The Senate was called to order at 10:00 a.m. by President Owen. The Secretary called the roll and announced to the President that all Senators were present with the exception of Senators Carrell, Fairley, Hargrove, Hewitt, Honeyford, McCaslin, Poulson, Rockefeller, Sheldon, Stevens and Weinstein.

The Sergeant at Arms Color Guard consisting of Pages Alexander Cobb and Andrea Hawley, presented the Colors. Pastor Jon Suané of the Calvary Chapel Church offered the prayer.

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

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

REPORTS OF STANDING COMMITTEES

January 17, 2007

SB 5042  Prime Sponsor, Berkey:  Regulating the business of insurance. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation:  Do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Benton, Franklin, Hatfield, Parlette, Prentice and Schoesler

Passed to Committee on Rules for second reading.

January 17, 2007

SB 5079  Prime Sponsor, Marr:  Including supreme court and court of appeals commissioners to solemnize marriages. Reported by Committee on Judiciary

MAJORITY recommendation:  Do pass. Signed by Senators Kline, Chair; Tom, Vice Chair, Carrell, Hargrove, McCaslin, Murray, Roach and Weinstein

Passed to Committee on Rules for second reading.

January 18, 2007

SB 5179  Prime Sponsor, Kastama:  Regarding the operation of snowmobiles. Reported by Committee on Natural Resources, Ocean & Recreation

MAJORITY recommendation:  Without recommendation. Signed by Senators Jacobsen, Chair; Rockefeller, Vice Chair, Fraser, Morton, Poulson, Spanel and Swecker

Passed to Committee on Transportation.

January 17, 2007

SB 5199  Prime Sponsor, Berkey:  Restricting small loan practices. Reported by Committee on Financial Institutions & Insurance

MAJORITY recommendation:  Do pass. Signed by Senators Berkey, Chair; Hobbs, Vice Chair; Benton, Franklin, Hatfield, Parlette, Prentice and Schoesler

Passed to Committee on Rules for second reading.

SJR 8207  Prime Sponsor, Eide:  Amending the Constitution to provide for a simple majority of voters voting to authorize a school levy. Reported by Committee on Early Learning & K-12 Education

MAJORITY recommendation:  Do pass. Signed by Senators McAuliffe, Chair; Tom, Vice Chair; Eide, Hobbs, Kufsmith, Oemig and Weinstein

MINORITY recommendation:  Do not pass. Signed by Senators Clements, Hewitt and Holmquist

Passed to Committee on Rules for second reading.

MESSAGES FROM THE STATE OFFICES

STATE OF WASHINGTON
Olympia, Washington 98504-5000

Mr. Thomas Hoemann
Secretary of the Senate
P.O. Box 40482
Olympia, Washington 98504-0482

Dear Mr. Hoemann:
Enclosed is Dept. of Social & Health Services, Children's Services Annual Quality Assurance Report. This report is mandated under RCW 43.20A. 870 AND RCW 74.13.031(5).

If you have any questions about the report, please call 360-902-7903.

The Dept. of Social & Health Services, Children's Services Annual Quality Assurance Report is on file in the Office of the
MESSAGES FROM THE STATE OFFICES

STATE OF WASHINGTON

January 17, 2007

Olympia, Washington 98504-5000

Mr. Thomas Hoemann
Secretary of the Senate
P.O. Box 40482
Olympia, Washington 98504-0482

Dear Mr. Hoemann:

Enclosed is Dept. of Community, Trade and Economic Development, Manufactured/Mobil Home Landlord-Tenant Complaint Determinations Report.

The Dept. of Community, Trade and Economic Development, Manufactured/Mobil Home Landlord-Tenant Complaint Determinations Report is on file in the Office of the Secretary of the Senate.

MESSAGES FROM THE STATE OFFICES

January 9, 2007

STATE OF WASHINGTON

Olympia, Washington 98504-5000

Mr. Thomas Hoemann
Secretary of the Senate
P.O. Box 40482
Olympia, Washington 98504-0482

Dear Mr. Hoemann:

Enclosed is Dept. of Corrections, Integrated Electronic Health Record System. This report is mandated under SHB 2573 (2006).

If you have any questions about the report, please call 360-725-8700.

Sincerely,
Harold W. Clarke, Secretary

The Dept. of Corrections, Integrated Electronic Health Record System is on file in the Office of the Secretary of the Senate.

MOTION

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

INTRODUCTION AND FIRST READING

SB 5422 by Senators Honeyford and Clements

AN ACT Relating to driving privileges; amending RCW 9A.48.090, 46.20.265, and 46.20.285; and prescribing penalties.

Referred to Committee on Judiciary.

SB 5423 by Senators Keiser, Pflug, Parlette, Franklin, Kastama, Marr, Tom, Delvin, Clements, Kilmer, Kohl-Welles and Kline

AN ACT Relating to improving the quality of health care through the use of health information technologies;
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amending RCW 41.05.021; adding a new section to chapter 82.04 RCW; providing an effective date; and providing an expiration date.

Referred to Committee on Health & Long-Term Care.

SB 5424 by Senators Keiser, Kohl-Welles, Kastama, Franklin, Rockefeller, Shin, Clements and Rasmussen

AN ACT Relating to background checks for health care providers; amending RCW 18.130.310; adding new sections to chapter 18.130 RCW; adding a new section to chapter 43.70 RCW; and providing an effective date.

Referred to Committee on Health & Long-Term Care.

SB 5425 by Senators Kohl-Welles, Hargrove, Stevens and Regala

AN ACT Relating to adding additional appropriate locations for the transfer of newborn children; amending RCW 13.34.360; and creating a new section.

Referred to Committee on Human Services & Corrections.

SB 5426 by Senators Sheldon and Rasmussen

AN ACT Relating to volunteer firefighters; and adding a new section to chapter 47.04 RCW.

Referred to Committee on Transportation.

SB 5427 by Senators Keiser, Kohl-Welles, Fairley, Marr, Franklin and Rasmussen

AN ACT Relating to participating in insurance plans and contracts by separated plan 2 members of certain retirement systems; and amending RCW 41.05.011.

Referred to Committee on Ways & Means.

SB 5428 by Senator Pflug

AN ACT Relating to distributions to the education legacy trust account; amending RCW 82.24.026, 28A.505.220, and 84.52.068; providing an effective date; and declaring an emergency.

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

SB 5429 by Senators Franklin and Kohl-Welles

AN ACT Relating to deductions from moneys received by an inmate; and amending RCW 72.09.480.

Referred to Committee on Human Services & Corrections.

SB 5430 by Senators Hobs, Fairley, Kilmer, Pridemore, Roach, Swecker, Shin, Benton, Rasmussen and Kohl-Welles

AN ACT Relating to shared leave for state employees in the uniformed services; amending RCW 41.04.665; adding a new section to chapter 41.04 RCW; adding a new section to chapter 43.79 RCW; providing an effective date; and declaring an emergency.

Referred to Committee on Government Operations & Elections.

AN ACT Relating to making adjustments to the recodification of the public records act; amending RCW 42.56.010 and 42.56.030; reenacting and amending RCW 42.56.270, 42.56.270, and 42.56.400; providing an effective date; and providing an expiration date.

SB 5431 by Senators Rasmussen, Schoesler, Jacobsen, Parlette, Hatfield and Shin

AN ACT Relating to a state public utility tax deduction for certain transportation activities with respect to agricultural commodities; and amending RCW 82.16.050.

Referred to Committee on Agriculture & Rural Economic Development.

SB 5432 by Senators Swecker, Roach, Hatfield, Zarelli, Kline, Brandland, Benton and Rasmussen

AN ACT Relating to allowing fire protection districts to have additional fire commissioners; and amending RCW 52.14.010, 52.14.015, 52.14.013, and 52.14.017.

Referred to Committee on Government Operations & Elections.

SB 5433 by Senators Schoesler, Rasmussen, Morton, Swecker, Brandland and Honeyford

AN ACT Relating to exempting public work performed by fire district employees from competitive bidding requirements; and amending RCW 52.14.110.

Referred to Committee on Labor, Commerce, Research & Development.

SB 5434 by Senators Poulsen, Schoesler, Kastama, Zarelli, Prentice, Regala, Benton and Rasmussen

AN ACT Relating to the excise taxation of sales of tangible personal property originating from or destined to foreign countries; adding a new section to chapter 82.04 RCW; adding a new section to chapter 82.08 RCW; and creating a new section.

Referred to Committee on Economic Development, Trade & Management.

SB 5435 by Senators Kauffman, Pflug, Swecker and Keiser

AN ACT Relating to the public records exemptions accountability committee; and adding a new section to chapter 42.56 RCW.

Referred to Committee on Government Operations & Elections.

SB 5436 by Senators Pflug, Swecker and Kauffman

AN ACT Relating to the statute of limitations for actions under the public records act; and reenacting and amending RCW 42.56.550.

Referred to Committee on Government Operations & Elections.

SB 5437 by Senators Pflug, Swecker and Kauffman

AN ACT Relating to adding a new section to chapter 47.04 RCW; reenacting and amending RCW 42.56.010; adding a new section to chapter 42.56.400; providing an effective date; and declaring an emergency.

Referred to Committee on Agriculture & Rural Economic Development.
SB 5444 by Senators Carrell, Kline, Holmquist, Swecker, Morton, Hewitt, McAuliffe, Tom, Sheldon, Honeyford, Clements, Schoeler, Brandland, Benton, Roach, Zarelli, Spanel, Marr, Kohl-Welles, Eide, Oemig, McCaslin, Shin, Pflug, Delvin, Rasmussen, Fairley, Weinstein, Kastama, Parlette, Stevens, Kilmer, Hatfield, Jacobsen, Haugen, Rockefeller and Keiser

AN ACT Relating to adequate notice to property owners regarding acquisition of property for public purposes through the exercise of eminent domain; amending RCW 8.12.530; adding a new section to chapter 8.25 RCW; adding a new section to chapter 8.04 RCW; adding a new section to chapter 8.08 RCW; adding a new section to chapter 8.12 RCW; adding a new section to chapter 8.16 RCW; and adding a new section to chapter 8.20 RCW.

Referred to Committee on Judiciary.

SB 5445 by Senators Jacobsen, Morton and Rasmussen

AN ACT Relating to cost-reimbursement agreements under chapter 78.52 RCW; and adding a new section to chapter 78.52 RCW.

Referred to Committee on Water, Energy & Telecommunications.

SB 5446 by Senators Keiser, Prentice, Brown, Kohl-Welles, Kline, Fairley, Tom, Murray, Rockefeller, Regala and Spanel

AN ACT Relating to extending existing mental health parity requirements to individual and small group plans; amending RCW 48.21.241, 48.44.341, 48.46.291, and 48.41.110; adding a new section to chapter 48.20 RCW; adding a new section to chapter 48.41 RCW; repealing RCW 48.21.240, 48.44.340, and 48.46.290; and providing an effective date.

Referred to Committee on Health & Long-Term Care.

SB 5447 by Senators Hatfield, Jacobsen, Honeyford, Hargrove, Poulsen, Benton and Rasmussen

AN ACT Relating to ensuring a sustainable coastal Dungeness crab fishery; adding a new section to chapter 77.12 RCW; adding a new section to chapter 77.70 RCW; creating a new section; and providing an expiration date.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5448 by Senators Swecker, Benton, Sheldon, Pflug and Delvin

AN ACT Relating to parent taught driver training education courses; and amending RCW 28A.220.020, 46.82.280, 46.82.290, and 46.82.300.

Referred to Committee on Transportation.

SB 5449 by Senators Swecker, Rockefeller, Jacobsen, Kastama, Clements, Pflug, Haugen, Benton and Rasmussen

AN ACT Relating to authorizing voluntary environmental management and incentive zone plans for subareas; amending RCW 36.70A.060; adding a new section to

Referred to Committee on Transportation.

SB 5438 by Senators Eide, Rockefeller, Kohl-Welles, Keiser, Rasmussen, Pridemore, Shin, McAuliffe and Benton

AN ACT Relating to after-school care programs; adding a new section to chapter 28A.215 RCW; creating a new section; and providing an effective date.

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

SB 5439 by Senators Eide, Haugen, McAuliffe, Benton, Rasmussen and Kohl-Welles

AN ACT Relating to protecting frail elders and vulnerable adults and persons with developmental disabilities from perpetrators who commit their crimes while providing transportation, within the course of their employment, to frail elders and vulnerable adults and persons with developmental disabilities; amending RCW 9A.44.050 and 9A.44.100; prescribing penalties; and declaring an emergency.

Referred to Committee on Judiciary.

SB 5440 by Senators Keiser, Kauffman and Rockefeller

AN ACT Relating to public facilities districts and regional centers under the authority of such districts; amending RCW 35.57.010 and 82.14.390; adding a new section to chapter 82.08 RCW; and adding a new section to chapter 82.12 RCW.

Referred to Committee on Government Operations & Elections.

SB 5441 by Senators Hobbs, Fairley, Holmquist, Rasmussen, Kohl-Welles, Franklin, Fraser, Tom, Zarelli, Parlette, Clements, Rockefeller, Shin, McAuliffe, Benton and Kilmer

AN ACT Relating to improving veterans' access to services; and creating a new section.

Referred to Committee on Government Operations & Elections.

SB 5442 by Senators Hobbs, Shin, Hewitt, Zarelli, Swecker, Roach, Clements, Kauffman, Kilmer, Pridemore, Hatfield, Keiser, Parlette, Haugen, McAuliffe, Delvin, Benton, Rasmussen and Holmquist

AN ACT Relating to tuition waivers for eligible veteran or national guard medal recipients; and amending RCW 28B.15.621 and 28B.15.910.

Referred to Committee on Higher Education.

SB 5443 by Senators Kohl-Welles and Keiser

AN ACT Relating to the suppression of workers' compensation claims; amending RCW 51.28.010, 51.28.025, and 51.28.050; and prescribing penalties.

Referred to Committee on Labor, Commerce, Research & Development.
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chapter 36.70A RCW; creating a new section; and making an appropriation.

Referred to Committee on Government Operations & Elections.

SB 5450 by Senators Rasmussen, McAuliffe, Tom and Keiser

AN ACT Relating to students with disabilities; adding a new section to chapter 28A.155 RCW; creating new sections; and declaring an emergency.

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

SB 5451 by Senators Rasmussen and McAuliffe

AN ACT Relating to the certificate of individual achievement for students with disabilities; and amending RCW 28A.155.045.

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

SB 5452 by Senator Rockefeller

AN ACT Relating to providing for reunification after termination of parental rights; amending RCW 13.34.200; adding a new section to chapter 13.34 RCW; and creating new sections.

Referred to Committee on Human Services & Corrections.

SB 5453 by Senators Morton, Clements and Stevens

AN ACT Relating to registration of contractors; amending RCW 18.27.020, 18.27.030, 18.27.040, and 18.27.200; and prescribing penalties.

Referred to Committee on Labor, Commerce, Research & Development.

SB 5454 by Senators Morton and Rasmussen

AN ACT Relating to rural public utility districts; adding a new section to chapter 82.16 RCW; adding a new section to chapter 54.16 RCW; creating a new section; providing an effective date; and declaring an emergency.

Referred to Committee on Water, Energy & Telecommunications.

SB 5455 by Senators Morton and Rasmussen

AN ACT Relating to community revitalization partnerships in distressed counties; adding a new chapter to Title 43 RCW; making appropriations; providing an effective date; and providing an expiration date.

Referred to Committee on Agriculture & Rural Economic Development.

SB 5456 by Senator Morton

AN ACT Relating to nonresidents’ participation in hunting and organized shooting events; and amending RCW 9.41.170.

Referred to Committee on Government Operations & Elections.

SB 5457 by Senators Morton and Benton

AN ACT Relating to special meetings; and amending RCW 42.30.080.

Referred to Committee on Government Operations & Elections.

SB 5458 by Senators Morton, Benton and Rasmussen

AN ACT Relating to excluding disability benefits related to the performance of military duties from the income calculation for the retired person property tax relief program; amending RCW 84.36.383; and creating a new section.

Referred to Committee on Government Operations & Elections.

SB 5459 by Senators Haugen, Swecker, McAuliffe, Benton and Rasmussen

AN ACT Relating to Washington state patrol longevity bonuses; and adding a new section to chapter 43.43 RCW.

Referred to Committee on Transportation.

SB 5460 by Senators Swecker, Fraser, Jacobsen, Morton and Hargrove

AN ACT Relating to clarifying the authority of the department of natural resources with respect to certain aquatic lands; and amending RCW 79.105.210 and 79.120.040.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5461 by Senators Morton, Jacobsen, Fraser, Hatfield, Hargrove, Benton, Sheldon and Rasmussen

AN ACT Relating to continuing the use of contract harvesting for improving forest health on Washington state trust lands; creating a new section; and repealing 2004 c 218 s 10 (uncodified).

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5462 by Senators Jacobsen, Hargrove, Morton, Rockefeller and Shin

AN ACT Relating to maintaining deductions from proceeds of transactions authorized on state lands as determined by the board of natural resources; and amending RCW 79.64.040.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5463 by Senators Jacobsen, Rockefeller, Morton, Shin and Rasmussen

AN ACT Relating to forest fire protection assessments; and amending RCW 76.04.610.
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Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5464 by Senators Jacobsen, Swecker, Morton, Hatfield, Rockefeller, Schoesler and Hargrove

AN ACT Relating to the inclusion of the department of natural resources' law enforcement officers in the Washington public safety employees' retirement system by adding the department of natural resources to the definition of "employer" under chapter 41.37 RCW; and amending RCW 41.37.010.

Referred to Committee on Natural Resources, Ocean & Recreation.

SB 5465 by Senators Schoesler, Kline, Carrell and Hatfield

AN ACT Relating to clarifying the process for restoration of the right to possess firearms; amending RCW 9.41.040, 9.41.047, 9.41.070, and 46.20.265; and creating a new section.

Referred to Committee on Judiciary.

SB 5466 by Senators Shin, Delvin, Kilmer, Holmquist, Keiser, Parlette, Kohl-Welles, Clements and McAuliffe

AN ACT Relating to increasing the operating fee waiver authority for Central Washington University; amending RCW 28B.15.910; providing an effective date; and declaring an emergency.

Referred to Committee on Higher Education.

SB 5467 by Senators Keiser, Pflug, Parlette, Kastama, Franklin, Fairley, Weinstein, Marr, Tom, Brown, Hargrove, Zarelli, McAuliffe, Regala, Clements, Kilmer, Oemig, Pridemore, Rasmussen, Kohl-Welles, Benton, Kline and Roach

AN ACT Relating to creating the individual and family services program for people with developmental disabilities; adding a new section to chapter 71A.12 RCW; and creating new sections.

Referred to Committee on Health & Long-Term Care.

SB 5468 by Senators Oemig, Zarelli, Regala and Schoesler

AN ACT Relating to the administration of tax programs administered by the department of revenue; amending RCW 82.16.120, 82.24.120, 82.24.135, 82.24.280, 82.32.033, 82.32.050, 82.32.100, 82.32.130, 82.32.140, 82.32.160, 82.32.170, 82.45.100, 84.12.260, 84.16.036, 84.36.815, 84.36.820, 84.36.825, 84.36.830, and 84.36.840; adding a new section to chapter 82.32 RCW; and creating new sections.

Referred to Committee on Ways & Means.

SB 5469 by Senators Prentice, Parlette, Franklin, Benton, Hobbs, Keiser and Schoesler

AN ACT Relating to pawnbrokers; and amending RCW 19.60.060 and 19.60.061.

Referred to Committee on Financial Institutions & Insurance.

SB 5470 by Senators Hargrove, Stevens, McAuliffe, Brown and Regala


Referred to Committee on Human Services & Corrections.

SB 5471 by Senators Stevens, Hargrove, Hobbs, Clements, Sheldon, Pridemore, Kilmer, Rasmussen, Rockefeller, Swecker, Roach and Benton

AN ACT Relating to limiting the power of cities and towns to license businesses; and amending RCW 35.22.280, 35.23.440, and 35.27.370.

Referred to Committee on Government Operations & Elections.

SB 5472 by Senators Kastama, Holmquist, Rasmussen, Regala, Marr, Carrell, Hargrove, Roach, Jacobsen, Kilmer, Sheldon, Swecker, Shin, Franklin, Clements and Keiser

AN ACT Relating to a pilot program for family counseling; creating a new section; and making an appropriation.

Referred to Committee on Human Services & Corrections.

SB 5473 by Senators Oemig, Morton, Regala and Clements

AN ACT Relating to changing the definition of floodway in the shoreline management act; and amending RCW 90.58.030.

Referred to Committee on Water, Energy & Telecommunications.

SB 5474 by Senators Oemig, Morton, Rockefeller and Regala

AN ACT Relating to providing a one-year extension for shoreline master program updates in RCW 90.58.080; and amending RCW 90.58.080.

Referred to Committee on Water, Energy & Telecommunications.

SB 5475 by Senators Poulsen, Honeyford, Regala and Kohl-Welles

AN ACT Relating to underground storage tanks; amending RCW 90.76.005, 90.76.010, 90.76.020, 90.76.050, 90.76.070, 90.76.080, 90.76.090, 90.76.110, 43.21B.300, 43.131.393, and 43.131.394; and repealing RCW 90.76.120.

Referred to Committee on Water, Energy & Telecommunications.

SB 5476 by Senators Shin, Berkey, Schoesler, Kohl-Welles, Delvin, Spanel, Hewitt, McAuliffe and Rasmussen
AN ACT Relating to a mentoring program for students in grades eight through twelve; adding a new section to chapter 28B.35 RCW; creating a new section; and making appropriations.

Referred to Committee on Higher Education.

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

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

MOTION
Senator Fraser moved adoption of the following resolution:

SENATE RESOLUTION
8604

By Senators Fraser, Roach, Kohl-Welles, Parlette, McCaslin, Pridemore, Fairley, Eide, Rasmussen, Oemig, Spanel, Benton, Hatfield, Honeyford, Keiser, Kauffman, Franklin, Stevens, Regala, Hobbs, Prentice and Haugen

WHEREAS, In 1910 Washington State distinguished itself by becoming the first state in the twentieth century and the fifth state in the nation to permanently enact women's suffrage; and
WHEREAS, This right is contained in the 5th Amendment to the Washington State Constitution, which was approved by the all-male Legislature in 1909 and by the all-male voters in 1910; and
WHEREAS, Washington's action inspired and reinvigorated the national suffrage movement, which culminated in the passage of the 19th Amendment to the United States Constitution in 1920, assuring all women in the nation the right to vote; and
WHEREAS, 2010 will mark the one hundredth anniversary of women's suffrage in Washington State; and
WHEREAS, In commemorating the Washington Women's Suffrage Centennial, Washingtonians will be celebrating the basic inclusive principles of democracy, the long and arduous road to achievement of women's suffrage, and the continually expanding roles of women in public and private life; and
WHEREAS, The Washington Women's History Consortium has been charged by the Legislature with providing leadership for statewide and community celebrations of the centennial of women's suffrage; and
WHEREAS, Public information about the Washington women's suffrage movement and centennial is available today in the Columbia Room of the Legislative Building;
NOW, THEREFORE, BE IT RESOLVED, That the Washington State Senate:
(1) Recognize the centrality of women's suffrage to democratic values; and
(2) Express appreciation to those who have prepared public exhibits for the Legislative Building; and
(3) Encourage all to visit, enjoy, and learn from these displays and exhibitors; and
BE IT FURTHER RESOLVED, That copies of this resolution be immediately transmitted by the Secretary of the Senate to the Washington Women's History Consortium.

Senators Fraser, Roach, Haugen and Brown spoke in favor of adoption of the resolution.

The President declared the question before the Senate to be the adoption of Senate Resolution No. 8604.

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