The Secretary read:

REPORT OF STANDING COMMITTEE

Senate Chamber,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Your Committee on Enrolled, Engrossed Bills, Claims and Auditing, to whom was referred Senate Concurrent Resolution No. 2, have inspected same, and find it correctly enrolled and certified. _____, *Chairman*.

We concur in this report: Martin J. Durkan, Michael J. Gallagher, Marshall A. Neill.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The House has adopted House Concurrent Resolution No. 11, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk*.

FIRST READING OF HOUSE RESOLUTION

The following was read first time by title and acted upon as indicated:

House Concurrent Resolution No. 11, by Committee on Rules and Order:
Relating to adjournment of the First Extraordinary Session of the Thirty-eighth Legislature *Sine Die*.

On motion of Senator Riley, the rules were suspended, House Concurrent Resolution No. 11 was advanced to second reading and read the second time in full.

On motion of Senator Riley, the rules were suspended, House Concurrent Resolution No. 11 was advanced to third reading, the second reading considered the third, and the resolution was placed on final passage and adopted.

PERSONAL PRIVILEGE

Senator McCutcheon:

"Mr. President:

"Is this the *Sine Die* resolution?"

The President:

"Yes, sir."

Senator McCutcheon:

"I would like to rise on personal privilege."

The President:

"The Senator may speak on personal privilege."

Senator McCutcheon:

"I don't think anybody on either side of the aisle should leave these halls and go home without paying a tribute to the very hard work done by Senator Robert Greive and Representative Gorton. They know best about him, over in the House, but here in our chamber, Bob Greive has labored for eighty days with intense devotion and sincerity to bring about redistricting. He has never broken his word. He has been open and aboveboard and according to his own fervor and his tremendous ability and tenacity, he has done his very best to bring about redistricting in the state of Washington. I, for one, want to pay tribute to him and the fact that he has not succeeded in this session is not his fault. We should all pay him tribute."

PERSONAL PRIVILEGE

Senator Sandison:

"Mr. President, personal privilege:

"I, too, want to say something concerning Senator Greive's activity. Even though I and some of my colleagues held against Senator Greive's reasoning on this particular subject, at no time did I ever question his qualifications to render a decision on the subject, nor at any time did I ever question his honesty and sincerity in giving his opinion. I think he is a pretty unusual guy and a great parliamentarian, and the day after this is over, he will forget about those of us who opposed him. He has done a great job. I know he has lost sleep. He has worked hard almost all of the time. I have seen him rush around here and I think there are no three Senators in the entire body who can compare with the amount of foot-pounding energy this man has expended in our behalf. I am sorry some of us saw things the other way. Again, I think he is a good enough ball player that tomorrow he will forget about it, but I think we will never forget about him."

PERSONAL PRIVILEGE

Senator Neill:

"Mr. President:

"I think it is only right that from this side of the aisle I add a word of concurrence to the remarks made about the tremendous efforts that have been put into this attempt to redistrict the state of Washington by Bob Greive, and also by Slade Gorton over on the other side. I really had no concept of the work that had gone into this until I was put on the Conference Committee the last several days and had an opportunity, as well as the job of sitting in and seeing what these men have done. I must say that anybody that has put in the hours and has the depth of knowledge of this vast and very important and sensitive field that these men have and that I saw Bob Greive evidence in this Conference Committee, deserve our commendation. I, too, regret that the session seems to be dying away without our having accomplished the objective of redistricting the state of Washington. Certainly it is not through a lack of effort by Bob Greive or Slade Gorton."

PERSONAL PRIVILEGE

Senator Kupka:

"Mr. President, Lady and Gentlemen of the Senate:

"I want to concur with every word that has been said in regard to Senator Greive's devotion to try and bring about a redistricting or reapportionment bill to reality this session of the legislature. I wouldn't have the job for any price and I venture to say any one of the rest of you wouldn't accept that assignment under any circumstances. Regardless of how we end up, it isn't because we haven't tried. I extend the same courtesies to Slade Gorton and the House members on the other side. I want to say that I don't believe in any session in the fourteen years that I have served that any two people or any group worked any harder than those people on that committee.

"I realize that we have attempted to redistrict this session and many other sessions, the people have attempted it, the League of Women Voters have attempted it, and the people said no. We felt that we should attempt to try to do it ourselves, but it just seems as though there were enough differences that caused us to meet a deadlock. It isn't because the legislature hasn't tried. I certainly want to extend my appreciation to Senator Bob Greive. I don't know of another person that has been as devoted to a cause that he has attempted to resolve as Senator Bob Greive, and believe me, I wouldn't have it at any price and, as I said, I don't believe any of the rest of you would either. He has served sincerely and certainly deserves commendation."

PERSONAL PRIVILEGE

Senator Raugust:

"Mr. President and members of the Senate:

"I also want to express my appreciation for the work that Bob Greive has done on this floor. I worked with Bob Greive very closely with the initiative. I am very much disappointed in the decision that has finally been made. If you will look at my district, the way I would have been affected, Davey Cowen and I would have been in the same

district. And yet had the bill come on the floor, I would have voted for it. The people said for us to redistrict, the courts have said you must redistrict, and I am very much disappointed in those people who considered what it would do to them instead of voting for the bill. As I said, I don't think anyone was more affected than I would have been, yet if the bill would have come on the floor, I would have voted for it."

PERSONAL PRIVILEGE

Senator Dore:

"Mr. President:

"I would also like to join the remarks of commendation of Senator Greive, but I think we should also extend our thanks to Senator Neill and Senator Gallagher who also worked very hard on the committee. Also, I think we shouldn't overlook the great leadership of our Lieutenant Governor and of Senator Bob Bailey, the Majority Caucus Chairman, and the leaders on the other side of the aisle, Senator Woodall and Senator Neill. I think both parties worked excellently together. We have worked together to pass a budget in balance, and I think that's something to be proud of. With a little more work, maybe another special session or maybe through the courts, we may get our redistricting plan. But I think that all of the work that has been done on redistricting and all of the records and research will stand us in good stead in the months ahead, and that a fair and equitable redistricting plan is not too far in the future."

PERSONAL PRIVILEGE

Senator Woodall:

"I wish to address myself to a point of personal privilege on another matter. I want to apologize to those who followed me in a move I made when they had a so-called compact bill here concerning the right of other states to send to our Director of Licenses a report of a bail forfeiture that you might have made in another state and that would be used against you in the state of Washington.

"As you know, I fought it very strongly and it carried thirty-one to ten in this body, and then this particular bill was thrown into conference, and I was placed on the conference committee. Along with me was Senator Charette as two representing the major view on that subject. Senator Washington was also on the committee representing the minority view and we met with the members of the House. At that time I was told by Senator Washington and Representative Huntley that if I would go along with certain matters in the compact, they would write into the highway bill a provision that no bail forfeiture in another state could ever be used against you in the state of Washington. Now those gentlemen kept their word and I bought that and I let the compact become law, and Senator Charette stood with me and said 'Unless you say it's okay, I won't sign it,' so we signed it. We let the compact become law. Representative Huntley kept his word and when they introduced the bill, the highway bill, they had the clause in it that no bail forfeiture in another state could ever be used against you in the state of Washington, so it passed the House unanimously. It passed the Senate unanimously.

"The bill went to the Governor's office. Word came to me that he was being lobbied to veto the clause. I went to Senator Herrmann and told him. He said he would go down and talk to the Governor. He did. I saw the Governor when he was dining in our dining room and I said, 'Governor, I don't like to lobby you over lunch, however, this particular portion of the law is here only because we agreed in conference that we would pass this compact.' I had my grave doubts because I feel it's basically wrong that if you happen to be down in California and, rather than stay and fight a speeding charge of ten dollars, you come on home. I just think it's basically wrong to use against you in Washington, what some town clown said you did wrong in California. But I went along and I was a good follower, and I was a fool. I'll never be one again. It passed. Then I asked the Governor, 'What about it?'

"He said, 'I don't think we've got a problem, but if we have one, I'll call you down before I'll ever veto it.'

"Well, I got the word tonight that he had vetoed it, so I went to Senator Herrmann. We called the Governor on the phone. He talked to me on the phone and he apologized and said that he had forgotten about it. He did call Senator Herrmann. He had forgotten his promise to call me, and that I accepted it. I think he was sincere, but I want to point out to you today the danger of ever agreeing upon anything again. I made a great mistake. I allowed this contemptible thing to go through because I thought if this

law that you couldn't use bail forfeitures, passed both Houses unanimously, it surely would be the law of the state of Washington. So I slipped, lady and gentlemen of the Senate, and I apologize to all of you because in conference committee I let this contemptible thing go through and I had thought it would be a part of the law of our state under this new bill, and it was vetoed out.

"I think it's real bad law. I think it's just as wrong as can be that if some town official picks you up in some distant state and you don't choose to stick around for a month to fight it and come on home, that that shall operate against you in the state of Washington. It's a new theory of law that you punish in Washington for something you allegedly did in Arizona. It's bad law and I'm sorry it's there, but to all of you who believed in me when you voted with me to knock it out of the compact, I wanted to give this full explanation as to exactly what happened."

PERSONAL PRIVILEGE

Senator Riley:

"Mr. President and members of the Senate:

"Just an additional word in behalf of Senator Bob Greive and his efforts. No Senator here is as knowledgeable as Senator Bob Greive on this subject of redistricting and reapportionment. Not only is Senator Bob Greive entitled to our warm handshake and applause, but the staff of people in his office who labored with him is entitled to our applause and our gratitude. Obviously I feel disappointed. I see the end of this Thirty-eighth Session coming and we have not done what I conceive to be the duty of a legislative body. We have not redistricted. I do not like to abdicate my position as a legislator. I do not like to bow out and let the judicial ranks take care of my work, and so I am somewhat disappointed. But I suspect that if the subject is with us two years from now, that you will probably find Senator Greive as ardent in his efforts and he will probably do as much as he can to make sure that the right type of reapportionment bill comes through.

"We cannot just single out Senator Bob Greive. There were two more conferees, Senator Gallagher and Senator Neill, and they all had their voice, to which they were entitled. They had their ideas, and anyone who has convictions and so states them, we must give them a warm handshake."

PERSONAL PRIVILEGE

Senator Herrmann:

"Mr. President and members of the Senate:

"First, I want to say this is one time that I concur with Senator Woodall, and I want to state that the reason that I went along is that I was just as much concerned about this provision in the law as Senator Woodall. I felt that we had reached a proper compromise, and I felt badly that the Governor saw fit to veto this portion.

"Now, Mr. President and members of the Senate, I would just like to say a word in regard to the work that has been done on redistricting. Somehow I feel with all the sincere efforts and all the hard work, all of the compromising, the hours of work, the sleepless nights and the tremendous energy that has gone into this project, that to see it go down the drain, makes me feel that the entire special session has been a failure. We have spent a lot of the taxpayers' money. We have come here and we have taken of our time. We have had this entire body together and there is no use kidding ourselves. The only reason we were held up from *Sine Die*, the only reason we went into special session, there were a few days on the budget but I think that could have been worked out in the general session, was the fact we saw this tremendous job ahead of us and we felt it should be done and we felt that an equitable and fair compromise should be worked out.

"My heart goes out to Bob Greive for the work he has done. I feel very belittled for the amount of energy that I have put on it. I felt that it was a good plan. I thought that it was a plan that would have been the best for the people of the state of Washington. I thought it was a fair and equitable proposition. I thought that it was a good compromise.

"I would just like to say this in conclusion in the statement that I made previously that democracy operates in this fashion and we must abide by the will of the majority. I would have felt much differently had we not had our last meeting, but the majority of the members of the majority party, even though it was only one person in between, have spoken and, as one of those who sincerely believed in this plan and one who

honestly felt that it was the best possible plan we will have in this redistricting and who was sincerely disappointed, I want to say that I don't think that in the true sense of democracy that we wasted our time because we expended every effort possible in order to get a redistricting plan. And, in the final analysis it was voted down by a majority and we have been unable to redistrict the state. Therefore, as a loser, I want to say that I am willing to abide by the rule of the majority."

PERSONAL PRIVILEGE

Senator McMillan:

"Mr. President and members of the Senate:

"I want to say just a few words in concurring with these remarks of Senator Herrmann.

"I have felt since my first acquaintance with Senator Greive, and since observing his activities here in the Senate, and in the legislature, that he is a man with state-wide vision. He is not provincial in any sense. He takes the state as a whole. He looks the map over and makes up his mind what is good for the party and what is good for the state. I feel that we have lost a real battle in this matter of redistricting in that we have abdicated to the courts after twenty-three days in special session. My real concern, of course, is that in time we do have some measure of representation of area, as opposed to population. As of the present time, I am not very hopeful concerning the activity and the previous decisions of the court, but as Senator Herrmann says, we abide by the majority and accept the rule."

PERSONAL PRIVILEGE

Senator Kupka:

"Mr. President, Lady and Gentlemen of the Senate:

"One last word in regards to redistricting: I am going to recommend to the Legislative Council, now that we have one and of which I am a member, that we continue the study of reapportionment and redistricting and that all of the calculations and all of the mapping, including the resolutions for reapportionment, be kept intact and that we continue to make every effort to redistrict the state of Washington."

PERSONAL PRIVILEGE

Senator Morgan:

"Mr. President and members of the Senate:

"Even though I was to have the largest district in the state of Washington, which would have been and will be 90,000 people in the twenty-third district, I voted to bring this to the floor, and even though I knew that there were political implications behind it, I knew that Senator Greive had worked and begged to make them be reasonable in regards to this. It might be that a Republican could take me down, so they must leave it at 90,000. This no doubt would have brought on a taxpayer's suit, but I still voted for it because I felt we must do something about redistricting.

"I just wanted you to know that I voted for the bill, to bring it to the floor, because I think Senator Greive has worked very hard with his staff and he has been crucified by the press.

"I thank you."

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of House Concurrent Resolution No. 11, the President appointed Senators Ryder, Connor, and Henry as the Senate members of the committee to notify the Governor that the legislature is about to adjourn *Sine Die*.

On motion of Senator Riley, the appointments were confirmed.

The Secretary read:

MESSAGE FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The Speaker has signed House Concurrent Resolution No. 3, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT**The President has signed: House Concurrent Resolution No. 3.****MOTION**

Senator Riley:

"Mr. President:

"I move that the Secretary of the Senate direct a letter to the staffs of the Legislative Council and the Legislative Budget Committee commending them for their tireless and devoted work and their intense desire to serve the members of the Senate and the House."

The President:

"With the approval of the Senate, it will be so ordered."

The Secretary read:

SENATE RESOLUTION
1963 Ex. -24-

By Senators DeGarmo, Rasmussen and Herrmann:

WHEREAS, Food fish and game fish are of vital economic, commercial, and recreational importance to the state of Washington; and

WHEREAS, The constant increase in the taking of food fish and game fish for commercial and recreational purposes demands that provision be made for expanding the artificial propagation of food fish and game fish through hatcheries and fish farms and for providing conservation facilities in relation to food fish and game fish; and

WHEREAS, The artificial propagation and conservation of food fish and game fish is dependent upon adequate supplies of water from rivers, streams, springs and other sources; and

WHEREAS, There appears to be increasing competition among users of water;

Now, Therefore, Be It Resolved, by the Senate, That the legislative interim committees on fisheries and game and game fish are directed to study the feasibility of authorizing the state department of fisheries and the state game commission to enter into option agreements for the acquisition of water rights to assure that adequate supplies of water be made available for fish hatcheries, fish farms, and other propagation, and conservation purposes.

On motion of Senator Riley, the resolution was adopted.

SENATE RESOLUTION
1963 Ex. -25-

By Senators DeGarmo, Thompson, Jr., Charette and Hanna:

WHEREAS, The opportunity for enjoyment of the recreational facilities afforded by the lakes, streams and salt waters of the state of Washington have been unexcelled in the past; and

WHEREAS, The opportunity for the residents of our state and especially persons in the lower income brackets and children to engage in boating, swimming, fishing, camping, and other outdoor activities and to enjoy the beaches of the fresh and salt waters of the state is needed for enjoyable and healthful lives and to combat juvenile delinquency; and

WHEREAS, The continuation of the tourist business within the state which was greatly implemented by the World's Fair, and its beneficial effect upon our economy is based in large part upon the opportunity for enjoyment of recreational facilities within the state; and

WHEREAS, The tremendous increase in the need for expansion of recreational opportunities afforded by the fresh and salt waters of our state is evidenced by:

(1) A population increase in our state of over one-quarter of a million persons in the past five years and a projected increase of approximately one-half million persons in the next ten years;

(2) An increase of game fish license holders of over twenty thousand in the past five years; and

(3) An increase in the visitors to our state parks of nearly two and one-half million persons in the past five years; and

WHEREAS, The serious decrease in the availability of such recreational opportunities is evidenced by:

(1) The subdividing of beaches and stream frontage and the sale and subdividing of privately owned resorts;

(2) The fact that our fresh and salt water resorts are suffering the highest rate of bankruptcy of any other type of business in the state and are steadily decreasing in size and number; and

WHEREAS, A study of the entire field of the fading recreational opportunities afforded by the fresh and salt waters of the state is desperately needed to enable us to find a solution to this problem;

Now, Therefore, Be It Resolved, by the Senate that the Governor in his discretion request either the Legislative Council or a citizens' advisory committee whose membership he shall determine, to conduct such a study, in continuation of efforts made during the prior biennium, to include consideration of House Bills numbered 5, 7 and 8 of the 1963 extraordinary session embodying the Governor's outdoor recreational program and that the State Parks and Recreation Commission, the State Department of Fisheries and the Fisheries Interim Committee, the State Game Department and the Game and Game Fish Interim Committee, the State Department of Commerce and Economic Development are authorized and directed to give every means of assistance and to otherwise cooperate in this study. The Legislative Council or citizens' committee shall hold such public hearings as deemed necessary in conducting its study and shall consult with fresh and salt water resort owners or lessees; and

Be It Further Resolved, That the Legislative Council or citizens' committee report the result of its study to the Thirty-ninth session of the Legislature together with its recommendations.

On motion of Senator Hanna, the resolution was adopted.

SENATE RESOLUTION

1963 EX -26-

By Senators McCormack and Freise:

WHEREAS, We, the members of the Senate, have had present with us as co-laborers during the Thirty-eighth Session and the First Extraordinary Session, not only the members of the House of Representatives, but also representatives of the press, radio and television; and

WHEREAS, The visiting newspaper correspondents of the various public journals of the state and representatives of the various television channels and radio stations have, by their frequent courtesies, their close attention to business, and their careful account of the proceedings, worked, as we have striven to do, for the best interests of the people of the state of Washington, always with a kindly fellow feeling and with loyalty to the papers, the television channels, and radio stations they represent; and

WHEREAS, The Allied Daily Newspapers of Washington, during said session, has supplied each Senator with daily complimentary copies of two Washington dailies of the Senator's choice;

Now, Therefore, Be It Resolved, That the Senate extend its thanks for these courtesies and good will, its praise for good work well done, and the hope that in the Thirty-ninth Legislature all may meet again and renew old friendships.

On motion of Senator Riley, the resolution was adopted.

SENATE RESOLUTION

1963 EX -27-

By Senators Bailey and Neill:

Be It Resolved, By the Senate of the state of Washington, That all bills incurred up to and including this date, covering Senate expenditures made, or obligations incurred, which are payable out of the funds appropriated for the payment of expenses, except legislative printing, of the First Extraordinary Session of the Thirty-eighth Legislature of the state of Washington, and which are presented for payment after adjournment of the First Extraordinary Session of the Thirty-eighth Legislature, before payment is authorized must bear the approval of the President or President Pro Tempore of the Senate, and the Secretary of the Senate.

On motion of Senator Bailey, the resolution was adopted.

SENATE RESOLUTION

1963 EX -28-

By Senators Bailey and Neill:

WHEREAS, The First Extraordinary Session of the Thirty-eighth Legislature is drawing to a close; and

WHEREAS, It is necessary to provide for the completion of the work of the Senate after its adjournment;

Now, Therefore, *Be It Resolved*, That the Secretary of the Senate without additional compensation therefor be, and he is hereby authorized and directed to complete the work of said Extraordinary Session, to reply to and give necessary attention to correspondence and other details arising therefrom; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized to retain such employees as he may deem necessary and that said employees be allowed such per diem rate of pay therefor as the Secretary and the President or President Pro Tempore shall deem proper; and

Be It Further Resolved, That the Secretary of the Senate be, and he hereby is, authorized and directed to make out and execute with the President, or the President Pro Tempore, the necessary vouchers upon which warrants for the foregoing expenses and expenditures shall be drawn from funds provided therefor for legislative expenses; and

Be It Further Resolved, That the Secretary of the Senate be, and hereby is, authorized and directed to have a copy of the Senate Journal of the First Extraordinary Session of the Thirty-eighth Legislature, together with a suitable index therefor, prepared by the State Printer; and

Be It Further Resolved, That after the close of the Session the Secretary of the Senate, and the President, or the President Pro Tempore of the Senate be, and they hereby are, authorized and directed to prepare and execute the necessary vouchers, upon which warrants shall be drawn for the final payment of all expenses incurred after the adjournment of this First Extraordinary Session of the Thirty-eighth Legislature in closing the business of such Session.

On motion of Senator Bailey, the resolution was adopted.

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee comprised of Senators Connor, Henry and Ryder, appointed to notify the Governor that the legislature was about to adjourn *Sine Die*, appeared before the bar of the Senate and reported that the committee had so notified the Governor, and that the Governor was willing that the Senate adjourn *Sine Die*.

The report was received and the committee was discharged.

COMMITTEE FROM THE HOUSE

A committee from the House comprised of Representatives Anderson, Kink and O'Donnell appeared before the bar of the Senate to notify the Senate that the House was about to adjourn *Sine Die*.

The report was received and the committee retired to the House.

SENATE RESOLUTION

1963 EX -29-

By Senators Kupka and Atwood:

Be It Resolved, That all bills, resolutions and memorials in the hands of the Secretary of the Senate, committees or committee clerks be indefinitely postponed.

On motion of Senator Kupka, the resolution was adopted.

SENATE RESOLUTION

1963 EX -30-

By Senators Greive and Woodall:

Be It Resolved, That a committee of four members of the Senate be appointed to notify the House that the Senate is ready to adjourn *Sine Die*.

On motion of Senator Greive, the resolution was adopted.

APPOINTMENT OF SPECIAL COMMITTEE

Under the provisions of the resolution, the President appointed Senators Kupka, Riley, Morgan and Woodall as the committee of four members to notify the House that the Senate was ready to adjourn *Sine Die*.

On motion of Senator Riley, the committee appointments were confirmed.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Concurrent Resolution No. 11 the Speaker has appointed: Representatives O'Brien, Evans and Perry. S. R. HOLCOMB, *Chief Clerk*.

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The Speaker has signed House Concurrent Resolution No. 11, and the same is herewith transmitted. S. R. HOLCOMB, *Chief Clerk*.

SIGNED BY THE PRESIDENT

The President has signed: House Concurrent Resolution No. 11.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"This is an especially appropriate time to thank the Secretary of the Senate, the Honorable Ward Bowden, and his very capable staff for the grand manner in which they have conducted the many myriad details involved in the enactment of legislation by the Washington State Legislature.

"The President believes that Mr. Secretary and his very capable associates, Don Wilson and Peter Brudevold here represented by Featherstone Reed, Mrs. Pat Martin and Evelyn Ashley, should stand in order that the members may properly recognize their grand achievement.

"The President would also like to have the members of the Secretary's staff who do the pick and shovel work, and also the members of the Lieutenant Governor's office, Mary Kay Krinbring and Mary Lou Bammert, to be recognized.

"The President would also like to thank the members of the Senate for their cooperation in helping to establish one of the most harmonious sessions ever held in this particular chamber."

(Applause.)

PERSONAL PRIVILEGE

Senator Knoblauch:

"Mr. President and members of the Senate:

"On March 14, about this time of night, I took occasion to thank our fine pages for a job well done. Some of those pages have gone home and some are still here at this time. Members of the Senate, I would hope that we would recognize the pages for a job well done. All of you boys and girls, thank you very much."

(Applause.)

REPORT OF SPECIAL COMMITTEE

The Senate members of the special committee, composed of Senators Kupka, Riley, Morgan and Woodall, appointed to notify the House that the Senate was about to adjourn *Sine Die*, reported back and Senator Kupka informed the President that the House had been so notified.

The report was received and the committee was discharged.

PRESIDENT'S PRIVILEGE

The President:

"Members of the Senate, Ladies and Gentlemen:

"The members of the Senate and the President join in commending Mr. Stub Nelson for the admirable fashion in which he has presented the news of the Legislature each day in the Seattle Post-Intelligencer."

The Secretary read:

MESSAGE FROM THE GOVERNOR

State of Washington, Executive Department,
Olympia, April 6, 1963.

To the Honorable, the Senate of the State of Washington.

LADY AND GENTLEMEN:

I have the honor to advise that Governor Rosellini has approved the following Senate Bill entitled:

Senate Bill No. 53

An Act making an appropriation for the expenses of extraordinary session of the thirty-eighth legislature.

Very truly yours,
BURTON R. JOHNSON,
Legal Administrative Assistant.

The Secretary read:

MESSAGES FROM THE HOUSE

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

The Speaker has signed Senate Concurrent Resolution No. 2, and the same is herewith transmitted.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of RCW 1.08.001, the Speaker has appointed as members of the Statute Law Committee: Representatives Pat Comfort and Jack L. Burtch.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Concurrent Resolution No. 6 of the 1963 Extraordinary Session, the Speaker has appointed as members of the Joint Committee on Governmental Cooperation: Representatives W. L. "Bill" McCormick, C. G. Witherbee, Edward F. Harris.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Bill No. 24 of the 1963 Extraordinary Session, the Speaker has appointed as members of the Joint Committee on Education: Representatives Don Eldridge, Morrill F. Folsom, S. E. (Sid) Flanagan, Frank Buster Brouillet, Arnie Bergh.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Bill No. 34 of the 1963 Extraordinary Session, the Speaker has appointed as members of the Interim Committee on Fisheries: Representatives Max Wedekind, Richard "Dick" Taylor, Fred R. Mast, Jack C. Hood, Dwight S. Hawley.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Concurrent Resolution No. 3 of the 1963 Extraordinary Session, the Speaker has appointed as members of the Game and Game Fish Interim Committee: Representatives Roy Mundy, C. W. "Red" Beck, Drennan "Mac" McElroy, Jack Metcalf, Edward M. Morrissey, Donald W. Moos.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Bill No. 17 of the 1963 Extraordinary Session, the Speaker has appointed as members of the Legislative Budget Committee: Representatives Chet King, Mrs. Joseph E. Hurley, Henry Backstrom, Damon R. Canfield, Mrs. Frances G. Swayze, Robert F. Goldsworthy.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of Senate Concurrent Resolution No. 2 of the 1963 Extraordinary Session, the Speaker has appointed as members of the Interim Committee on Legislative Building Accommodations and Furnishings: Representatives Charles R. Savage, Gordon Herr, Wes C. Uhlman, Mary Ellen McCaffree, Robert D. Eberle, Mrs. Douglas (Gladys) Kirk.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of RCW 43.57.010, the Speaker has appointed Representative Joe D. Haussler as a member of the Columbia Interstate Compact Commission to replace Representative W. L. McCormick who resigned.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Bill No. 66 of the 1963 Extraordinary Session, the Speaker has appointed as members of the State Public Pension Commission: Representatives Jack Dootson, Avery Garrett, Charles E. Newschwander, Harry B. Lewis, Richard W. Morphis.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Bill No. 4 of the 1963 Extraordinary Session, the Speaker has appointed as members of the Joint Committee on Highways: Representatives Horace W. Bozarth, W. J. (Joe) Beierlein, Paul H. Conner, K. O. Rosenberg, Elmer C. Huntley, Alfred E. Leland, Arnold S. Wang, Bob McDougall.

S. R. HOLCOMB, *Chief Clerk.*

House of Representatives,
Olympia, Wash., April 6, 1963.

MR. PRESIDENT:

Under the provisions of House Concurrent Resolution No. 10 of the 1963 Extraordinary Session, the Speaker has appointed as members of the Interim Committee on Canals: Representatives Eric O. Anderson, Arlie U. DeJarnatt, H. D. "Herb" Hadley, Robert G. Earley.

S. R. HOLCOMB, *Chief Clerk.*

MOTIONS

On motion of Senator Riley, the journal of the Senate of the twenty-third day of the First Extraordinary Session of the Thirty-eighth Legislature was ordered to stand approved.

At 12:06 a. m., on motion of Senator Greive, the Senate of the First Extraordinary Session of the Thirty-eighth Legislature adjourned *Sine Die*.

JOHN A. CHERBERG, *President of the Senate.*

WARD BOWDEN, *Secretary of the Senate.*

APPENDIX

SENATE ROSTER

SENATE STANDING COMMITTEES

SENATE MEMBERS' INDIVIDUAL COMMITTEE ASSIGNMENTS

(See Regular Session Journal 1963—Pages 1006 to 1008)

	<i>Pages</i>
Governor's Messages on House Bills Partially Vetoed.....	289 to 293
Legislative Interim Committee Appointments (see also Regular Session Journal—pp. 1009 to 1011)	320
Senate Bills Passed by both Senate and House.....	294
Senate Joint and Concurrent Resolutions Passed by both Senate and House....	294
House Bills Passed by both Senate and House.....	295
House Memorials and Joint and Concurrent Resolutions Passed by both Senate and House	295
Senate Bills—History Index	296 to 304
House Bills—History Index	305 to 310
General Topical Index	311 to 332

GOVERNOR'S MESSAGES ON HOUSE BILLS PARTIALLY VETOED

April 18, 1963.

To the Honorable

The House of Representatives of the State of Washington
(Through the Secretary of State)

Ladies and Gentlemen:

I am filing herewith to be transmitted to the House of Representatives at the next session of the Legislature, without my approval as to certain items described below, **House Bill No. 1** (Extraordinary Session) entitled:

“An Act Adopting the budget; making appropriations and re-appropriations for the operation of state agencies and for miscellaneous purposes; and declaring an emergency.”

Two years ago the Legislature appropriated six million dollars more than was available to be spent by the state. This was a situation that I could not allow to exist. Accordingly, I put into effect stringent economies in the agencies under my control that corrected the situation.

This year, once again, the Legislature has pressed upon me a critical fiscal problem. I find myself faced with a legislative budget proposal that asks the state to spend three million dollars more than it will have available during the next two years. This, despite the fact that such a budget would be directly contrary to state law, which stipulates that spending may **not** exceed income.

As Governor, I am obligated to assure that this law is fully carried out. Therefore, I must choose one of two alternatives.

I can veto the entire budget proposal and call the Legislature back into a costly special session to correct this over-appropriation of funds. Or, I can follow a responsible course of action, as I did two years ago—that is, to veto certain items and require further stringent economies in departments under my control in order to achieve a balanced budget.

I choose the latter method.

My decision will result in a reduction of more than three million dollars in proposed spending, and bring the state budget into balance.

Through veto action I have assured savings of \$565,000. The remaining imbalance through over-appropriated funds shall be absorbed by the state agencies over which I have direct control. I have instructed that State Budget Director plan for economies in the next two years to assure a reduction in spending by those agencies to a figure of two and a half million dollars below the totals appropriated to them by the Legislature. Only by instituting such sacrifices was I able to return the budget to a balanced condition.

Since the Legislature was instrumental in creating this situation, I decided that it must share the burden of the overall financial sacrifices that were necessary. Accordingly, the most substantial of the vetoed items relates to appropriations approved by the Legislature for its own interim committees.

In Section 2, under the heading of “**State Legislature**” there is a General Fund appropriation for all legislative interim committees in the amount of \$547,741. This appropriation, together with other allowances for legislative salaries and expenses of \$422,058 appropriated elsewhere in this bill; plus individual appropriations for the Commission on Game and Game Fish, the Joint Committee on Highways, the Public Pension Committee, amount to a total appropriation for legislative expenses of **over one million dollars during a period when the Legislature is not in session**. It seems curiously inconsistent

that the Legislature does not exercise the same frugality necessary in every other agency of government when they appropriate for their own use.

In terms of interim committee membership, there are 131 committee positions available during the interim period for the 148 members of the House and Senate. I believe it is time to curb this practice which can only result in needless expense to the taxpayers. Although essential expenditures must be maintained, less desirable expenses must be eliminated. By combining the appropriation for numerous committees in one sum, the Legislature purposely insulated unnecessary committees from executive veto.

While some of the committees included within this appropriation serve useful purposes, and many members of the Legislature serve commendably without selfish interest, other committees need serious re-evaluation. When the Legislative Council was first authorized in 1947, the express purpose was to stop the trend toward proliferation of interim committees which were used only as publicity and political tools. The Council was constituted with a balanced political representation to secure non-partisan interim study of important legislative problems. Yet the present Legislature has continued the coalition government by making the appointments strictly for political gain. There is even a serious question as to whether the Council is legally constituted because political considerations delayed the appointment of members. The original moral intent and legal directive has been violated.

It is patently clear that coalition government, which has resulted only in controversy, bitterness and rancor, should not be promoted during the interim period at an expense to the taxpayers of over a half million dollars.

During the past years, numerous committee staff studies having merit have been conducted, but the results have not been thoroughly analyzed by the Legislature. The elimination of the appropriation does not necessarily make the committees inoperative. This may be a good time for the members to catch up on the deluge of studies made in the past.

For the foregoing reasons, the appropriation of \$547,741 to the legislative interim committees is vetoed. Interim committee appropriations from non-General Fund sources are not included in this appropriation and therefore substantial interim committee expenditures still remain.

In Section 1, under the general heading "**Department of Institutions—Soldiers' and Veterans' Home and Colony**" three provisos were attached to the appropriation as follows:

"Provided, that no part of this appropriation shall be used for the care and maintenance of members in the home having a yearly income of over \$900 or with assets of over \$900 unless all income and assets in excess of these amounts are paid into the general fund: **Provided**, that the director of the Department of Institutions may make rules and regulations for waiver of the foregoing proviso, for all, or such portion of income over \$900, as in his discretion may be reasonably necessary for medical care not furnished by the Department of Institutions, support of dependents, and the payment of premiums on existing insurance, and such other situations as may be reasonably necessary to the welfare of such member: **Provided**, that nothing in this proviso shall be construed to modify or change the requirements for admission as provided by law and as prescribed in the rules and regulations of the Department of Institutions.

These provisos place a \$900 per year income limitation on those persons otherwise eligible to receive the veterans' benefits made available by this appropriation. Income and assets in excess of this amount must be paid to the General Fund. While the intent of the Legislature in setting such a limitation is desirable, the \$900 amount is both undesirable and unnecessary.

It is undesirable because the limitation is so low as to place a severe hardship on veterans and because of its doubtful legality, as indicated by an adverse Superior Court decision on a similar proviso in the 1961 Appropriations Act. It is unnecessary because the department can administratively set a more equitable limitation and because the total appropriation will effectively set the limits on membership.

For the foregoing reason, I am vetoing the above section.

In Section 1 under the heading of "**INTERSTATE COMPACT COMMISSION**" there is a General Fund appropriation of \$17,000.

I am vetoing this item because I believe continuation of the staff work on the Columbia River Compact will in no way inure to the benefit of the people of the State of Washington. A proposed compact has been presented to the Legislature on several occasions and in each instance, the State of Washington has been asked to surrender much more than can be gained by entry into the compact. Washington State has by far the largest stake in the northwest river system and would have been relegated to a minority position if proposed Columbia River Compacts had been adopted.

Vetoing this appropriation does not dissolve the Commission. Should further work on the compact be indicated, present state and local agencies charged with the administration and control of our natural resources are available to provide the necessary staff review.

In Section 1, under the heading of "**DEPARTMENT OF PUBLIC ASSISTANCE**," within the proviso earmarking \$100,000 for a study of federally-matched programs, there appears a limitation on the Governor's authority to select committee members in the following words:

" . . . from the various areas of the state representing institutions of higher learning, governmental agencies, and state-wide private and social agencies."

While representation of these groups may be desirable, and will receive proper recognition in my appointments, any limitation on my authority to select the advisory committee for a study for which I will be held responsible is unwise.

Accordingly, I am vetoing this item.

Under this same general heading of the Department of Public Assistance, I note that the Legislature has added the \$1,000,000 that I requested for restoration of medical care. But I also note that the Legislature reduced my request for aid to dependent children, general assistance, and disability assistance by \$1,500,000, a cut that will force a ratable reduction in the grants to these needy persons.

In Section 1 under the heading of "**JUDICIAL COUNCIL**," a General Fund appropriation of \$30,000 is made. This appropriation represents an increase of over 200% from that appropriated in the previous biennium. The work of the Judicial Council is most commendable, but this increase is difficult to justify in light of policies establishing present program levels.

Most of the work of the Council has traditionally been donated. I am confident that with the assistance of the outstanding law schools in our state, the work can continue.

For the foregoing reasons, I am vetoing the item appropriation to the Judicial Council.

In the area of education, I am gratified by the fact that the Legislature, on the basis of my request, has appropriated \$450,575,964 for the State Superintendent of Public Instruction, an increase of \$36.9 million, or 8.9 percent. The appropriations for higher education likewise have moved forward to a total of \$120,767,741, an increase of \$17.3 million.

With the exception of the foregoing items which are vetoed, the remainder of House Bill No. 1 (Extraordinary Session) is approved.

Respectfully submitted,

(Signed) ALBERT D. ROSELLINI,

Governor.

April 6, 1963.

To the Honorable
The House of Representatives of the State of Washington
(Through the Secretary of State)

Ladies and Gentlemen:

I am filing herewith to be transmitted to the House of Representatives at the next session of the legislature, without my approval as to Section 43 and Section 44, **House Bill No. 4**, entitled:

“Implementing law relating to highways and the travel of vehicles thereon.”

Section 43 directed the Washington State Highway Commission to make a study of the toll rates of the State Ferry System and recommended rate readjustments to the Washington Toll Bridge Authority. It further provided that the Toll Bridge Authority shall adopt recommendations which will reduce the amount of subsidy required. While I do not disagree with the legislative intention to reduce ferry subsidies, Section 43 created a hopeless tangle of rate setting responsibility and failed to consider the needs of ferry users.

Matter relating to ferry operations is primarily a responsibility of the Toll Bridge Authority. By directing the Highway Commission to make a rate study, the legislature has unnecessarily duplicated a responsibility now vested in another branch of government. Existing law directs the Toll Bridge Authority to review tariffs and specifically states that such review shall consider “. . . expressions from local community groups . . .” as well as existing financing programs. This section would neither contribute to an efficient ferry system nor benefit ferry users.

Section 44 provides that the Director of Licenses shall neither record nor give effect to a report of a conviction of a resident of this state when such conviction occurred in another state and was based upon violation of an administrative rule or forfeiture of bail.

During the regular session, the legislature passed House Bill No. 144, which enacted the Driver License Compact into law. This Compact was prepared pursuant to resolutions of the Western Governors’ Conference and the

Western Interstate Committee on Highway Policy Problems of the Council of State Governments.

Under this Compact, convictions to be reported and given effect in this state include forfeiture of bail and violations of administrative rules. This bill would, by implication, amend the operative effectiveness of the Driver's License Compact and weaken the Compact, which I feel can help reduce our tragic traffic fatalities.

For the reasons indicated, Sections 43 and 44 of House Bill No. 4 are vetoed and the remainder of the bill is approved.

Respectfully submitted,

(Signed) ALBERT D. ROSELLINI,
Governor.

April 6, 1963.

To the Honorable
The House of Representatives of the State of Washington

Ladies and Gentlemen:

With the exception of certain items which are vetoed, I have signed **House Bill No. 4**. I specifically note, with respect to Section 24, that the feasibility and cost study for a proposed new highway on the north side of the Mossyrock Reservoir is to be conducted without prejudice to existing agreements between the City of Tacoma and the State Highway Commission. This understanding has been specifically expressed to me by all parties concerned.

If there was any possibility that this legislation would result in additional expense or delay to the City of Tacoma, I would veto this section. I am, however, on this understanding, approving this section.

Sincerely,

(Signed) ALBERT D. ROSELLINI,
Governor.

SENATE BILLS PASSED BY THE SENATE AND HOUSE

Showing the Action by the Governor Thereon

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

FIRST EXTRAORDINARY SESSION

<i>Senate Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
9	School building construction, bonds.....	26	4-18	4-18-63
19	Community colleges, additional, regulations.....	2	4- 1	7- 6-63
25	Juvenile correctional school, Echo lake.....	27	4-17	Pending General Election, Nov. 1964
27	Use fuel tax, commercial vehicles.....	22	4-18	7- 1-63
31	Legislative expenses	1	3-22	3-22-63
40	Superintendent of public instruction, deficiency ap- propriation	6	4-16	4-16-63
45	Absentee ballots, provisions revised.....	23	4-17	7- 6-63
46	Voting record, check list authorized.....	24	4-17	7- 6-63
47	Election recount provisions.....	25	4-17	7- 6-63
53	Legislative expenses	5	4- 6	4- 6-63
54	Revenue, taxation, omnibus bill.....	28	4-18	7- 1-63
56	Legislative interim committees, pay increase.....	7	4-16	4-16-63

SENATE JOINT RESOLUTIONS PASSED BY THE SENATE AND HOUSE

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

FIRST EXTRAORDINARY SESSION

Senate Joint Resolution No. 1.....City charters, proposed, publication requirement

**SENATE CONCURRENT RESOLUTIONS ADOPTED BY THE
SENATE AND HOUSE**

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

FIRST EXTRAORDINARY SESSION

Senate Concurrent Resolution No. 2.....Legislative building accommodations intern
committee established

Senate Concurrent Resolution No. 3.....Legislative building murals sketches, storage

Senate Concurrent Resolution No. 8.....George Washington portrait, mural, study

HOUSE BILLS PASSED BY THE SENATE AND HOUSE

Showing the Action by the Governor Thereon

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

FIRST EXTRAORDINARY SESSION

<i>House Bill No.</i>	<i>Subject</i>	<i>Chapter Number</i>	<i>Date Signed</i>	<i>Effective Date</i>
1	General appropriation, budget adoption.....	21	4-18	4-18-63*
	*(Partially vetoed—Part Sections 1 and 2, Vetoed).			
2	Highway, toll bridge, appropriation.....	15	4-18	7- 1-63
4	Highway omnibus appropriation bill.....	3	4- 6	4- 6-63
6	Outdoor recreational facilities development.....	12	4-17	4-17-63
17	Legislative budget committee membership increased	20	4-17	4-17-63
23	Fire protection district levies, forest land exempt...	13	4-17	4-17-63
24	Joint interim committee on education reestablished..	19	4-17	4-17-63
26	Appropriations, capital improvement.....	4	4- 6 Part Sec. 12,	4- 1-63
				Rest 7- 1-63
29	Federal civil service annuities, inheritance tax exempt	11	4-16	7- 6-63
34	Interim fisheries committee established.....	18	4-18	7- 6-63
35	Food fish handlers, privilege fee exemption.....	10	4-16	7- 6-63
37	Commercial fishing fees, quarterly payments, delinquency penalties	9	4-16	7- 6-63
50	Teachers' retirement system, investments, benefits...	14	4-18	7- 1-63
60	Diseased animals destruction program.....	8	4-16	7- 6-63
65	Joint tenancy, written instruments, interest created	16	4-18	7- 6-63
66	Public pension commission established.....	17	4-17	4-17-63

HOUSE JOINT MEMORIALS PASSED BY THE SENATE AND HOUSE

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

FIRST EXTRAORDINARY SESSION

- House Joint Memorial No. 1.....Legislative apportionment, federal court jurisdiction prohibited
- House Joint Memorial No. 3.....Wynooche project area redevelopment
- House Joint Memorial No. 4.....Negroes emancipation centennial

HOUSE JOINT RESOLUTION PASSED BY THE SENATE AND HOUSE

THIRTY-EIGHTH LEGISLATIVE SESSION—1963

FIRST EXTRAORDINARY SESSION

- House Joint Resolution No. 4.....Legislative reapportionment, commission provision

HOUSE CONCURRENT RESOLUTIONS ADOPTED BY THE SENATE AND HOUSE

- House Concurrent Resolution No. 1.....Organization of legislature
- House Concurrent Resolution No. 2.....Joint rules, legislature
- House Concurrent Resolution No. 3.....Game and fish interim committee re-established
- House Concurrent Resolution No. 6.....Governmental cooperation joint committee re-established
- House Concurrent Resolution No. 10.....Canals interim committee established
- House Concurrent Resolution No. 11.....Adjournment, Sine Die, legislature

TITLE AND HISTORY OF SENATE BILLS

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
1. Senators Williams, Durkan and Ryder: Relating to assessed valuation of property	6								
2. Senators McCormack, Ryder and Hallauer (by Executive request): Implementing law relating to development regulation and utilization of sources of ionizing radiation	6								
3. Senators Williams and Greive: Implementing law relating to metropolitan municipal corporation	8								
4. Senator Rasmussen: Abolishing prohibition against using oleomargarine in state institutions	8								
5. Senators Washington, Bailey and Raugust: Recreating and renaming the joint fact-finding committee on highways, streets and bridges, as the joint committee on highways	8								
6. Senators Foley, Neill, Hallauer and Atwood: Authorizing general obligation bond issue for institutions of higher learning	8	43	170	170	8, 90, 93, 175				
7. Senator Rasmussen: Repealing 1963 act relating to gambling	9								
8. Senators Foley, Thompson, Jr., Hallauer and Durkan: Authorizing increase on school district debt limitation..	9	43			9				
8. (Substitute) Committee on Ways and Means: Authorizing increase on school district debt limitation.....		43	68	69					
9. Senators Foley, Thompson, Jr., Hallauer and Dore: Authorizing the issuance of limited obligation bonds for school construction	9	18	69	70	9, 71, 226	226	226	232	

10. Senators Cooney and Neill: Providing for state participation in the Columbia Interstate Compact.....	11	.....	.....	.....	17	.....	.....	.....	.....
11. Senators Hallauer and Ryder: Creating state public pension commission and defining its duties	12	36	.....	.....	16, 17	.....	.....	.....	.....
12. Senators Kupka, Atwood, Neill, Rasmussen and Keefe: Providing for distribution of certain liquor revenues to cities and towns	12	74	180	184	12, 185, 189	.....	.....	.....	.....
13. Senator Rasmussen: Requiring licensing of lobbyists....	12	.....	.....	.....	.....	.....	.....	.....	.....
14. Senators Charette, Donohue, Raugust and Lennart: Authorizing annual general elections.....	12	74	92	93	12, 90, 95	.....	.....	.....	.....
15. Senators Hallauer, Morgan and Rasmussen: Providing bills having financial impact on use of state funds be referred to House or Senate Ways and Means committees..	15	.....	.....	.....	.....	.....	.....	.....	.....
16. Senator Hess: Providing for a state legislative council...	15	.....	.....	.....	.....	.....	.....	.....	.....
17. Senators Moriarty, Jr., Hess and Ryder: Relating to debt limitation of school districts.....	15	.....	.....	.....	.....	.....	.....	.....	.....
18. Senators England, Riley and Mardesich: Relating to restrictions of the sale of intoxicating liquor on or near the University of Washington grounds.....	15	28	.....	.....	.....	.....	.....	.....	.....
19. Senators DeGarmo, Dore, Durkan, Foley, Gallagher, Greive, Guess, Hallauer, Keefe, Knoblauch, Kupka, Mardesich, Morgan, Moriarty, Jr., Neill, Peterson, Rasmussen, Riley, Ryder, Sandison, Stender and Thompson, Jr.: Implementing law relating to community colleges.....	15	19	26, 31	33	27, 33, 34, 36, 43	45	45	52	S. 175
20. Senator Hess: Providing for the payment of property taxes on a quarterly basis.....	19	.....	.....	.....	.....	.....	.....	.....	.....
21. Senators Henry and Hess: Providing for review of judgments imposing death sentences.....	19	.....	.....	.....	.....	.....	.....	.....	.....
22. Senator Talley: Providing civil defense cooperation between state, its political subdivisions and municipal corporations	19	65	.....	.....	.....	.....	.....	.....	.....
23. Senators Keefe, Kupka and Rickdall: Regulating taxation on goods in transit.....	20	.....	.....	.....	.....	.....	.....	.....	.....

35. Senators Washington, Guess and Donohue: Implementing law relating to the toll bridge authority and the operation of state's ferries	30								
36. Senators Washington, Guess and Donohue: Implementing law relating to operation of motor vehicles.....	30								
37. Senator Talley: Implementing law relating to firemen's relief and pensions	37	57							
38. Senators Washington, Guess and Donohue: Providing extensions, deletions and descriptions of public highways of state	37								
39. Senators Hanna, Durkan and Thompson, Jr.: Relating to the youth conservation corps.....	38	221	237	237	237	85, 237			
40. Senators Foley, Hess, Thompson, Jr. and Dore: Making a deficiency appropriation for school support in the current biennium	38	44	56	56	38, 193	193	194	194	
41. Senator Talley: Creating procedures for filing claims against municipal corporations and political subdivisions	40	228			228				
42. Senators Cooney, Kupka and Keefe: Revising the rate of business and occupation tax for aluminum industry for period of two years.....	40				40				
43. Senators Washington, Knoblauch, McCutcheon and Morgan: Including bowling within definition of "retail sale" for tax purposes	40				40				
44. Senator Durkan: Relating to revenue and taxation.....	40								
45. Senators Donohue and Williams: Revising absentee voting procedure	45	71	79	79	193	193	194	194	
46. Senators Donohue and Williams: Providing procedure for determining which voters have cast ballots at any primary or election	45	72	79	79, 190	190	193	194	194	
47. Senators Donohue and Williams: Authorizing automatic recounts of votes in certain situations.....	45	72	80	80	193	193	194	194	
48. Senators Donohue and Williams: Prescribing duties of precinct committeemen and filing requirements for state and county committee rules and regulations.....	46								

TITLE AND HISTORY OF SENATE BILLS—Continued

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker	Action by Governor
49. Senators Donohue and Williams: Prescribing certain election procedures	46	75	80, 89	89	81	.....	.....	.....	.....
50. Senators Donohue and Williams: Defining places of voter registration and duties of city clerks regarding voting registrars	52	81	92	192	90, 95, 188	.....	.....	.....	.....
51. Senators Petrich, Washington, Kupka and Morgan: Relating to the Tacoma Narrows Bridge	52	.....	.....	.....	.....	.....	.....	.....	.....
52. Senators Hanna, Gallagher and Donohue: Providing for incorporations of certain areas as first class cities	67	.....	.....	.....	.....	.....	.....	.....	.....
53. Senators McCutcheon, Gallagher and Mardesich: Making an appropriation for the expenses of extraordinary session of the thirty-eighth legislature	83	.....	225	225	83, 92, 171, 188, 192, 226, 234	232	234	245	S. 285
54. Senator Durkan: Relating to revenue and taxation	91	178	198	205	205, 210, 235, 238	234	238	245	.....
55. Senators Gallagher, Mardesich and Thompson, Jr.: Establishing salaries of certain state officials	144	.....	.....	.....	.....	.....	.....	.....	.....
56. Senators Bailey and Neill: Relating to state government; and regulating the pay of senators and representatives on interim or permanent legislative committee or council duties	221	.....	235	235, 245	235, 237, 269	244	270	270	.....

TITLE AND HISTORY OF SENATE JOINT MEMORIALS

NUMBER. AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker
1. Senator Kupka: Memorializing Congress to enact the Youth Conservation Corps Act.....	9		9	10				
2. Senators Guess, McMillan and Raugust: Proposing amendment to United States Constitution restricting certain business and taxing activities of federal government....	12				12			
3. Senator Dore: Commending Century Mark Plan.....	22							

TITLE AND HISTORY OF SENATE JOINT RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker
1. Senators McCormack, Thompson, Jr. and Talley: Proposing constitutional amendment on publication necessary for submission of new city charter to electors.....	10	28	81	81, 231	79, 82, 233	230	234	245
2. Senators Charette, Donohue, Raugust and Lennart: Proposing constitutional amendment relating to districting and apportionment of the legislature.....	12				12			
3. Senators DeGarmo and Peterson: Authorizing plaque on dam on Capitol Lake	16							
4. Senators Moriarty, Jr., Hess and Ryder: Authorizing the use of the permanent school fund to guarantee school district bonds	16	39						
5. Senators Sandison, Bailey and Neill: Proposed constitutional amendment relating to apportionment and districting of state legislative districts.....	22							
6. Senator McCormack: Providing for annual sessions of the legislature	30							
7. Senators Woodall, Keefe and Guess: Proposing constitutional amendment on apportioning and districting state legislature	41							
8. Senator Rasmussen: Creating commission on judicial qualifications	52							
9. Senators Hallauer and Hess: Proposing constitutional amendment relative to districting and apportionment of legislative districts	67							

						188,				
10. Senators McCormack, Lennart and Gallagher: Proposing constitutional amendments relating to legislative sessions, salaries of legislators and other officials, and eligibility of legislators to certain offices.....	84	.....	210	216, 217	217, 218	191, 192, 206, 211, 215, 216,	.....	.....	.....	.....
11. Senators Thompson, Jr. and Durkan: Authorizing legislature to fix time and manner of election of judicial and other nonpartisan offices	167	.....	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE CONCURRENT RESOLUTIONS

NUMBER, AUTHOR AND SUBJECT	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Message From House	Signed by President	Signed by Speaker
1. Senators Woodall, Neill and Ryder: Limiting scope of special session	10							
2. Senators DeGarmo, Chytil and Connor: Renovating legislative accommodations	16	214	271	272	275, 276	274, 286	274	285
3. Senators DeGarmo, Riley and Peterson: Safekeeping legislative building mural sketches	16		16	16	178	178	194	194
4. Senators DeGarmo, Chytil, Rasmussen and Charette: Authorizing inland canal study	16							
5. Senators Durkan, Gissberg and Charrette: Providing for advisory body to explore watershed area recreational use	22	28						
6. Senators Durkan, Ryder and McCormack: Providing for a study of the property tax exemption statutes.....	30							
7. Senators Peterson and Dore: Directing the athletic commission to study certain phases of the boxing profession	72	78						
8. Senators Washington and Lennart: Authorizing a study for mural of George Washington in the capitol building ..	83		83	83	83, 95	95	96	165
9. Senators Woodall, Neill, Rickdall and Freise: Proposing the adoption of rules by the thirty-ninth legislature to expedite its business	221							
10. Senator Bailey: Creating a local affairs committee of the legislature	231		243	244	244, 269			

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
1. Representatives King and Kink: Adopting the budget and making appropriations	19	22	83	150	164, 269	165, 166, 170, 171, 176, 246, 272	274	274	.....
2. Representatives Huntley, Rosenberg and Leland: Providing appropriations and reappropriations for highway operations and improvements	13	13	28	59	62, 220	57, 58, 85, 87, 90, 95, 219, 220, 232, 275	232	232	.....
4. Representatives Huntley, Rosenberg and Leland: Implementing law relating to highways and the travel of vehicles thereon	19	22	78	145	150	165, 286	166	167	.....
6. Representative Garrett (by Executive request): Authorizing bonds for outdoor recreational facilities	72	73	91	179, 191	191	180, 188, 211	211	211	.....
9. Representative Garrett (by Executive request): Creating the division of motor transport in the department of general administration	72	73	.....	.....	.....	174	.....	.....	.....
12. Committee on Constitution, Elections and Apportionment: Relating to election campaign contributions and expenditures	190	191	.....	.....	.....	.....	.....	.....	.....
15. Representatives Canfield, Evans and Hadley: Authorizing general obligation bonds for school construction	72	73	.....	.....	.....	.....	.....	.....	.....
17. Representatives O'Brien, King and Canfield: Relating to legislative budget committee	45	46	88	238	238	274	270	270	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—Continued

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amendments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President	Action by Governor
23. Representatives Beck, Conner and Siler: Implementing laws relating to taxation of lands lying in both a fire protection district and forest protection assessment area	178	179	190	205	205	.....	210	210	.....
24. Representatives Brouillet, Folsom and Kink: Creating and setting forth duties of a joint interim committee on education	45	46	58	239	243	240, 242, 270, 275, 285	274	274	.....
26. Representatives King, Canfield and Kink: Adopting the capital budget	29	30	72	76	77	87	95	96	.....
29. Representatives Mahaffey, Uhlman and Hawley: Providing that passing of certain annuities be exempt from inheritance taxation	226	226	.....	226	227	.....	234	234	.....
34. Representatives Mast, Wedekind and Kink: Creating the interim fisheries committee	51	52	58	240	240	269, 275, 285	270	270	.....
35. Representatives Mast, Hawley and Wedekind: Striking distinction of Columbia river district as to privilege and catch fees on food fish and shellfish	179	179	214	223	223	.....	232	232	.....
37. Representatives Mast, Hawley and Wedekind: Providing for quarterly payment of privilege or catch fees on food fish and shellfish and penalties for late payment	179	179	214	224	224	.....	232	232	.....
50. Representatives Mahaffey, Evans, Braun, Copeland, Kirk, McCaffree, Juelling, Lewis, Metcalf, Hadley and Morphis: Relating to teachers' retirement and pensions	72	73	91	196	197	197, 218	219	219	.....
56. Representative McCaffree: Providing for reapportionment and redistricting of the legislature	47	47	93	98	144	48, 132, 144, 167, 168, 169	.....	.....	.....

60. Representatives Moon, Brachtenbach and Berentson: Authorizing indemnity for slaughter of diseased animals and appropriating money therefor	179	179	.....	197	197	172, 177, 194	210	210	.....
64. Representatives Brouillet, Mahaffey and Henry: Extending state employees' retirement system.....	226	227	.....	227	.....	227	.....	.....	.....
65. Representatives Lybecker, Comfort and Andersen: Implementing law relating to joint tenancy.....	226	227	.....	227	227	.....	234	234	.....
66. Representatives Copeland, Campbell and Evans: Creating a public pension commission	179	179	.....	245	246	241, 244, 270, 275, 286	274	274	.....

TITLE AND HISTORY OF HOUSE JOINT MEMORIALS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	<i>Received from House</i>	<i>First Reading and Committee Referral</i>	<i>Reported from Committee</i>	<i>Second Reading and Amend- ments</i>	<i>Third Reading and Final Passage</i>	<i>Other Action in Senate</i>	<i>Signed by Speaker</i>	<i>Signed by President</i>
1. Representatives Hurley and Perry: Proposing constitutional amendment prohibiting interference with state in its apportionment of representation in its legislature....	83	84	94	145	145	.....	165	166
3. Representatives Burtch and Anderson: Seeking congressional action on funds for Wynooche multi-purpose dam project	25	25	.....	25	25	.....	37	37
4. Representatives Smith, Earley, O'Donnell, Evans and Chatalas: Commending 'Century Mark Plan'.....	39	41	.....	41	41	.....	45	45

TITLE AND HISTORY OF HOUSE JOINT RESOLUTIONS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	<i>Received from House</i>	<i>First Reading and Committee Referral</i>	<i>Reported from Committee</i>	<i>Second Reading and Amend- ments</i>	<i>Third Reading and Final Passage</i>	<i>Other Action in Senate</i>	<i>Signed by Speaker</i>	<i>Signed by President</i>
2. Representative Dootson: Limiting the state bonded indebtedness	29	30	.....	.....	.....	.....	.....	.....
4. Representatives Moos, Garrett, Flanagan, Adams, Ahlquist, Andersen, Anderson, Backstrom, Beck, Berentson, Bergh, Bozarth, Brachtenbach, Braun, Campbell, Canfield, Clark, Comfort, Copeland, Dootson, Earley, Eberle, Eldridge, Evans, Folsom, Gleason, Goldsworthy, Gorton, Haussler, Hawley, Herr, Hood, Huntley, Hurley, Johnston, Jolly, Juelling, King, Kink, Kirk, Leland, Lewis, Lind, Lynch, Mahaffey, Mast, May, McCaffree, McCormick, McDougall, Metcalf, Miles, Moon, Morphis, Morrissey, Mundy, Newschwander, O'Connell, Odell, Perry, Pritchard, Reese, Savage, Schaefer, Siler, Smith, Swayze, Wang, Wedekind, Wintler and Witherbee: Proposing constitutional amendment relating to apportionment and districting of legislative districts	47	48	93	96	97	144, 270	274	274

TITLE AND HISTORY OF HOUSE CONCURRENT RESOLUTIONS IN THE SENATE

NUMBER, AUTHOR AND SUBJECT	Received from House	First Reading and Committee Referral	Reported from Committee	Second Reading and Amend- ments	Third Reading and Final Passage	Other Action in Senate	Signed by Speaker	Signed by President
1. Representative Hurley: Notifying the governor that the legislature is organized	5	6	.....	6	6	6, 8	8	8
2. Representative Hurley: Relating to adoption of joint rules	5	6	.....	6	6	.....	8	8
3. Representatives Mast, Hawley, King and Mundy: Recreating the interim committee on game and game fish.....	45	46	59	241	242	270, 272, 274, 275, 286	280	281
5. Representatives Witherbee, Juelling and Mundy: Providing for a legislative joint committee on labor and management cooperation and defining its duties.....	83	84	.....	.....	.....	.....	.....	.....
6. Representatives Litchman, Brachtenbach and Harris: Providing for a joint interim committee on governmental cooperation	219	221	.....	239	239	275, 285	270	270
7. Representatives Backstrom and Huntley: Commemorating the centennial of the birth of Henry Ford.....	59	59	231	59	.....	59	.....	.....
10. Representatives Anderson, Wedekind, Burtch, Wang and Chatalas: Proposing interim committee study on canal projects	167	167	.....	242	242	275, 286	270	270
11. By Committee on Rules and Order: Relating to adjournment of the first extraordinary session of the thirty-eighth legislature Sine Die.....	276	276	.....	276	276	280, 283, 284	284	284

GENERAL TOPICAL INDEX TO THE SENATE JOURNAL^①

FIRST EXTRAORDINARY SESSION

Actions and Suits:

Municipal corporations, service, labor claims, audits required, SB 41.
Message received, state auditorp. 228

Advertising

Agent's supplies, promotional, educational, B&O tax exempt, SB 44, *SB 54, Ch. 28.
Outdoor signs, highway, commercial zone, restrictions, *HB 4, Ch. 3, P. V.

Agriculture and Livestock:

Animals, diseased, destruction, federal cooperative program, *HB 60, Ch. 8.
Poultry, production stock, sales, use tax exempt, SB 44, *SB 54, Ch. 28.

Aircraft:

Fuel tax imposed, SB 24.

Aluminum:

Manufacturing, B&O tax reduction, SB 42.

Amendments:

Senate rules, adding Rule 71, resolution No. Ex. 17.....p. 209

Animals:

Diseased, destruction, indemnity, federal cooperative program, *HB 60, Ch. 8.

Annual Sessions:

Legislative, SJR 6.

Annuities:

Federal retirement, inheritance tax exempt, *HB 29, Ch. 11.

Appointments:

Committee, interim, special, standing (see "Committees")
Governor's, transmitted to senate, referrals, confirmation
.....pp. 25, 34, 53, 176, 190, 195, 210, 214, 222

Apportionment: (see "Reapportionment")

Appropriations:

Capital improvement budget, 1963-1965 biennium, *HB 26, Ch. 4.
Department of agriculture, diseased animal slaughtering, federal cooperative program, *HB 60, Ch. 8.
Department of institutions, juvenile correctional institution construction, SB 25, Ch. 27.
Education, joint interim committee, *HB 24, Ch. 19.
Fisheries interim committee, *HB 34, Ch. 18.
Game and fish interim committee re-established, duties, *HCR 3.
Highway
Commission
Certain highway additions, deletions, study, SB 34, *HB 4, Ch. 3, P. V.
Cross-sound transportation, long-range study, SB 34, *HB 4, Ch. 3, P. V.
Ferry system tolls, rates study, SB 35, *HB 4, Ch. 3, P. V.
National park service parkway, *HB 4, Ch. 3, P. V.
Omnibus 1963-65, biennium, *HB 2, Ch. 15.
Reappropriation, supplemental, *HB 2, Ch. 15.
Studies, research, *HB 4, Ch. 3, P. V.
Wahkiakum county, Westport ferry operation, SB 35, *HB 4, Ch. 3, P. V.
Central Washington state college access road, right of way, SB 38, *HB 4, Ch. 3, P. V.

①The Topical Index does not include House Bills which were not introduced in the Senate. Refer to House Journal.

*(Asterisks indicate bills passed by both Senate and House.)

Appropriations—Continued**Highway—Continued**

- Joint fact-finding committee, re-established, renamed, SB 5, *HB 4, Ch. 3, P. V.
- No. 14, Bremerton to Bantz boulevard, Tacoma, via Narrows bridge, SB 51.
- Parkway, Olympic national park to Port Angeles, right of way, SB 38, *HB 4, Ch. 3, P. V.

Legislative

- Council re-established, SB 16.
- Expenses, printing, *SB 31, Ch. 1, *SB 53, Ch. 5.
- Interim committees, *HB 1, Ch. 21, P. V.
- Legislator's subsistence, *SB 31, Ch. 1, *SB 53, Ch. 5.
- Legislature, salaries, retirement costs, 1963-65 biennium, *HB 1, Ch. 21, P. V.
- Public pension commission established, duties, SB 11, *HB 66, Ch. 17.
- State board of education, school building construction, *SB 9, Ch. 26.
- State Government
 - Capital budget, 1963-65 biennium, *HB 26, Ch. 4.
 - Omnibus appropriation, 1963-65 biennium, *HB 1, Ch. 21, P. V.
- Statute law committee, extra session expenses, *SB 31, Ch. 1, *SB 53, Ch. 5.
- Superintendent of public instruction, deficiency, 1961-63 biennium, *SB 40, Ch. 6.
- Teachers' retirement system fund, *HB 50, Ch. 14.
- Toll Bridge authority
 - Construction, second Lake Washington bridge, SB 35, *HB 4, Ch. 3, P. V.
 - Omnibus 1963-65, biennium, *HB 4, Ch. 3, P. V.
 - Operations, Spokane river bridge, SB 35, *HB 4, Ch. 3, P. V.
 - Operations, Tacoma narrows bridge, *HB 2, Ch. 15, *HB 4, Ch. 3, P. V.

Assessments: (see "Taxes")

Athletic Commission: (see "State Athletic Commission")

Ballots:

- Absentee, provisions revised, *SB 45, Ch. 23.
- Precinct election officers, selection, duties, SB 49.
- Recount, requests, political party officers, *SB 47, Ch. 25.

Billboards:

- Highway advertising, commercial zones, restrictions, *HB 4, Ch. 3, P. V.

Bills, Legislative:

- Consideration, scope limitation, SCR 1.
- Financial, all, referred to ways and means committees, SB 15.
- Resolution, memorials, indefinitely postponed, resolutions No. Ex. 29.....p. 283

Blanchet High School:

- Congratulations extended, resolution No. Ex. 4.....p. 14
- Presentation certificates, members basketball team.....p. 15

Bonds:

- Colleges, universities, building construction, redemption provisions, SB 6.
- Hood canal, debt service requirement, toll rates provision repealed, SB 35, *HB 4, Ch. 3, P. V.
- Juvenile correctional school, Echo lake, construction *SB 25, Ch. 27.
- Outdoor recreational facilities development, issuance, *HB 6, Ch. 12.
- School building construction fund, sales, redemption, *SB 9, Ch. 26.
- School districts
 - Indebtedness limit increased, SB 8, SB 17, Sub. SB 8.
 - Permanent school fund guarantee, SJR 4.
- Toll bridge revenue, state auditor's signature provision, SB 35, *HB 4, Ch. 3, P. V.
- Women's correctional institution, construction, SB 28.

Bone, Judge Homer T.:

- Columbia river dam named, requesting congress, resolution No. Ex. 18.....p. 218

*(Asterisks indicate bills passed by both Senate and House.)

Bowling:

Taxes, retail sales, included, SB 43.

Boxing: (see "Sports")**Bremerton:**

Puget Sound naval shipyard, commended, resolution No. Ex. 5.....p. 18

Bridges:

Hood canal, debt service requirement, toll rates provision repealed, SB 35,
*HB 4, Ch. 3, P. V.

Second Lake Washington, construction, appropriation, SB 35, *HB 4, Ch. 3, P. V.

Spokane river, operations, appropriation, SB 35, *HB 4, Ch. 3, P. V.

Tacoma narrows

Future toll provisions, allocation, SB 51.

Operation, appropriation, *HB 2, Ch. 15, *HB 4, Ch. 3, P. V.

Toll, revenue bonds, state auditor's signature provisions, SB 35, *HB 4, Ch. 3, P. V.

Budget:

Capital improvements, appropriations, 1963-65, *HB 26, Ch. 4.

Central agency, institute study, accounting practices, colleges and universities,
resolution No. Ex. 14.....p. 86

Community colleges, each school separate, SB 30, *SB 19, Ch. 2.

Legislative committee, membership increased, *HB 17, Ch. 20.

State government, omnibus appropriation, 1963-65 biennium, *HB 1, Ch. 21, P. V.

Buildings:

Colleges, universities, capital construction, bonds issuance, SB 6.

Juvenile correctional school, Echo lake, construction, bonds, *SB 25, Ch. 27.

Legislative, interim committee continued, *SCR 2.

School building construction, bond issuance, *SB 9, Ch. 26.

Women's correctional institution, construction, bonds, SB 28.

Business & Occupation Tax: (see "Taxes")**Canals:**

Interim committee, feasibility study, Puget Sound, Grays Harbor, Hood Canal,
SCR 4, *HCR 10.

Members appointed, confirmedpp. 275, 286

Capital Improvements:

State, budget, appropriations, 1963-1965, *HB 26, Ch. 4.

Capital Punishment:

Death penalties, supreme court review, SB 21.

Capitol Lake:

Fish farm recreational facilities, commemorative plaque, SJR 3.

Capitol Historical Museum:

Murals, legislative building, depository, *SCR 3.

Cemeteries:

Towns, joint property acquisition, operation, SB 32.

Central Washington State College:

Access road, right of way, appropriation, SB 38, *HB 4, Ch. 3, P. V.

Cherberg, John A.: (see "President of the Senate")**Cities and Towns:**

B & O tax, inclusion, SB 44, *SB 54, Ch. 28.

Cemeteries, towns, joint property acquisition, operation, SB 32.

Cities and Towns—Continued

- Cities, first class
 - Incorporation, population density requirement, SB 52.
 - Newly organized, school district organization, SB 33.
 - Registrars, deputy, appointment, duties, SB 50.
- City charters, proposed, publication requirement, *SJR 1.
- Civil defense, facilities, state use authorized, SB 22.
- Claims against, service, labor, audits required, SB 41.
 - Message received, state auditor p. 228
- Firemen, volunteer, pension
 - Contributions, benefits, increased, SB 37.
 - Study, public pension commission, resolution No. Ex. 23..... p. 273
- Gambling, cardrooms, devices, games of skill, abolished, SB 7.
- Liquor revenue fund, allocation revised, SB 12.
- Local government affairs, joint committee established, SCR 10.
- Metropolitan municipal corporations, additional functions, procedure, SB 3.

Civil Defense:

- Municipal facilities, state use authorized, SB 22.

Civil Service:

- Federal, annuity, inheritance tax, exempt, *HB 29, Ch. 11.

Colleges and Universities:

- Accounting practices study instituted, resolution No. Ex. 14..... p. 86
- Building construction, bonds, redemption provisions, SB 6.
- Central Washington state college, access road, right of way, appropriation,
 - *HB 4, Ch. 3, P. V.
- Community colleges
 - Additional, authorized, regulations, SB 30, *SB 19, Ch. 2.
 - Number limitation removed, SB 26.
- General appropriations, *HB-1, Ch. 21, P. V.
- Personnel boards, study, resolution No. Ex. 7..... p. 27

Columbia Basin Project:

- Bureau reclamation, department interior, consideration construction farm-to-market roads, resolution No. Ex. 3..... p. 35
- Public works committee increase construction budget, resolution, No. Ex. 13 p. 64

Columbia Interstate Compact:

- Commission members appointed..... pp. 275, 286
- Ratification, commission created, SB 10.

Columbia River:

- Dam named after Judge Homer T. Bone, requesting congress, resolution No. Ex. 18..... p. 218
- District
 - Fish, shellfish privilege fee, Oregon fee paid, imports exempt, *HB 35, Ch. 10.
 - Food fish handlers, privilege fee exemption, *HB 35, Ch. 10.
- Dredging, material stockpile, highway department agreement, SB 38, *HB 4, Ch. 3, P. V.

Commissions:

- Columbia interstate compact, established, SB 10.
- Judicial qualifications commission, provisions, SJR 8.
- Legislative districting and apportionment, *HJR 4, SJR 7, SJR 9.
- Public pension commission established, appropriation, SB 11, *HB 66, Ch. 17.

Committees: (see also "Interim Committees" also "Joint Committees")

- Adjournment, Sine Die, *HCR 11.
 - Members appointed, report..... p. 280
- Conference, appointments, reports..... pp. 87, 90, 170, 171, 194, 219, 246

Committees—Continued

- Governor's advisory committee on salaries, recommendations, SB 55.
- Legislative, ways and means, all financial bills, referral, SB 15.
- Legislature, organization, notification, *HCR 1.....p. 6
 - Members, appointedp. 6
- Members, interim, permanent committees, councils, pay increase, *SB 56, Ch. 7.
- Senate rules, amended, resolution No. Ex. 17.....p. 209
- Special, appointments pp. 5, 6, 10, 36, 50, 56, 67, 83, 147, 174, 176, 206, 284
- Standing, constituted, resolution No. Ex. 2.....p. 5
- Statute law, appropriation, legislative bill drafting, SB 31, *SB 53, Ch. 5.
 - Members appointedp. 285
- Watersheds, recreational use, advisory committee established, SCR 5.

Community Colleges:

- Additional authorized, recognized, SB 30, *SB 19, Ch. 2.
- Finances, regulation, administration, SB 30, *SB 19, Ch. 2.
- Number, limitation removed, SB 26.
- Tuition fees, SB 30, *SB 19, Ch. 2.

Compacts:

- Columbia interstate, ratification, SB 10.
- Pacific marine, interim fisheries committee study, *HB 34, Ch. 18.

Constitutional Amendments:

- City charters, proposed, publication requirement, *SJR 1.
- Elections, judges, non-partisan officials, time, manner determined by legislature, SJR 11.
- Federal income, inheritance tax repeal, business enterprises prohibited, SJM 2.
- Federal, state legislative apportionment, federal court jurisdiction prohibited, *HJM 1.
- Judges, removal from office, causes, procedure, SJR 8.
- Legislative
 - Apportionment, federal court jurisdiction prohibited, *HJM 1.
 - Reapportionment, *HJR 4, SJR 2, SJR 7, SJR 9.
 - Commission provisions, *HJR 4, SJR 7, SJR 9.
 - Sessions
 - Annual, SJR 6.
 - 120 days, SJR 10.
- Legislators
 - Election, appointment, state office, limitations repealed, SJR 10.
 - Elective state officials, salaries, established by general law, SJR 10.
- Legislature, members increased, SJR 2, SJR 7.
- Property tax, 30% assessed valuation, HJR 5.

Constitutional Amendments:

- Representatives
 - Members increased, *HJR 4, SJR 5.
 - One per county minimum, SJR 5.
- School districts, bonds, permanent school fund guarantee, SJR 4.
- Senatorial districts, formation, representative district division permitted, SJR 5.
- State officials, elective, salaries established by general law, SJR 10.

Correctional Institutions:

- Juvenile, Echo Lake, financing, bonds, *SB 25, Ch. 27.
- Women's, construction, bonds, SB 28.

Counties:

- Assessors
 - Property valuation, 50% true value, SB 1.
 - Real property, reassessment, revaluation, personal inspection not required, SB 1.
- B & O tax, inclusion, SB 44, *SB 54, Ch. 28.
- Civil defense purposes, facilities, state use authorized, SB 22.

*(Asterisks indicate bills passed by both Senate and House.)

Counties—Continued

- Claims against, service, labor, audits required, SB 41.
- Gambling, cardrooms, devices, games of skill, abolished, SB 7.
- Legislative
 - District formation, joining permitted, SJR 7.
 - Representation, one representative minimum, HJR 7, SJR 5.
- Local government affairs, joint committee established, SCR 10.
- Metropolitan municipal corporations, additional functions, procedure, SB 3.

Courts:

- Judges, removal from office, causes, procedure, SJR 8.
- Superior, supreme, judges, salary increases, SB 55.

Cowen, Dr. David C.:

- Certificate of appreciation presented, senate pages..... p. 56
- Tribute, secretary of state, presented..... p. 207

Crimes and Criminal Procedure:

- Death penalties, supreme court review, SB 21.

Dams:

- Columbia river, named after Judge Homer T. Bone, resolution No. Ex. 18... p. 218
- Wynoochee project, federal appropriation requested, *HJM 3.

Deschutes River:

- Project, fish farm, recreational facilities, commemorative plaque, SJR 3.

Districts:

- Claims against, service, labor, audits required, SB 41.
- Fire protection, forest-type land, tax levies, exemptions, *HB 23, Ch. 13.
- Legislative
 - Reapportionment, *HJR 4, SJR 2, SJR 7, SJR 9.
 - Population census provisions, *HJR 4.
 - Units established, SJR 2.
- Local government affairs, joint committee established, *SCR 10.

Donohue, Dwyla:

- Commending, congratulating, opera performance, resolution No. Ex. 9..... p. 42

Durham, Dr. Milton:

- W. S. U. regent, governor's appointment, referral, confirmation pp. 176, 190, 195

Education: (see also "Colleges and Universities" also "Schools")

- Board, state, public school building construction funds, allocation, *SB 9, Ch. 26.
- Board
 - Science center, supplement high school educational program, visits, resolution No. Ex. 15..... p. 86
 - Update study, school district organization, resolution No. Ex. 10..... p. 43
- Community colleges
 - Additional, authorized, regulations, SB 30, *SB 19, Ch. 2.
 - Number limitation removed, SB 26.
- Conference, White House for 1965, requesting congress consider, resolution No. Ex. 11..... p. 63
- Joint committee, re-established, *HB 24, Ch. 19.
 - Members appointed, confirmed..... pp. 275, 285
- Laws, comprehensive codification study, recommendations, *HB 24, Ch. 19.
- Public school building construction fund, bonds, financing, *SB 9, Ch. 26.
- Secondary type I programs, prohibited vicinity community colleges, SB 30, *SB 19, Ch. 2.
- Superintendent of public instruction
 - Deficiency appropriation, 1961-63 biennium, *SB 40, Ch. 6.
 - Science center, supplement high school educational programs, visits, resolution No. Ex. 15..... p. 86

*(Asterisks indicate bills passed by both Senate and House.)

Elections:

- Absentee ballots, provisions revised, *SB 45, Ch. 23.
- Cities, first class, incorporation, population density requirement, SB 52.
- General, annual, SB 14.
- Judges, non-partisan officials, time, manner determined by legislature, SJR 11.
- Metropolitan municipal corporations, additional functions, procedure, SB 3.
- Precinct officers, election duties, SB 49.
- Precincts, voter record check list, *SB 46, Ch. 24.
- Recount requests, political party officers, *SB 47, Ch. 25.

Executors and Administrators:

- B & O tax, inclusion, SB 44, *SB 54, Ch. 28.

Federal Government:

- Animals, diseased, destruction, cooperative program, *HB 60, Ch. 8.
- Columbia basin project
 - Consideration construction farm-to-market roads, resolution No. Ex. 8...p. 35
 - Public works committee increase construction budget, resolution No. Ex. 13p. 64
- Columbia river dam named after Judge Homer T. Bone, requesting, resolution No. Ex. 18.....p. 218
- Income, inheritance taxes, business enterprises, repeal petitioned, SJM 2.
- Internal revenue officers, state excise tax information, disclosure, SB 44, *SB 54, Ch. 28.
- National academy of foreign affairs, establishing, approval expressed, resolution No. Ex.-6.....p. 24
- Negroes, emancipation centennial, federal assistance petitioned, SJM 3, *HJM 4.
- Retirement annuities, inheritance tax exempt, *HB 29, Ch. 11.
- State legislative apportionment, federal court jurisdiction prohibited, *HJM 1.
- White House conference on education, congress consider, resolution No. Ex. 11 p. 63
- Wynoochee dam project, appropriation requested, *HJM 3.
- Youth conservation corps, enactment petitioned, *SJM 1.

Fees:

- Corporation, recreation bond redemption fund, *HB 6, Ch. 12.
- Fishing, commercial, privilege and catch fees, quarterly payments, delinquency penalties, *HB 37, Ch. 9.
- Food fish
 - Shellfish handlers, Columbia river district, privilege fee exemption, *HB 35, Ch. 10.
 - Shellfish, Oregon Columbia river district privilege fee paid, imports, exempt, *HB 35, Ch. 10.

Ferries:

- Appropriations, toll bridge authority, *HB 2, Ch. 15.
- Puget Sound, debt service requirement, toll rates provision repealed, SB 35, *HB 4, Ch. 3, P. V.
- State system, tolls, rate study, SB 35, *HB 4, Ch. 3, P. V.
- Westport, operation, county reimbursement, SB 35, *HB 4, Ch. 3, P. V.

Fire Protection:

- Districts, forest-type land, tax levies, exemptions, *HB 23, Ch. 13.

Firemen:

- Volunteer
 - Pensions, contributions, benefits, increased, SB 37.
 - State public pension commission study, resolution No. Ex. 23.....p. 273

Fish:

- Commercial, privilege and catch fees, quarterly payments, delinquency penalties, *HB 37, Ch. 9.
- Food fish handlers, Columbia river district, privilege fee exemption, *HB 35, Ch. 10.

*(Asterisks indicate bills passed by both Senate and House.)

Fish—Continued

Game and fish interim committee re-established, duties, *HCR 3.
Oregon Columbia river district privilege fee paid, imports exempt, *HB 35, Ch. 10.

Fisheries:

Capitol lake fish farm, recreational facilities, commemorative plaque, SJR 3.

Fisheries Interim Committee:

Appropriation, duties, *HB 34, Ch. 18.
Members appointed, confirmed.....pp. 275, 285
Water rights acquisition, option agreements, feasibility study, resolution
No. Ex. 24.....p. 281

Fishing:

Commercial, privilege and catch fees, quarterly payments, delinquency penalties, *HB 37, Ch. 9.

Flag, Washington State:

Legislative council determine origin, resolution No. Ex. 19.....p. 224

Flood Control:

Prevention, materials, labor, sales tax exempt, SB 44, *SB 54, Ch. 28.

Food:

Institutions, state, butter, milk product substitutes, use permitted, SB 4.

Forestry:

Protection tracts, fire district levy exempt, *HB 23, Ch. 13.
Youth conservation corps, park area projects, SB 39.

Franklin County:

Columbia basin project
Federal consideration construction farm-to-market roads, resolution No.
Ex. 8.....p. 35
Public works committee increase construction budget, resolution No.
Ex. 13.....p. 64

Fuel:

Aircraft, excise tax, imposed, SB 24.
Motor vehicle, tax, out-of-state commercial vehicles, supply tank imports,
*SB 27, Ch. 22.

Funds:

Institutions of higher learning, bond redemption, SB 6.
Liquor revenue allocation revision, tax increased, SB 12.
Outdoor recreational bond redemption fund, *HB 6, Ch. 12.
Teachers' retirement benefits, appropriation, *HB 50, Ch. 14.

Furs:

Raw, storage, out-of-state shipment, tax exempt, *SB 54, Ch. 28.

Game:

Game and game fish interim committee re-established, duties, *HCR 3.
Members appointed, confirmed.....pp. 275, 285
Water rights acquisition, option agreements, feasibility study, resolution
No. Ex. 24.....p. 281

Gambling:

Cardrooms, devices, machines, games of skill, abolished, SB 7.

*(Asterisks indicate bills passed by both Senate and House.)

Gasoline:

- Aircraft, excise tax imposed, SB 24.
- Tax, out-of-state commercial vehicles, supply tank imports, *SB 27, Ch. 22.

Governmental Cooperation:

- Joint committee re-established, *HCR 6.
- Members appointed, confirmed.....pp. 275, 285

Governor:

- Appointments, transmitted to senate, confirmed.....pp. 25, 34, 53, 176, 190, 195, 210, 214, 222
- Bills approved, partially vetoed or vetoed: (see also "Appendix")
 - SB 604, vetoed.....pp. 75, 76
- Citizens' advisory committee, recreational opportunities study, resolution No. Ex. 25.....p. 281
- Legislature
 - Adjournment sine die, notification, *HCR 11.
 - Members appointed, report.....pp. 280, 283
- Notification of organization, *HCR 1.
 - Members appointed.....p. 6
- Proclamation, extraordinary session called.....p. 4

Grays Harbor:

- Canal feasibility study, Puget Sound, SCR 4, *HCR 10.
- Wynoochee dam project, federal appropriation requested, *HJM 3.

Health:

- Department, radiation control agency, radioactive materials, licensing, SB 2.

Highways:

- Appropriations
 - Omnibus, 1963-65 biennium, *HB 4, Ch. 3, P. V.
 - Reappropriations, projects continued, *HB 2, Ch. 15.
- Central Washington state college access road, appropriation, SB 38, *HB 4, Ch. 3, P. V.
- Commission
 - State ferry system, tolls, rate study, SB 35, *HB 4, Ch. 3, P. V.
 - Westport ferry system reimbursement, SB 35, *HB 4, Ch. 3, P. V.
- Department, Columbia river dredging material stockpile, SB 38, *HB 4, Ch. 3, P. V.
- Joint fact-finding committee re-established, renamed, appropriation, SB 5, *HB 4, Ch. 3, P. V.
- Members appointed, confirmed.....pp. 275, 286
- Parkway, Olympic national park to Port Angeles, appropriations, SB 38, *HB 4, Ch. 3, P. V.
- Personnel board, study, resolution No. Ex. 7.....p. 27
- Primary
 - No. 5, Mossyrock reservoir to Kosmos, relocation cost study, *HB 4, Ch. 3, P. V.
 - No. 14, Bremerton to Bantz boulevard, Tacoma, via Narrows bridge, SB 51.
 - Secondary, additions, deletions, descriptions corrected, SB 34, SB 38, *HB 4, Ch. 3, P. V.
- Signs, advertising, commercial zones, protected areas, restrictions, *HB 4, Ch. 3, P. V.

Hood Canal:

- Canal feasibility study, Grays Harbor, SCR 4, *HCR 10.

Horse Racing:

- Parimutuel system betting abolished, HB 25.

House Trailers:

- Military personnel, out-of-state purchase, use tax exemption, SB 44, *SB 54, Ch. 28.

Industry:

- Federal business enterprises prohibited, SJM 2.

*(Asterisks indicate bills passed by both Senate and House.)

Inheritance Tax, Federal:

- Appraisalment, adjustment, *SB 54, Ch. 28.
- Income, business enterprises, repeal petitioned, SJM 2.
- Retirement, annuities exempt, *HB 29, Ch. 11.

Institutions:

- Higher learning, personnel boards, study, resolution No. Ex. 7.....p. 27
- Juvenile correctional school, Echo lake, construction, bonds, *SB 25, Ch. 27.
- Public, general appropriations, *HB 1, Ch. 21, P. V.
- State, butter, milk product substitutes, use permitted, SB 4.
- Women's correctional, construction, bonds, SB 28.

Insurance:**Boxing**

- Athletic commission, study, investigation, resolution No. Ex. 16.....p. 87
- Study, SCR 7.

Interim Committees: (see also "Committees" also "Joint Committees")

- Appropriations, *HB 1, Ch. 21, P. V.
- Canals, established, feasibility study, SCR 4, *HCR 10.
 - Members appointed, confirmed.....pp. 275, 286
- Columbia interstate compact commission, members appointed.....pp. 275, 286
- Education, joint committee, re-established, *HB 24, Ch. 19.
 - Members appointed, confirmed.....pp. 275, 285
- Fisheries, duties, appropriation, *HB 34, Ch. 18.
 - Members appointed, confirmed.....pp. 275, 285
- Game and game fish, re-established, duties, appropriation, *HCR 3.
 - Members appointed, confirmed.....pp. 275, 286
- Game and game fish, appoint advisory committee, watershed recreational use study, SCR 5.
- Governmental cooperation, joint committee re-established, *HCR 6.
 - Members appointed, confirmed.....pp. 275, 285
- Joint committee on highways, continued, appropriation, studies...*HB 4, Ch. 3, P. V.
 - Members appointed, confirmed.....pp. 275, 286
- Legislative
 - Budget committee, membership increase, *HB 17, Ch. 20.
 - Members appointed, confirmed.....pp. 274, 286
 - Building accommodations committee continued, *SCR 2.
 - Members appointed, confirmed.....pp. 275, 286
 - Council, re-established, appropriations, SB 16.
 - Members appointed, confirmed.....p. 274
 - Members, pay allowance increase, *SB 56, Ch. 7.
 - State public pension commission, *HB 66, Ch. 17.
 - Members appointed, confirmed.....pp. 275, 286

Joint Committees: (see also "Interim Committees")

- Governmental cooperation, re-established, *HCR 6.
- Highways, certain highway additions, deletions, appropriation, studies, SB 34, *HB 4, Ch. 3, P. V.
- Highways fact-finding, re-established, renamed, appropriations, SB 5, *HB 4, Ch. 3, P. V.
- Local governmental affairs, established, SCR 10.

Joint Rules:

- Legislature, thirty-eighth extraordinary session adopted, *HCR 2.

Joint Tenancy:

- Instruments, written interest created, *HB 65, Ch. 16.

Judges:

- Elections, time, manner, determined by legislature, SJR 11.
- Removal from office, causes, procedure, SJR 8.

Juries:

Death penalties, mercy recommendations, supreme court review, SB 21.

Justice Courts:

Judges, removal from office, causes, procedure, SJR 8.

Juvenile Correction Institution:

Echo lake, bonds, *SB 25, Ch. 27.

King County:

Juvenile correctional school, Echo lake, construction, bonds, *SB 25, Ch. 27.
Legislative representation, Initiative 211 apportionment, SJR 7.

Kosmos:

Highway, primary No. 5, to Mossyrock reservoir, relocation cost study, *HB 4,
Ch. 3, P. V.

Kreager, H. Dewayne:

W. S. U. regent, governor's appointment, referral, confirmation.....pp.210, 214, 222

Laverne College Choral Group:

Selection of songs presented.....p. 176

Legislative Budget Committee:

Accounting practices study instituted, colleges and universities,
resolution No. Ex. 14.....p. 86
Members
Appointed, confirmedpp. 274, 286
Pay allowance increase, *SB 56, Ch. 7.
Membership increase, *HB 17, Ch. 20.

Legislative Building:

Accommodations, alterations, interim committee continued, *SCR 2.
Members appointed, confirmed.....pp. 275, 286
George Washington portrait, mural, study, *SCR 8.
Murals, proposed, deposited Capitol historical museum, *SCR 3.

Legislative Council:

Members
Appointed, confirmedp. 274
Pay allowance increase, *SB 56, Ch. 7.
Property tax exemptions, statutes study, SCR 6.
Recreational opportunities salt, fresh water, study, resolution No. Ex. 25.....p. 281
Re-established, appropriation, SB 16.
Washington state flag, designer, origin determined, resolution No. Ex. 19.....p. 224

Legislative Districts:

House of representatives, one per county minimum, SJR 5.
Legislative units established, SJR 2.
Political parties, state, central committees, rules, filing provisions, SB 48.
Reapportionment, *HJR 4, SJR 2, SJR 5, SJR 7, SJR 9.
Commission provisions, *HJR 4, SJR 7, SJR 9.
Population census provisions, *HJR 4.
Senatorial, formation, representative district division permitted, SJR 5.

Legislators:

House, senate, members increased, SJR 2, SJR 7.
Members, interim committees, councils, pay allowance increase, *SB 56, Ch. 7.
Representatives
Members increased, *HJR 4, SJR 5.
One per county minimum, SJR 5.

*(Asterisks indicate bills passed by both Senate and House.)

Legislators—Continued**Salaries**

- Established by general law, SJR 10.
- Retirement expense, 1963-65 biennium, *HB 1, Ch. 21, P. V.
- State office, election, appointment, limitations repealed, SJR 10.
- Subsistence appropriation, *SB 31, Ch. 1, *SB 53, Ch. 5.

Legislature:

- Adjournment, sine die, notification to governor, *HCR 11.
- Members appointed, reportpp. 280, 283
- Annual sessions, SJR 6.
- Appropriation, expenses, *SB 31, Ch. 1, *SB 53, Ch. 5.
- Bills**
 - All financial, referred to ways and means committees, SB 15.
 - Consideration, scope limitation, SCR 1.
 - Indefinitely postponed, resolution No. Ex. 29.....p. 283
- Elections, judges, non-partisan officials, time, manner determination, SJR 11.
- Governor's proclamation, extraordinary session called.....p. 4
- House of representatives**
 - Members increased, *HJR 4, SJR 5.
 - Notified senate ready to adjourn sine die, resolution No. Ex. 30.....p. 283
 - Members appointed, report.....p. 284
 - Senate, members increased, SJR 2, SJR 7.
- Interim committees**
 - Appropriations, *HB 1, Ch. 21, P. V.
 - Permanent councils, members, pay increase, *SB 56, Ch. 7.
- Joint rules, adopted, *HCR 2.
- Joint rules, 39th session, revision, SCR 9.
- Legislative units established, SJR 2.
- Lobbyists, registration, regulation, expenditure reports, SB 13, resolution No. Ex. 17p. 209
- Members**
 - Increased, SJR 2, SJR 7.
 - Salaries**
 - Established by general law, SJR 10.
 - Increase, SB 55.
 - Retirement expense, 1963-65 biennium, *HB 1, Ch. 21, P. V.
 - Subsistence appropriation, *SB 31, Ch. 1, *SB 53, Ch. 5.
- Organization**
 - House notified, committee appointed, resolution No. Ex. 3.....p. 5
 - Notification to governor, *HCR 1.....p. 6
- Reapportionment, *HJR 4, SJR 2, SJR 7, SJR 9.
 - Commission provisions, *HJR 4, SJR 7, SJR 9.
 - Federal court jurisdiction prohibited, *HJM 1.
 - Population census provisions, *HJR 4.
- Representatives**
 - Members increased, *HJR 4, SJR 5.
 - One per county minimum, SJR 5.
- Senate**
 - Members increased, SJR 2, SJR 7.
 - Officers, continued, resolution No. Ex. 2.....p. 5
- Session laws, publication, printing appropriation, *SB 31, Ch. 1, *SB 53, Ch. 5.
- Sessions, 120 days, SJR 10.

Licenses:**Department**

- Motor vehicle fuel importation, tax, *SB 27, Ch. 22.
- Out-of-state traffic violations, not recorded, SB 36, *HB 4, Ch. 3, P. V.
- Fishing, commercial, privilege and catch fees, quarterly payments, delinquency penalties, *HB 37, Ch. 9.

Licenses—Continued

Food fish

Shellfish handlers, Columbia river district, privilege fee exemption, *HB 35, Ch. 10.
 Shellfish, Oregon Columbia river district privilege fee paid, imports exempt, HB 35, Ch. 10.

Radioactive materials, by-products, manufacture, transportation, utilization, SB 2.

Trailers, cook, bunk-house, exempt, SB 36, *HB 4, Ch. 3, P. V.

Trucks, trailers, gross weight fees increased, SB 5, *HB 4, Ch. 3, P. V.

Lobbyists:

Registration, regulation, expenditure reports, SB 13, resolution Ex. 17.....p. 209

Local Government:

Joint committee, established, duties, SCR 10.

Liquor:

Revenue fund, cities, towns allocation, revised, SB 12.

Sales, University of Washington district, permitted, SB 18.

Tax, increase, revenue fund allocation revised, SB 12.

Manufacturers:

Aluminum, B&O tax reduction, SB 42.

Radioactive materials, by-products, transportation utilization, licensing, SB 2.

Medical Lake:

Women's correctional institution, construction, SB 28.

Members:

Appreciation plaque presented, senate pages.....p. 174

Votes, Explanations, protests

Explanations

Cowen, Dr. David C., *SB 19, Ch. 2.....p. 33

Durkan, Martin J., *HB 50, Ch. 14.....p. 197

Gallagher, Michael J., *SB 54, Ch. 28.....p. 205

Protests

Bailey, Robert C., *HB 2, Ch. 15.....p. 220

Charette, Robert L., *HB 2, Ch. 15.....p. 220

Rasmussen, A. L., resolution Ex. 17.....p. 209

Memorials:

Federal income, inheritance tax repeal, business enterprises prohibited, SJM 2.

Negroes, emancipation centennial, exposition, federal assistance petitioned, SJM 3,

*HJM 4.

State legislative apportionment, federal court jurisdiction prohibited, *HJM 1.

Wynoochee dam project, area redevelopment, *HJM 3.

Youth conservation corps, federal enactment requested, *SJM 1.

Metropolitan Government:

Municipal corporations, additional functions, duties, procedure, SB 3.

Military:

Personnel, motor vehicles, trailers, out-of-state purchase, use tax exemption, SB 44,

*SB 54, Ch. 28.

Minors:

Juvenile correctional school, Echo lake, construction, bonds, *SB 25, Ch. 27.

Mossyrock Reservoir:

Highway, primary No. 5, to Kosmos, relocation cost study, *HB 4, Ch. 3, P. V.

*(Asterisks indicate bills passed by both Senate and House.)

Motor Vehicles:

- Cook, bunk-house trailers, license plate exempt, SB 36, *HB 4, Ch. 3, P. V.
- Fuel tax, out-of-state commercial vehicles, supply tank imports, *SB 27, Ch. 22.
- Military personnel, out-of-state purchase, use tax exemption, SB 44, *SB 54, Ch. 28.
- Operators, driving record, out-of-state violations not recorded, SB 36, *HB 4, Ch. 3, P. V.
- Traffic control, highway signs, stripes, changes, regulations, SB 36, *HB 4, Ch. 3, P. V.
- Trailers, cook, bunk-house, license plate exempt, SB 36, *HB 4, Ch. 3, P. V.
- Trucks
 - Tractors, trailers, certain combinations permitted, SB 36, *HB 4, Ch. 3, P. V.
 - Trailers, licenses, gross weight fees increased, SB 5, *HB 4, Ch. 3, P. V.

National Academy of Foreign Affairs:

- Congress establish, expressing approval and support, resolution No. Ex. 6.....p. 24

Negroes:

- Emancipation centennial, exposition, federal assistance petitioned, SJM 3, *HJM 4.

Newspapers:

- City charters, proposed, publication requirement, *SJR 1.

Nuclear Energy:

- Products, manufacturing, transportation utilization, licensing, SB 2.

Officials:

- Legislators
 - Election, appointment, state office, limitations repealed, SJR 10.
 - Salaries established by general law, SJR 10.
- Public, non-partisan, elections, determined by legislature, SJR 11.
- State elective, salaries established by general law, SJR 10.

Oleomargarine:

- State institutions, use permitted, SB 4.

Olympic National Park:

- Parkway to Port Angeles, right of way, SB 38, *HB 4, Ch. 3, P. V.

Omnibus Appropriation Bills:

- Highways, 1963-65, biennium, *HB 2, Ch. 15, *HB 4, Ch. 3, P. V.
- State government, 1963-65 biennium, *HB 1, Ch. 21, P. V.

Oregon:

- Food fish, shellfish, Columbia river district privilege fee paid, imports exempt, *HB 35, Ch. 10.

Owen, Frances P.:

- W. S. U. regent, governor's appointment, referral, confirmation.....pp.25,34,53

Pacific Marine Compact:

- Fisheries interim committee study, *HB 34, Ch. 18.

Parks and Recreation:

- Outdoor recreational facilities, development, *HB 6, Ch. 12.
- Salt, fresh water, opportunities, legislative council study, resolution No. Ex. 25. .p. 281
- Youth conservation corps, SB 39.

Pensions:

- Boxers' relief fund, athletic commission study, investigate, resolution No. Ex. 16p. 87
- Firemen, volunteer, pension contributions, benefits increased, SB 37.
- Public pension commission
 - Established, duties, SB 11, *HB 66, Ch. 17.
 - Firemen's, volunteer, pension, study, resolution No. Ex. 23.....p. 273
- Teachers' retirement system, membership, benefits, *HB 50, Ch. 14.

Personnel Board:

- State, institutions higher learning, highway department, study, resolution No. Ex. 7p. 27

Political Parties:

- Committees, state, central, rules filing provisions, SB 48.
- Officers, election recount requests, *SB 47, Ch. 25.
- Precinct
 - Committeemen, duties, SB 48.
 - Election officers, selection, duties, SB 49.
- Voter check, general election, *SB 46, Ch. 24.

Port Angeles:

- Parkway to Olympic national park, right of way, SB 38, *HB 4, Ch. 3, P. V.

Poultry:

- Production stock, use, sales tax exempt, SB 44, *SB 54, Ch. 28.

Precinct Committeemen: (see "Political Parties")

President of the Senate:

- Appreciation plaque presented, senate pages.....p. 174
- Cherberg, John A., commended, praised, resolution No. Ex. 21.....p. 229
- Committee appointments
 - Conferencepp. 87, 170, 194
 - Special.....pp. 5, 6, 10, 36, 50, 56, 67, 83, 147, 174, 176, 206, 280
- Privilegep. 84
- Rulings (see "Rulings of the President")
- Senate expenditures approved, resolution No. Ex. 27, No. Ex. 28.....pp. 282, 283

Printing:

- Legislative, appropriation, *SB 31, Ch. 1, *SB 53, Ch. 5.
- Session laws, appropriation, *SB 31, Ch. 1, *SB 53, Ch. 5.

Probate:

- Estate valuation, inheritance tax, federal appraisalment, SB 44, *SB 54, Ch. 28.
- Inheritance tax
 - Federal civil service annuity, exempt, *HB 29, Ch. 11.
 - Federal, repeal, SJM 2.
- Joint tenancy, written instrument, interest created, *HB 65, Ch. 16.

Property:

- Furs, raw, storage, out-of-state shipment, tax exempt, *SB 54, Ch. 28.
- Joint tenancy, written instrument, interest created, *HB 65, Ch. 16.
- Personal
 - In-transit, tax
 - Exempt, *SB 54, Ch. 28.
 - Time limit extended, SB 23.
 - Merchandise, raw furs, storage, out-of-state shipment, tax exempt, *SB 54, Ch. 28.
 - Out-of-state purchase, use tax, exemption time limit reduced, SB 44, *SB 54, Ch. 28.
 - Tangible, flood prevention, watershed protection use, sales tax exempt, SB 44, *SB 54, Ch. 28.

*(Asterisks indicate bills passed by both Senate and House.)

Property—Continued**Real**

- Reassessment, revaluation, assessor's personal inspection not required, SB 1.
- Tax exemptions, statutes study, SCR 6.
- Taxes, prohibits community college use, SB 30, *SB 19, Ch. 2.
- Towns, cemeteries, joint acquisition, operation, SB 32.
- Tax delinquents, delivery withheld, SB 44, *SB 54, Ch. 28.
- Taxes
 - Districts, maximum millage, computation, SB 1.
 - Payments, quarterly installments, SB 20.
- Valuation
 - Inheritance tax, federal appraisalment, SB 44.
 - Fifty percent fair, true value, SB 1.

Public:

- Assistance, general appropriations, 1963-65 biennium, *HB 1, Ch. 21, P. V.
- Institutions, general appropriations, 1963-65 biennium, *HB 1, Ch. 21, P. V.
- Instruction, superintendent, community colleges. *SB 19, Ch. 2.
- Lands, watersheds, public recreational use, committee study, SCR 5.
- Schools, financing, bonds, plant facilities, *SB 9, Ch. 26.

Puget Sound:

- Canal feasibility study, Grays Harbor, SCR 4, *HCR 10.
- Cross-sound transportation study, appropriation, SB 34, *HB 4, Ch. 3, P. V.
- Naval shipyard commended, resolution No. Ex. 5.....p. 18

Radioactive Materials:

- Manufacturing, transportation, utilization, licensing, SB 2.

Ray, Robert R.:

- Former senator, deceased, commemorated.....p. 85

Reapportionment:

- King county, legislative representation, Initiative 211 provisions, SJR 7.
- Legislative, *HJR 4, SJR 2, SJR 5, SJR 7, SJR 9.
 - Commission provisions, *HJR 4, SJR 7, SJR 9.
 - Units established, SJR 2.
- Legislature
 - Federal court jurisdiction prohibited, *HJM 1.
 - Members increased, SJR 2, SJR 7.
- Representatives
 - Members increased, *HJR 4, SJR 5.
 - One per county minimum, SJR 5.

Reciprocal Legislation:

- Columbia interstate compact, ratification, SB 10.

Recreation: (see "Parks and Recreation")**Redistricting: (see "Reapportionment")****Resolutions:**

- Accounting practices study, legislative budget, central budget, universities and colleges, No. Ex. 14.....p. 86
- Allied daily newspapers, thanks extended, No. Ex. 26.....p. 282
- Association Washington industries, appreciation expressed, No. Ex. 22.....p. 230
- Bills, memorials, resolutions, indefinitely postponed, No. Ex. 29.....p. 283
- Blanchet high school basketball champions congratulated, No. Ex. 4.....p. 14
- Bone, Judge Homer T., name dam on Columbia river, No. Ex. 18.....p. 218
- Boxing study, investigation, athletic commission, No. Ex. 16.....p. 87
- Cherberg, John A., president of senate, commended, thanks expressed, No. Ex. 21.....p. 229

*(Asterisks indicate bills passed by both Senate and House.)

Resolutions—Continued**Columbia basin**

Development, farm-to-market roads, No. Ex. 8.....	p. 35
Project, budget construction increase, No. Ex. 13.....	p. 64
Donohue, Dwyla, commended, opera performance, No. Ex. 9.....	p. 42
Education board, update study, school district organization, No. 10.....	p. 43
Flag, Washington state, legislative council determine designer, No. Ex. 19.....	p. 224

House notified

Senate organized, No. Ex. 3.....	p. 5
Senate ready to adjourn sine die, No. Ex. 30.....	p. 283
National academy foreign affairs establishment, No. Ex. 6.....	p. 24
Personnel board, state employees, study, No. Ex. 7.....	p. 27
Public pension commission, volunteer firemen's pensions study, No. Ex. 23.....	p. 273
Puget sound naval shipyard commended, No. Ex. 5.....	p. 18
Recreation opportunities, salt, fresh water, legislative council study, No. Ex. 25 p.	281
Rosellini, Janey, congratulated, Washington state princess, No. Ex. 12.....	p. 67
Science center program participation, support, No. Ex. 15.....	p. 86

Senate

Committees; officers, constituted, No. Ex. 2.....	p. 5
Expenditures approved, president, secretary, No. Ex. 27, No. Ex. 28.....	pp. 282, 283
Journal, extraordinary session, preparation, indexing, No. Ex. 28.....	p. 283

Rules

Adopted, No. Ex. 1.....	p. 4
Amended, No. Ex. 17.....	p. 209
Washington state research council commended, No. Ex. 20.....	p. 229
Water rights acquisition, fisheries, game and game fish committees study, No. Ex. 24.....	p. 281
White house conference, education, congress consider another, No. Ex. 11.....	p. 63

Retirement:**Firemen, volunteer, pension**

Contributions, benefits increased, SB 37.	
Public pension commission study, resolution, No. Ex. 23.....	p. 273
Teachers, funds, investments, benefits, HB 46, *HB 50, Ch. 14.	

Rosellini, Janey:

Washington state cherry blossom festival princess, congratulated, resolution No. Ex. 12	p. 67
--	-------

Rules:

Debate limited, motion.....	p. 95
Legislative, joint, 39th session, revision, SCR 9.	
Senate	
Adopted, resolution No. Ex. 1.....	p. 4
New Rule 71 added, resolution No. Ex. 17.....	p. 209

Rulings of the President:

Absentees	
Call of senate, members excused, suspension of rules.....	p. 215
Amendments	
Adoption motion, action completed, orderly procedure.....	p. 200
Amounts changed, in order.....	p. 203
House bill, motion to recede, priority over insist.....	p. 274
Reconsideration, in order immediately.....	p. 149
Scope and object not enlarged, in order.....	p. 61
Bills	
Scope and object not enlarged, amendment in order.....	p. 61
Call of Senate	
Absent members excused, suspension of rules.....	p. 215
Consideration, question	
Member not recognized for purpose of debate, in order.....	p. 203

*(Asterisks indicate bills passed by both Senate and House.)

Rulings of the President—Continued**Debate**

Member not recognized, question of consideration in order.....	p. 203
Previous question demand sustained, not in order.....	p. 85
Suspension of rules, motion, out of order.....	p. 188

Motions

Adopt amendments, action completed, orderly procedure.....	p. 200
Positive placed first.....	p. 85
Recede, priority over insist.....	p. 274
Reconsideration	
Amendments, in order immediately.....	p. 149
Made, majority vote to revert order of business.....	p. 173
Suspend rules, not debatable.....	p. 188

Previous question

Demand sustained, placed immediately.....	p. 85
---	-------

Reconsideration

Amendments, in order immediately.....	p. 149
Immediately, suspension of rules necessary.....	pp. 33, 186
Notice given before adjournment, before 50th day.....	p. 169
Pending, right to move, continue to next day of sitting.....	p. 173
Special order of business, motion in order.....	p. 172

Resolutions

Senate, within province to direct.....	p. 88
--	-------

Rules

Motion for reconsideration made, majority vote to revert.....	p. 173
Suspension, two-thirds majority vote necessary.....	p. 48

Vote

Majority to revert, motion for reconsideration made.....	p. 173
Notice given before adjournment, before 50th day.....	p. 169
Reconsideration immediately	
Amendments, in order.....	p. 149
Suspension of rules necessary.....	pp. 33, 186

Salaries:

Committees, councils, legislative members, pay allowance, *SB 56, Ch. 7.
Legislators, state elective officials, established by general law, SJR 10.

School Districts:

Apportionment, deficiency appropriation, *SB 40, Ch. 6.

Bonds

Loans, indebtedness limit increased, SB 8, SB 17, Sub SB 8.
Permanent school fund guarantee, SJR 4.

Cities, first class, newly organized, organization provisions, SB 33.

Community colleges, establishment, *SB 19, Ch. 2.

Deficiency appropriation, *SB 40, Ch. 6.

Organization study updated, board of education, resolution No. Ex. 10.....
 p. 43 |

School building construction, bonds authorized, *SB 9, Ch. 26.

Science center, board directors, individual, supplement educational program,
visits, resolution No. Ex. 15.....
 p. 86 |

Schools:

Appropriations, omnibus, *HB 1, Ch. 21, P. V.

Buildings, construction, bonds authorized, *SB 9, Ch. 26.

Science Center:

Public support, participation encouraged, resolution No. Ex. 15.....
 p. 86 |

Secretary of the Senate:**Senate**

Employees' salaries, certify, resolution No. Ex. 28.....	p. 283
Expenditures approved, resolution No. Ex. 27.....	p. 282
Journal, extraordinary session, preparation, indexing, resolution No. Ex. 28 p.	283

*(Asterisks indicate bills passed by both Senate and House.)

Senate:

Pages, presentation appreciation	
Certificate, Dr. David C. Cowen.....	p. 56
Plaque, president and members.....	p. 174

Session Laws:

Printing appropriation, *SB 31, Ch. 1, *SB 53, Ch. 5.

Shellfish:

Commercial, privilege and catch fees, quarterly payments, delinquency penalties, *HB 37, Ch. 9.	
Food fish handlers, Columbia river district, privilege fee exemption, *HB 35, Ch. 10.	
Oregon Columbia river district privilege fee paid, imports exempt, *HB 35, Ch. 10.	

Sports:

Bowling, retail sales tax, SB 43.	
Boxing	
Athletic commission study, investigate, resolution No. Ex. 16.....	p. 87
Regulation, insurance, study, SCR 7.	

State Athletic Commission:

Boxing	
Regulation, insurance, study, SCR 7.	
Study, investigate, resolution No. Ex. 16.....	p. 87

State Auditor:

Message received, regarding SB 41.....	p. 228
--	--------

State Board of Education:

Community colleges, establishment, recommendations, studies, SB 30, *SB 19, Ch. 2.

State Finance Committee:

Juvenile correctional institution, bonds, *SB 25, Ch. 27.	
Outdoor recreational facilities development, bond issuance, *HB 6, Ch. 12.	
School plant facility, bonds, *SB 9, Ch. 26.	

State Government:

Appropriation, omnibus, 1963-65 biennium, *HB 1, Ch. 21, P. V.	
Capital improvement budget, 1963-65 biennium, *HB 26, Ch. 4.	
Civil defense, municipal utilities use authorized, SB 22.	
Governmental cooperation, joint interim committee re-established, *HCR 6.	
Legislators	
Election, appointment, state office, limitations repealed, SJR 10.	
Salaries established by general law, SJR 10.	
Officials	
Elective, salaries established by general law, SJR 10.	
Elected, salary increases, SB 55.	
Omnibus appropriation bill, 1963-65 biennium, *HB 1, Ch. 21, P. V.	
Personnel board, study, resolution No. Ex. 7.....	p. 27

State Public Pension Commission:

Established, duties, SB 11, *HB 66, Ch. 17.	
Members appointed, confirmed.....	pp. 275, 286
Volunteer firemen's pension study, resolution No. Ex. 23.....	p. 273

Statute Law Committee:

Appropriation, legislative bill drafting, *SB 31, Ch. 1, *SB 53, Ch. 5.	
House members appointed.....	p. 285

*(Asterisks indicate bills passed by both Senate and House.)

Superior Courts:

Joint tenancy, written instruments, *HB 65, Ch. 16.

Judges

Removal from office, causes, procedure, SJR 8.
Salary increase, SB 55.

Supreme Courts:

Death penalty, review, inquiry, recommendation, SB 21.

Judges

Removal from office, causes, procedure, SJR 8.
Salary increase, SB 55.

Superintendent of Public Instruction:

Appropriation, deficiency, 1961-63 biennium, *SB 40, Ch. 6.
Community college funds, administration, SB 30, *SB 19, Ch. 2.

Tax Commission:**Excise taxes**

Additional assessment, hearing orders, appeals, SB 44, *SB 54, Ch. 28.
Delinquent, penalties, SB 44, *SB 54, Ch. 28.

Returns

Collection, time extension, security deposits, SB 44, *SB 54, Ch. 28.
Information disclosure, internal revenue officers, SB 44, *SB 54, Ch. 28.

Taxes:

Aircraft fuel, imposed, SB 24.

B&O

Agent's advertising, promotional supplies, exempt, SB 44, *SB 54, Ch. 28.
Aluminum manufacturing, reduction, SB 42.
Executors, administrators, political subdivisions, included, SB 44, *SB 54, Ch. 28.

Excise

Additional assessments, hearing orders, appeals, SB 44, *SB 54, Ch. 28.
Delinquent, penalties, SB 44, *SB 54, Ch. 28.
Payment, time extension, security deposits, SB 44, *SB 54, Ch. 28.
Returns, information disclosure, internal revenue officers, SB 44, *SB 54, Ch. 28.

Fire protection district levies, forest lands exempt, *HB 23, Ch. 13.

Furs, raw, storage, out-of-state shipment, exempt, *SB 54, Ch. 28.

Income, federal, repeal, SJM 2.

Inheritance

Estate valuation, federal appraisalment, SB 44, *SB 54, Ch. 28.
Federal, *HB 29, Ch. 11.

Liquor, increase, revenue fund allocation revised, SB 12.

Motor vehicle

Excise, public school building construction, bond redemption, SB 9.
Fuel, out-of-state commercial vehicles, supply tank, *SB 27, Ch. 22.

Property

Exemptions, statutes study, SCR 6.
Fifty percent assessed valuation, enforcement, SB 1.
Payments, quarterly installments, SB 20.

Personal**In-transit**

Tax exempt, *SB 54, Ch. 28.
Time limit extended, SB 23.

Merchandise, raw furs, storage, out-of-state shipment, exempt, *SB 54, Ch. 28.

Real

Prohibits community college use, SB 30, *SB 19, Ch. 2.
Reassessment, revaluation, assessor's personal inspection not required, SB 1.

Sales

Bowling included, SB 43.
Colleges, universities, building construction, bond redemption, SB 6.

*(Asterisks indicate bills passed by both Senate and House.)

Taxes—Continued

Sales—Continued

Construction

- Juvenile correctional school, Echo lake, bond redemption, *SB 25, Ch. 27.
- Women's correctional institution, bond redemption, SB 28.
- Use, poultry production stock, exempt, SB 44, *SB 54, Ch. 28.
- Vending machines, gross receipts
 - Increased, SB 44.
 - Repealed, SB 29.
- Watershed protection, flood prevention, materials, services, exempt, SB 44, *SB 54, Ch. 28.

School districts, indebtedness, limit increased, SB 8, Sub SB 8, SB 17.

Taxing districts, maximum millage, computation, SB 1.

Tobacco products, excise tax administrative provisions applicable, SB 44, *SB 54, Ch. 28.

Use

- Motor vehicles, military personnel, out-of-state purchase, exempt, SB 44, *SB 54, Ch. 28.
- Out-of-state purchase, exemption time limit reduced, SB 44, *SB 54, Ch. 28.

Teachers:

Retirement funds, investments, membership, benefits, HB 46, *HB 50, Ch. 14.

Tobacco Products:

Excise tax, administrative, delinquency, SB 44, *SB 54, Ch. 28.

Toll Bridge Authority

Appropriation

- Construction, second Lake Washington bridge, SB 35, *HB 4, Ch. 3, P. V.
- Operations, Spokane river toll bridge, SB 35, *HB 4, Ch. 3, P. V.
- Reappropriations, projects continued, *HB 2, Ch. 15.

Bonds, revenue, state auditor's signature provisions, SB 35, *HB 4, Ch. 3, P. V.

Ferry service, tolls, rate study, SB 35, *HB 4, Ch. 3, P. V.

Toll charges, retention, operations provision removed, SB 51.

Toll Bridges: (see "Bridges")

Traffic Control:

Highways, signs, stripes, changes, regulations, SB 36, *HB 4, Ch. 3, P. V.

Violations, certain out-of-state, not recorded, SB 36, *HB 4, Ch. 3, P. V.

Transportation:

Cross-sound, long-range plan, study, appropriation, SB 34, *HB 4, Ch. 3, P. V.

Trucks and Trailers:

Combinations, certain, permitted, SB 36, *HB 4, Ch. 3, P. V.

Cook, bunk-house trailers, license plate exemption, SB 36, *HB 4, Ch. 3, P. V.

Licenses, gross weight fees, increased, SB 5, *HB 4, Ch. 3, P. V.

University of Washington:

District, liquor sales, permitted, SB 18.

Vending Machines:

Sales tax

Gross receipts, increased, SB 44.

Gross receipts, repealed, SB 29.

Venneberg, Rachael Susan:

Poem "A Goal for Americans" read.....p. 36

Voters and Voting:

Absentee ballots, provisions revised, *SB 45, Ch. 23.

List checking, voting places, *SB 46, Ch. 24.

*(Asterisks indicate bills passed by both Senate and House.)

Voters and Voting—Continued

- Recount requests, political party officers, *SB 47, Ch. 25.
- Registrars, deputy, first class cities, appointment, duties, SB 50.
- Voting record, check list authorized, *SB 46, Ch. 24.

Votes, Explanations and Protests :(see "Members")**Wahkiakum County:**

- Westport ferry operation reimbursement, SB 35, *HB 4, Ch. 3, P. V.

Washington, George:

- Portrait, mural, legislative building, study, *SCR 8.

Washington State University:

- Board of regents, governor's appointment, referral, confirmation.....
-pp. 25, 34, 53, 176, 190, 195, 210, 214, 222

Water

- Canal feasibility study, Puget Sound, Grays Harbor, Hood Canal, SCR 4, *HCR 10.
- Rights, acquisition option agreements, feasibility study, resolution No. Ex. 24...p. 281
- Salt, fresh, recreation opportunities, study, resolution No. Ex. 25.....p. 281
- Watershed protection, materials, labor, sales tax exempt, SB 44, *SB 54, Ch. 28.
- Watersheds, public recreational use, study, SCR 5.

Women:

- Correctional institution, construction, bonds, SB 28.

Wynoochee:

- Dam project, federal appropriation requested, *HJM 3.

Youth Conservation Corps:

- Federal enactment requested, *SJM 1.
- State, qualifications, salaries, forestry projects, SB 39.

*(Asterisks indicate bills passed by both Senate and House.)