

**SECOND DAY**

**MORNING SESSION**

Senate Chamber, Olympia, Tuesday, January 11, 2005  
The Senate was called to order at 11:00 a.m. by President Owen. The Secretary called the roll and announced to the President that all members were present.

**MOTION**

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

**MOTION**

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

**MESSAGES FROM THE STATE OFFICES**

January 7, 2005

**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 Accountability Audit Report, Washington State Potato Commission.

If you have any questions about the report, please call Washington State Auditors Office at 902-0370.

Sincerely,

Brian Sonntag, State Auditor

The Accountability Audit Report, Washington State Potato Commission is on file in the Office of the Secretary of the Senate.

**MESSAGE FROM THE STATE OFFICES**

January 7, 2005

**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 Financial Statements Audit, Washington State Potato Commission. This report is mandated under Chapter 41.40 and 41.45 RCW.

If you have any questions about the report, please call Washington State Auditors Office at 902-0370.

Sincerely,

Brian Sonntag, State Auditor

The Financial Statements Audit, Washington State Potato Commission is on file in the Office of the Secretary of the Senate.

**MESSAGES FROM THE STATE OFFICES**

January 4, 2005

**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 Washington State Institute for Public Policy, Washington State's Family Integrated Transitions Program for Juvenile Offenders.

If you have any questions about the report, please call Roxanne Lieb at 586-2768.

Sincerely,

Roxanne Lieb, Director

The Washington State Institute for Public Policy, Washington State's Family Integrated Transitions Program for Juvenile Offenders is on file in the Office of the Secretary of the Senate.

**MESSAGE FROM THE STATE OFFICES**

January 3, 2005

**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 Washington State Institute for Public Policy, Final Report on Alternative Routes to Teacher Certification in Washington State.

If you have any questions about the report, please call Roxanne Lieb at 586-2745.

Sincerely,

Roxanne Lieb, Director

The Washington State Institute for Public Policy, Final Report on Alternative Routes to Teacher Certification in Washington State is on file in the Office of the Secretary of the Senate.

**MESSAGE FROM THE STATE OFFICES**

December 30, 2004

**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 Accountability Audit Report, Grays Harbor College.

If you have any questions about the report, please call Washington State Auditors Office at 902-0370.

Sincerely,

Brian Sonntag, State Auditor

The Accountability Audit Report, Grays Harbor College is on file in the Office of the Secretary of the Senate.

**MESSAGE FROM THE SECRETARY OF STATE**

The Honorable President of the Senate  
Legislature of the State of Washington  
Olympia, Washington 98504

IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed the Seal of the state of Washington, this 26th day of  
March, 2004.

SAM REED, Secretary of State  
(Seal)

MR. PRESIDENT:

We respectfully transmit for your consideration the following  
bill which was vetoed by the Governor, together with the official  
veto message setting forth his objection to the section or item of  
the bill, as required by Article III, section 12, of the Washington  
State Constitution:

Substitute Senate Bill No. 5677-S  
Senate Bill No. 6561  
Substitute Senate Bill No. 6636

IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed the Seal of the state of Washington, this 1st day of  
April, 2004.

SAM REED, Secretary of State  
(Seal)

MESSAGE FROM THE SECRETARY OF STATE

The Honorable President of the Senate  
Legislature of the State of Washington  
Olympia, Washington 98504

MR. PRESIDENT:

We respectfully transmit for your consideration the following  
bill which was partially vetoed by the Governor, together with the  
official veto message setting forth his objections to the sections or  
items of the bill, as required by Article III, section 12, of the  
Washington State Constitution:

Engrossed Second Substitute Senate Bill No. 6274

IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed the Seal of the state of Washington, this 26th day of  
March, 2004.

SAM REED, Secretary of State  
(Seal)

MESSAGE FROM THE SECRETARY OF STATE

The Honorable President of the Senate  
Legislature of the State of Washington  
Olympia, Washington 98504

MR. PRESIDENT:

We respectfully transmit for your consideration the following  
bill which was partially vetoed by the Governor, together with the  
official veto message setting forth his objections to the sections or  
items of the bill, as required by Article III, section 12, of the  
Washington State Constitution:

Substitute Senate Bill No. 6599

IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed the Seal of the state of Washington, this 1st day of  
April, 2004.

SAM REED, Secretary of State  
(Seal)

MOTION

On motion of Senator Eide, the vetoed and partially vetoed  
bills were held at the desk.

MOTION

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

MESSAGE FROM THE HOUSE

January 11, 2005

MESSAGE FROM THE SECRETARY OF STATE

The Honorable President of the Senate  
Legislature of the State of Washington  
Olympia, Washington 98504

MR. PRESIDENT:

We respectfully transmit for your consideration the following  
bill which was partially vetoed by the Governor, together with the  
official veto message setting forth his objections to the sections or  
items of the bill, as required by Article III, section 12, of the  
Washington State Constitution:

Substitute Senate Bill No. 5733

IN TESTIMONY WHEREOF, I have hereunto set my hand  
and affixed the Seal of the state of Washington, this 26th day of  
March, 2004.

SAM REED, Secretary of State  
(Seal)

MR. PRESIDENT:

The Speaker has signed:  
HOUSE CONCURRENT RESOLUTION NO. 4400,  
HOUSE CONCURRENT RESOLUTION NO. 4401,  
HOUSE CONCURRENT RESOLUTION NO. 440,  
and the same are herewith transmitted.

RICHARD NAFZIGER, Chief Clerk

SIGNED BY THE PRESIDENT

MR. SPEAKER:

The President has signed:  
HOUSE CONCURRENT RESOLUTION NO. 4400,  
HOUSE CONCURRENT RESOLUTION NO. 4401,  
HOUSE CONCURRENT RESOLUTION NO. 4402,

MOTION

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

INTRODUCTION AND FIRST READING

SB 5039 by Senators Rasmussen, Schoesler and Shin

AN ACT Relating to milk and milk products; amending RCW  
15.36.051, 15.36.231, and 15.36.241; providing an effective  
date; and declaring an emergency.

Referred to Committee on Agriculture & Rural Economic  
Development.

MESSAGE FROM THE SECRETARY OF STATE

The Honorable President of the Senate  
Legislature of the State of Washington  
Olympia, Washington 98504

MR. PRESIDENT:

We respectfully transmit for your consideration the following  
bill which was partially vetoed by the Governor, together with the  
official veto message setting forth his objections to the sections or  
items of the bill, as required by Article III, section 12, of the  
Washington State Constitution:

Substitute Senate Bill No. 6225

SB 5040 by Senators Shin, Hewitt, Mulliken and Sheldon

AN ACT Relating to providing additional funding for the community economic revitalization board's programs; amending RCW 43.160.060; adding a new section to chapter 43.176 RCW; and making an appropriation.

Referred to Committee on International Trade & Economic Development.

SB 5041 by Senators McCaslin and Kline

AN ACT Relating to discretionary weapons enhancements for sentence ranges; amending RCW 9.94A.533; and prescribing penalties.

Referred to Committee on Judiciary.

SB 5042 by Senator McCaslin

AN ACT Relating to tolling the statute of limitations for felonies; and amending RCW 9A.04.080.

Referred to Committee on Judiciary.

MOTION

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

MOTION

At 11:12 a.m., on motion of Senator Eide, the Senate was declared to be at ease to retire to the House of Representatives for a Joint Session to hear the State of the State Address.

JOINT SESSION

Pursuant to House Concurrent Resolution No. 4400, Speaker of the House Frank Chopp, called the Joint Session to order.

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

Speaker Chopp instructed the Sergeant at Arms of the House and the Sergeant at Arms of the Senate to escort the President of the Senate, Lieutenant Governor Brad Owen to seats at the Rostrum.

Senators were invited to seats within the House Chamber.

The Clerk called the roll of the House. The Clerk called the roll of the Senate.

A quorum of the Legislature was present.

Speaker Chopp: "The first purpose of this Joint Session is to comply with the Constitutional requirement of canvassing the vote for and against referenda and initiatives and for the constitutional elective officers."

MESSAGE FROM SECRETARY OF STATE

MR. SPEAKER:

I, Sam Reed, Secretary of State of the State of Washington, do hereby certify that according to the provisions of RCW 29A.60.260, I have canvassed the returns of the 2,883,499 votes cast by the 3,514,078 registered voters of the state for and against the initiatives and referendum which were submitted to the vote of the people at the state general election held on the 2nd day of November, 2004, as received from the County Auditors.

Initiative Measure No. 872

"Initiative Measure No. 872 concerns elections for partisan offices.

This measure would allow voters to select among all candidates in a primary. Ballots would indicate candidates' party preference. The two candidates receiving most votes advance to the general election, regardless of party."

Yes	1,632,225
No	1,095,190

Initiative Measure No. 884

"Initiative Measure No. 884 concerns dedicating funds designated for educational purposes. This measure would create an education trust fund for smaller classes, extended learning programs, certain salary increases, preschool access, and expanded college enrollments and scholarships, funded by increasing retail sales tax by 1%."

Yes	1,102,996
No	1,654,112

Initiative Measure No. 892

"Initiative Measure No. 892 concerns authorizing additional "electronic scratch ticket machines" to reduce property taxes.

This measure would authorize licensed non-tribal gambling establishments to operate the same type and number of machines as tribal governments, with a portion of tax revenue generated used to reduce state property taxes."

Yes	1,069,414
No	1,711,785

Referendum Measure No. 55

"The legislature passed Engrossed Second Substitute House Bill 2295 (ESSHB 2295) concerning charter public schools. This bill would authorize charter public schools and would set conditions on operations. Charter schools would be operated by qualified nonprofit corporations, under contracts with local education boards, and allocated certain public funds."

Yes	1,122,964
No	1,572,203

Initiative Measure No. 297

"Initiative Measure No. 297 concerns "mixed" radioactive and nonradioactive hazardous waste. This measure would add new provisions concerning "mixed" radioactive and nonradioactive hazardous waste, requiring cleanup of contamination before additional waste is added, prioritizing cleanup, providing for public participation and enforcement through citizen lawsuits."

Yes	1,812,581
No	810,795

IN WITNESS WHEREOF, I have set my hand and affixed the official seal of the state of Washington, this 30<sup>th</sup> day of November, 2004.

SAM REED, Secretary of State

I further certify that, according to the provisions of RCW 43.07.030, I have canvassed the returns of the votes cast at the state general election held on the 2<sup>nd</sup> day of November, 2004, for all federal, statewide, legislative and joint judicial offices, and that the votes cast for candidates for these offices are as follows:

Office	Division	District	Position	Name	Party	Votes
President/Vice President				John Kerry/John Edwards	D	1,510,201
				George Bush/Dick Cheney	R	1,304,894
				Michael Badnarik/Richard V. Campagna	L	11,955
				John Parker/Teresa Gutierrez	WW	1,077
				David Cobb/Patricia Lamarche	G	2,974
				James Harris/Margaret Trowe	SW	547
				Michael Anthony Peroutka/Chuck Baldwin	C	3,922
				Bill Van Auken/Jim Lawrence	SE	231
				Ralph Nader/Peter Camejo	I	23,283
	US Senator				Patty Murray	D
				"George R. Nethercutt, Jr."	R	1,204,584
				J. Mills	L	34,055
US Representative	1			Mark B. Wilson	G	30,304
				Jay Inslee	D	204,121
US Representative	2			Randy Eastwood	R	117,850
				Charles Moore	L	5,798
US Representative	3			Rick Larsen	D	202,383
				Suzanne Sinclair	R	106,333
US Representative	4			Bruce Guthrie	L	7,966
				Brian Baird	D	193,626
US Representative	5			Thomas A. Crowson	R	119,027
				Sandy Matheson	D	92,486
US Representative	6			Doc Hastings	R	154,627
				Don Barbieri	D	121,333
US Representative	7			Cathy McMorris	R	179,600
				Norm Dicks	D	202,919
US Representative	8			Doug Cloud	R	91,228
				Jim McDermott	D	272,302
US Representative	9			Carol Cassady	R	65,226
				Dave Ross	D	157,148
US Representative	9			Dave Reichert	R	173,298
				Spencer Garrett	L	6,053
Governor				Adam Smith	D	162,433
				Paul J. Lord	R	88,304
Lt. Governor				Robert F. Losey	G	5,934
				Christine Gregoire	D	1,371,153
Secretary of State				Dino Rossi	R	1,371,414
				Ruth Bennett	L	63,346
State Treasurer				Brad Owen	D	1,443,505
				Jim Wiest	R	1,019,790
State Auditor				Jocelyn A Langlois	L	117,147
				Bern Haggerty	G	73,328
Attorney General				Laura Rudeman	D	1,209,299
				Sam Reed	R	1,369,421
Commissioner of Public Lands				Jacqueline Passey	L	82,097
				Mike Murphy	D	1,575,499
Superintendent of Public Instruction				Oscar S. Lewis	R	941,754
				John Sample	L	96,144
Insurance Commissioner				Brian Sonntag	D	1,668,575
				Will Baker	R	841,772
State Supreme Court Justice				Jason G. Bush	L	101,161
				Deborah Senn	D	1,163,964
State Supreme Court Justice	1			Rob McKenna	R	142,568
				J. Bradley Gibson	L	56,792
State Supreme Court Justice	1			Paul Richmond	G	44,020
				Mike Cooper	D	1,223,207
State Supreme Court Justice	1			Doug Sutherland	R	1,309,441
				Steve Layman	L	88,171
State Supreme Court Justice	1			Teresa (Terry) Bergeson	NP	1,293,560
				Judith Billings	NP	1,036,912
State Supreme Court Justice	1			Mike Kreidler	D	1,393,764
				John Adams	R	1,058,583
State Supreme Court Justice	1			Stephen D. Steele	L	107,295
				Jim Johnson	NP	1,178,194
State Supreme Court Justice	1			Mary Kay Becker	NP	1,086,319

SECOND DAY, JANUARY 11, 2005

Office	Division	District	Position	Name	Party	Votes
State Supreme Court Justice		5		Barbara Madsen	NP	1,892,177
State Supreme Court Justice		6		Richard B. Sanders	NP	1,310,998
				Terry Sebring	NP	837,077
Court of Appeals	2	3	2	C.C. Bridgewater	NP	167,222
Court of Appeals	3	2	1	Dennis J. Sweeney	NP	113,621
Superior Court Judge			1	William D. (Bill) Acey	NP	9,940
Superior Court Judge			1	Rebecca M. Baker	NP	19,111
Superior Court Judge			2	Allen C. Nielson	NP	17,990
Superior Court Judge			1	Alan R. Hancock	NP	30,579
Superior Court Judge			2	Vickie I. Churchill	NP	29,939
Superior Court Judge			1	"E. Thompson ""Tom"" Reynolds"	NP	9,966
Superior Court Judge			1	Joel Penoyar	NP	8,988
State Senator			1	Rosemary McAuliffe	D	33,389
				Jason Bontrager	R	25,229
State Representative		1	1	Al O'Brien	D	31,238
				Jeff Merrill	R	25,037
				Terry Bartlett Buholm	L	1,872
State Representative		1	2	Mark Ericks	D	29,767
				Joshua Freed	R	28,313
State Senator		2		Marilyn Rasmussen	D	28,395
				Deryl McCarty	R	25,438
State Representative		2	1	Dennis Townsend	D	25,478
				Jim McCune	R	27,528
State Representative		2	2	Glen Nutter	D	22,835
				Tom Campbell	R	30,505
State Senator		3		Lisa Brown	D	25,930
				Mike Casey	R	15,647
State Representative		3	1	Alex Wood	D	25,237
				David Stevens	R	15,724
		3	2	Timm Ormsby	D	23,765
				Ryan Leonard	R	16,634
State Senator		4		Tim Hattenburg	D	23,437
				Bob McCaslin	R	34,447
State Representative		4	1	Jim Peck	D	21,905
				Larry Crouse	R	35,071
		4	2	Ed Foote	D	19,356
				Lynn Schindler	R	37,323
State Senator		5		Kathy Huckabay	D	26,457
				Cheryl Pflug	R	38,186
				Jaime Capili	L	1,327
State Representative		5	1	Jeff Griffin	D	28,273
				Jay Rodne	R	33,417
				Keith Kemp	L	2,122
		5	2	Barbara deMichele	D	27,200
				Glenn Anderson	R	34,283
				Beau Gunderson	L	1,922
State Senator		6		Laurie Dolan	D	32,104
				Brad Benson	R	33,312
State Representative		6	1	Don A. Barlow	D	29,775
				John Serben	R	32,136
			2	Douglas Dobbins	D	24,580
				John E. Ahern	R	37,755
State Representative		7	1	Jack Miller	D	17,327
				Bob Sump	R	33,863
				Dave Wordinger	L	1,621
State Representative		7	2	Yvette Joseph	D	17,422
				Joel Kretz	R	32,578
State Senator		8		John David	D	15,486
				Jerome Delvin	R	37,360
State Representative		8	1	Rick Dillender	D	14,054
				Shirley Hankins	R	38,546
State Representative		8	2	Jerad Koeppe	D	15,734
				Larry Haler	R	36,404
State Senator		9		Gail Rowland	D	16,387
				Mark G. Schoesler	R	32,105
State Representative		9	1	Sean Gallegos	D	15,960
				Don Cox	R	32,018

## JOURNAL OF THE SENATE

Office	Division	District	Position	Name	Party	Votes
State Representative		9	2	Eileen (Mac) Maccoll	D	18,115
				David Buri	R	28,964
State Senator		10		Mary Margaret Haugen	D	31,196
				April Lynne Axtheim	R	29,219
				Brett Wilhelm	L	1,653
State Representative		10	1	Nancy Conard	D	28,415
				Chris Strow	R	30,228
				Tom Bronkema	L	1,728
State Representative		10	2	Mark L. Norton	D	22,894
				Barbara Baily	R	34,899
				Lew Randall	L	1,903
State Senator		11		Margarita Prentice	D	25,303
				Bill Roenicke	R	10,929
				Jennifer Christensen	L	2,545
State Representative		11	1	Zack Hudgins	D	25,724
				Elizabeth Harris	R	12,261
State Representative		11	2	Bob Hasegawa	D	25,714
				Ruth Gibbs	R	13,058
State Senator		12		Linda Evans Parlette	R	40,620
State Representative		12	1	Tony Zinman	D	16,684
				Cary Condotta	R	31,919
State Representative		12	2	Todd R. Smith	D	15,972
				Mike Armstrong	R	31,725
State Representative		13	1	Dale Hubbard	D	14,745
				Jenea Holmquist	R	29,551
State Representative		13	2	Patrick Wicklund	D	14,531
				Bill Hinkle	R	30,004
State Senator		14		Leni Skarin	D	14,811
				Alex Deccio	R	27,534
State Representative		14	1	Don Hinman	D	14,799
				Mary Skinner	R	27,457
State Representative		14	2	Clarence Gipson	D	13,705
				Jim Clements	R	28,349
State Representative		15	1	Bruce Chandler	R	29,067
State Representative		15	2	Michael H. Kepcha	D	11,491
				Dan Newhouse	R	24,035
State Senator		16		Rebecca Francik	D	14,807
				Mike Hewitt	R	29,845
State Representative		16	1	Jim Barnett	D	15,604
				Maureen Walsh	R	27,485
State Representative		16	2	Bill Grant	D	25,514
				Nathan (Nate) Brook	R	18,177
State Senator		17		Paul Waadevig	D	23,193
				Don Benton	R	29,563
State Representative		17	1	Pat Campbell	D	23,317
				Jim Dunn	R	28,405
State Representative		17	2	Deb Wallace	D	27,526
				Roy Rhine	R	24,340
State Senator		18		Dave Seabrook	D	29,745
				Joseph Zarelli	R	34,706
State Representative		18	1	Pam Brokaw	D	27,330
				Richard Curtis	R	35,500
State Representative		18	2	Brian Beecher	D	24,981
				Ed Orcutt	R	37,408
State Senator		19		Mark L. Doumit	D	39,470
State Representative		19	1	Brian Hatfield	D	39,239
State Representative		19	2	Brian Blake	D	38,028
State Senator		20		Chuck Bojarski	D	19,238
				Dan Swecker	R	35,372
State Representative		20	1	Joel W. Staloch	D	20,650
				Richard DeBolt	R	33,515
State Representative		20	2	Gary Alexander	R	41,293
State Representative		21	1	Mary Helen Roberts	D	32,800
				Roger S. "Cowboy" Wilson	R	16,419
				Stephen Cornell	L	1,221
State Representative		21	2	Brian Sullivan	D	33,743
				Alan D. Tagle	R	17,002

## SECOND DAY, JANUARY 11, 2005

7

Office	Division	District	Position	Name	Party	Votes
State Senator		22		Karen Fraser	D	44,695
State Representative		22	1	Brendan Williams	D	34,486
				Ann Burgman	R	22,886
State Representative		22	2	Sam Hunt	D	43,016
State Senator		23		Phil Rockefeller	D	36,150
				Doug Kitchens	R	25,814
State Representative		23	1	Sherry Appleton	D	34,323
				Frank Mahaffay	R	25,878
				Dan Goebel	L	1,502
State Representative		23	2	Terry Ducheane	D	26,144
				Beverly Woods	R	34,883
State Senator		24		Jim Hargrove	D	48,379
State Representative		24	1	Kevin Van De Wege	D	31,432
				Jim Buck	R	32,939
State Representative		24	2	Lynn Kessler	D	47,728
State Senator		25		Jim Kastama	D	30,521
				Rose Hill	R	25,622
State Representative		25	1	Ron Morris	D	24,287
				Joyce McDonald	R	31,054
State Representative		25	2	Dawn Morrell	D	29,935
				Michele Smith	R	25,478
State Representative		26	1	Patricia Lantz	D	29,788
				Matt Rice	R	29,427
				Ted Haley	L	1,782
State Representative		26	2	Derek Kilmer	D	30,245
				Lois McMahan	R	29,236
				Ed Jurkovskis	L	1,324
State Senator		27		Debbie Regala	D	32,344
				Kim Wheeler	R	13,897
State Representative		27	1	Dennis Flannigan	D	36,661
		27	2	Jeannie Dameille	D	31,954
				Ian Foraker	R	13,644
State Senator		28		Helen McGovern	D	22,903
				Mike Carrell	R	25,159
State Representative		28	1	Debi Srail	D	21,892
				Georganne "Gigi" Talcott	R	25,729
State Representative		28	2	Tami Green	D	23,697
				Bob Lawrence	R	23,462
State Representative		29	1	Steve Conway	D	28,739
State Representative		29	2	Steve Kirby	D	28,663
State Representative		30	1	Mark Miloscia	D	24,815
				Tony Moore	R	18,743
				Robert Brengman	L	1,085
State Representative		30	2	Joe Henry	D	19,790
				Skip Priest	R	23,111
				Jonathan Wright	L	1,416
State Representative		31	1	Dan Roach	R	41,041
State Representative		31	2	Jan Shabro	R	40,410
State Representative		32	1	Maralyn Chase	D	44,809
State Representative		32	1	Ruth Kagi	D	37,038
				Margaret R. Wiggins	R	19,550
				Gordon W. Bohnke	L	1,897
State Representative		33	1	Shay Schual-Berke	D	26,580
				Bruce Elliott	R	14,471
State Representative		33	2	Dave Upthegrove	D	31,184
State Representative		34	1	Eileen L. Cody	D	42,369
				Savun Neang	R	11,712
				Bud Shasteen	L	2,317
State Representative		34	2	Joe McDermott	D	41,960
				Paul F. Byrne	R	12,587
				Virginia Abeyta	L	2,438
State Representative		35	1	Kathy Haigh	D	42,052
State Representative		35	2	"William ""Ike"" Eickmeyer"	D	32,655
				Bob Benze	R	23,007
State Representative		36	1	Helen Sommers	D	54,921
				Floyd Loomis	R	11,791
				John Palmer	L	3,091

## JOURNAL OF THE SENATE

Office	Division	District	Position	Name	Party	Votes
State Representative		36		Mary Lou Dickerson	D	59,188
				Don Zeek	L	6,797
State Representative		37	1	Sharon Tomiko Santos	D	40,192
				Kwame Wyking Garrett	R	5,508
State Representative		37	2	Eric Pettigrew	D	38,755
				Aaron Alberg	R	6,558
State Senator		38		Jean Berkey	D	28,202
				Tim Hanley	R	14,962
State Representative		38	1	John McCoy	D	23,663
				Kim Halvorson	R	20,247
State Representative		38	2	Mike Sells	D	25,142
				Erv Hoglund	R	18,464
State Senator		39		Susanne Olson	D	25,146
				Val Stevens	R	29,741
State Representative		39	1	Joel Selling	D	23,671
				Dan Kristiansen	R	30,443
State Representative		39	2	Pedro Gonzales	D	21,960
				Kirk Pearson	R	32,344
State Senator		40		Harriet A. Spanel	D	37,573
				Gerald Baron	R	23,514
State Representative		40	1	Dave Quall	D	44,630
State Representative		40	2	Jeff Morris	D	44,219
State Senator		41		Brian Weinstein	D	32,473
				Jim Horn	R	29,984
				Jim Brown	L	1,371
State Representative		41	1	Lance Ramsay	D	26,218
				Fred Jarrett	R	33,581
				George Holt	L	1,726
State Representative		41	2	Judy Clibbom	D	35,457
				Fawn Spady	R	25,625
				Brian Reilly	L	1,685
State Representative		42	1	Robin E. Bailey	D	24,471
				Doug Ericksen	R	33,452
State Representative		42	2	Kelli Linville	D	33,596
				John Hobberlin	R	24,457
State Representative		43	1	Ed Murray	D	55,336
				Zac Green	R	8,294
State Representative		43	2	Frank Chopp	D	53,515
				Mark Griswold	R	9,586
State Representative		44	1	Hans Dunshee	D	33,010
				Mike Hope	R	27,957
State Representative		44	2	John Lovick	D	34,903
				Stephen E. West	R	24,444
State Representative		45	1	Robert E. Adair	D	24,074
				Toby Nixon	R	34,464
State Representative		45	2	Larry Springer	D	30,500
				Jeffrey Possinger	R	27,465
				Miles F. Holden	L	1,462
State Representative		46	1	Jim McIntire	D	44,410
				Brien L. Downie	R	10,438
				Mack J.T. Barnette	L	1,280
				Chris LaRoche	G	5,700
State Representative		46	2	Phyllis G. Kenney	D	50,007
				Gary Stute	L	6,927
State Representative		47	1	Geoff Simpson	D	26,152
				Steve Altick	R	23,396
				Duane Grindstaff	L	952
State Representative		47	2	Pat Sullivan	D	26,173
				Jack D. Cairnes	R	22,446
				Kelly Guthridge	L	1,421
State Representative		48	1	Ross Hunter	D	30,095
				James Whitfield	R	22,613
State Representative		48	2	Debi Golden	D	24,834
				Rodney Tom	R	26,650
State Senator		49		Craig Pridemore	D	24,470
				Don Carlson	R	23,829
State Representative		49	1	Bill Fromhold	D	29,106



Office	Division	District	Position	Name	Party	Votes
State Representative		49	2	Justin Riley	R	17,591
				Jim Moeller	D	27,930
				Mike W. Smith	R	18,416

MR. SPEAKER:

I, Sam Reed, do pursuant to RCW 29A.64.061, do hereby file this amended abstract of the results for the office of Governor at the November 2, 2004 general election. This amended abstract of votes is the result of a requested statewide hand recount of the ballots cast for that office. Attached is a summary of the results as certified and transmitted by the county canvassing boards for the thirty-nine counties of the State of Washington pursuant to RCW 29A.64.061 and RCW 29A.64.070.

IN WITNESS WHEREOF, I have set my hand and affixed the seal of the State of Washington this 30th day of December, 2004.

SAM REED, Secretary of State

Manual Recount Results by County  
November 2, 2004 General Election

County	Christine Gregoire	Dino Rossi	Ruth Bennett	Write Ins
Adams	1,529	3,481	81	2
Asotin	3,530	4,914	193	0
Benton	19,834	44,895	1,118	0
Chelan	10,077	18,438	532	14
Clallam	16,230	18,836	920	0
Clark	72,828	85,924	4,123	3
Columbia	671	1,371	37	4
Cowlitz	20,204	20,045	1,094	36
Douglas	4,360	8,667	219	18
Ferry	1,278	1,900	118	3
Franklin	4,977	10,634	227	8
Garfield	428	840	25	2
Grant	7,821	17,431	535	0
Grays Harbor	13,729	13,457	575	31
Island	16,895	20,000	814	0
Jefferson	10,650	7,295	466	18
King	506,194	351,306	18,952	1,363
Kitsap	56,236	57,775	3,097	174
Kittitas	6,125	9,567	277	12
Klickitat	3,919	4,767	265	5
Lewis	10,247	20,851	757	0
Lincoln	1,850	3,686	100	0
Mason	11,797	12,519	680	0
Okanogan	6,107	9,460	468	0
Pacific	5,210	4,730	296	0
Pend Oreille	2,567	3,368	179	3
Pierce	145,431	157,905	7,255	341
San Juan	5,872	3,660	320	7
Skagit	23,250	27,219	1,264	41
Skamania	2,233	2,525	178	0
Snohomish	139,189	145,628	6,681	281
Spokane	90,581	105,584	3,881	152
Stevens	6,992	12,295	566	0
Thurston	58,970	49,426	2,575	0
Wahkiakum	993	1,099	61	6
Walla Walla	8,008	14,290	378	26
Whatcom	44,072	42,000	2,179	0
Whitman	7,722	9,365	457	10
Yakima	24,755	46,079	1,351	58
Totals	1,373,361	1,373,232	63,465	2,618

REMARKS BY SPEAKER CHOPP

Speaker Chopp: "For the members information we'll spend approximately an hour on the issue before us prior to hearing the State of the State Address from Governor Locke. We have worked with the four caucuses involved here on the order of speakers and

we will rotate between the four caucuses. While there are strong view points on the issue before us I trust every member of the Legislature will uphold the decorum of the institution and I very much thank you in advance for respectful consideration."

MOTION

Representative Armstrong: "Mr. Speaker, in accordance with Article 3, Section 4 of the Constitution, I move that further consideration of the vote for the office of Governor be deferred until Tuesday, January 25, 2005."

Representatives Armstrong, Priest, Shabro, Rodne and Erickson, spoke in favor of the motion.

Representatives Kessler, Dunshee, Darneille and Morris spoke against the motion.

#### POINT OF ORDER

Representative DeBolt: "Mr. Speaker, I feel that he's impugning the body because this is not a partisan issue. This is an issue that is taken up with every citizen of this State."

#### POINT OF ORDER

Representative Schual-Berke: "I rise to a point of order, Mr. Speaker. I am concerned that I am hearing the good lady impugning the motives and behavior of other elected officials."

#### POINT OF INQUIRY

Senator Esser: "Thank you, Mr. Speaker, could you please tell the body how many votes from each chamber, the Senate and the House, will be needed for this motion to carry."

#### SPEAKERS RULING

Speaker Chopp: "Neither the Joint Rules adopted by the House and Senate, nor Reed's Rules, which the House and Senate separately rely upon for guidance in answering parliamentary questions, address the issue of voting in a joint session.

The Speaker has therefore turned to several sources for guidance in deciding the standards that will govern the conduct of our joint session today.

These include Mason's Manual of Legislative Procedure, Article 3, Section 4 of our state constitution, records of a previous vote in joint session in 1941, and parliamentary common law.

Mason's, the parliamentary manual of the 49 other state legislatures, specifies the following in section 782.

When the two houses meet in a joint session they, in effect, merge into one house where the quorum is a majority of the members of both houses, where the votes of member of each house have equal weight, and where special rules can be adopted to govern joint sessions or they can be governed by the parliamentary common law.

Article 3, section 4 of our state constitution provides that when two or more persons for election to a state constitutional office receive the highest and equal number of votes, one of them shall be chosen by the joint vote of both houses.

The only instance of a recorded roll call vote in joint session in our state's history occurred in 1941. in that case, a motion to refer an election protest to a special committee was defeated by a vote of 15 to 30 by members of the Senate and a vote of 30 to 68 by members of the House. The journal then states that the motion "having failed to received the constitutional majority in both the Senate and the House, was declared lost."

One could interpret this as dicta, a simple statement of fact, or as a requirement that the votes necessary for passage of a motion in joint session are a constitutional majority of the members of the Senate plus a constitutional majority of the members of the House.

The Speaker rejects the last interpretation. It would be untenable to find that when sitting in joint session the vote of the members of one house could serve to make the vote of the members of the other house irrelevant.

The Speaker therefore finds and rules that the vote necessary to decide any question presented to the body in joint session is a

majority of the combined membership of the House and Senate."

Senators Johnson, Parlette, Schmidt, Roach, Sheldon and Finkbeiner spoke in favor of the motion.

Senators Hargrove, Kastama, Rockefeller and Brown spoke against the motion.

#### MOTION

Representative Hunt demanded that the previous question be put.

The Speaker declared the question to be the motion of Representative Hunt, "Shall the main question be now put?"

The motion by Representative Hunt that the previous question be put was sustained by division of the Chamber.

#### POINT OF ORDER

Senator Benton: "Reed's Rules and Senate Rules require two-thirds majority vote to limit debate. Are we operating under that assumption here today as well and was the voting sustained by two-thirds majority?"

#### REMARKS BY THE SPEAKER

Speaker Chopp: "The Speaker has said by previous statement there that it just takes a majority to determine a question in a joint session. Thank you. Your point is not well taken."

#### MOTION

On motion of Representative Clements, Representatives Cox and Hankins were excused.

The question before the Joint Session is the motion that further consideration of the vote of the office of Governor be deferred until Tuesday, January 25, the 16<sup>th</sup> Legislative Day.

Representative Armstrong again spoke in favor of the motion.

#### ROLL CALL

The Clerk called the roll of Senate members, and the vote on the motion to defer further consideration of the vote for the Office of Governor until Tuesday, January 25th, the 16th Legislative Day, was: Yeas, 24; Nays, 25; Absent, 0; Excused, 0.

Voting yea: Senators Benson, Benton, Brandland, Carrell, Deccio, Delvin, Esser, Finkbeiner, Hewitt, Honeyford, Johnson, McCaslin, Morton, Mulliken, Oke, Parlette, Pflug, Roach, Schmidt, Schoesler, Sheldon, Stevens, Swecker and Zarelli - 24.

Voting nay: Senators Berkey, Brown, Doumit, Eide, Fairley, Franklin, Fraser, Hargrove, Haugen, Jacobsen, Kastama, Keiser, Kline, Kohl-Welles, McAuliffe, Poulsen, Prentice, Pridemore, Rasmussen, Regala, Rockefeller, Shin, Spanel, Thibaudeau and Weinstein - 25.

#### ROLL CALL

The Clerk called the roll of House members, and the vote on the motion to defer further consideration of the vote for the Office of Governor until Tuesday, January 25th, the 16th Legislative Day, was: Yeas - 41, Nays - 55, Absent - 0, Excused - 2

Voting yea: Representatives Ahern, Alexander, Anderson, Armstrong, Bailey, Buck, Buri, Campbell, Chandler, Clements, Condotta, Crouse, Curtis, DeBolt, Dunn, Ericksen, Haler, Hinkle, Holmquist, Jarrett, Kretz, Kristiansen, McCune, McDonald, Newhouse, Nixon, Orcutt, Pearson, Priest, Roach, Rodne, Schindler, Serben, Shabro, Skinner, Strow, Sump, Talcott, Tom, Walsh and Woods - 41.

Voting nay: Representatives Appleton, Blake, Chase,

Clibborn, Cody, Conway, Darneille, Dickerson, Dunshee, Eickmeyer, Ericks, Flannigan, Fromhold, Grant, Green, Haigh, Hasegawa, Hudgins, Hunt, Hunter, Kagi, Kenney, Kessler, Kilmer, Kirby, Lantz, Linville, Lovick, McCoy, McDermott, McIntire, Miloscia, Moeller, Morrell, Morris, Murray, O'Brien, Ormsby, Pettigrew, Quall, Roberts, Santos, Schual-Berke, Sells, Simpson, Sommers, Springer, B. Sullivan, P. Sullivan, Takko, Upthegrove, Wallace, Williams, Wood and Mr. Speaker - 55.

Excused: Representatives Cox and Hankins - 2.

The motion to defer further consideration of the vote for the Office of Governor until Tuesday, January 25, the 16<sup>th</sup> Legislative Day failed to pass by the following vote: Yeas - 65, Nays - 80, Absent - 0, Excused - 2.

Having failed to receive a majority vote of the membership of the Joint Session, the motion was declared lost.

#### REMARKS BY THE SPEAKER

Speaker Chopp: "In view of the election results previously read certified to by the Secretary of State, the Joint Session now declares the following qualified citizens to be the duly elected constitutional officers of the State of Washington:

Christine O. Gregoire – Governor

Brad Owen – Lieutenant Governor

Sam Reed – Secretary of State

Mike Murphy – State Treasurer

Brian Sonntag – State Auditor

Rob McKenna – Attorney General

Terry Bergeson – Superintendent of Public Instruction

Mike Kriedler – Insurance Commissioner

Doug Sutherland – Commissioner of Public Lands"

The Speaker and the President of the Senate are now signing the certified of election for duly elected constitutional officers.

Pursuant to House Concurrent Resolution No. 4400 the President of the Senate, Lieutenant Governor Brad Owen called the Joint Session to order at 1:46 p.m. Members were requested to take their seats.

#### REMARKS BY PRESIDENT OWEN

President Owen: "The joint session has also been convened today to receive the State of the State message from his excellency Governor Gary Locke and to honor him for his many years of service to the people of the great state of Washington."

#### APPOINTMENT OF SPECIAL COMMITTEES

The President appointed a special committee to escort the Supreme Court Justices to the House Chamber: Representatives Priest, Roberts, Rodney and Senators Esser, Johnson, Kline and Rockefeller.

#### APPOINTMENT OF SPECIAL COMMITTEES

The President appointed a special committee to escort the statewide elected officials to the House Chamber: Representatives Green, Kretz, McCoy and Walsh and Senators Eide, Haugen, Hewitt and Zarelli.

#### APPOINTMENT OF SPECIAL COMMITTEES

The President appointed a special committee to advise His Excellency, Governor Gary Locke that the Joint Session has assembled and to escort him from his chambers to the House Chamber: Representatives Serben and Sullivan and Senators Parlette and Fraser.

The President introduced the members of the Supreme Court: Chief Justice Gerry Alexander, Justice Charles W. Johnson, Justice Barbara A. Madsen, Justice Richard B. Sanders, Justice Bobbe Bridge, Justice Tom Chambers, Justice Susan Owens Justice Mary Fairhurst and Justice Jim Johnson.

The President introduced the Statewide Elected Officials in attendance: Secretary of State Sam Reed, State Treasurer Mike Murphy; Commissioner of Public Lands Doug Sutherland; Insurance Commissioner Mike Kreidler; and Superintendent of Public Instruction Terry Bergeson

#### INTRODUCTION OF SPECIAL GUEST

President Owen introduced and greeted, Attorney General Elect Rob McKenna who was seated in the Gallery.

#### INTRODUCTION OF SPECIAL GUESTS

The President introduced the officers and members of the Consular Association of Washington: Jorge Gilbert, Consul of Chile; Yoshiyuki Kimura, Senior Consul of Japan; Kim Jae-gouk, Consul General of The Republic of Korea and Dean of the Washington Consular Corps; Victor Lapatinskas, Consul of Lithuania Jorge Madrazo, Consul of Mexico; Miguel Angel Velasquez, Consul of Peru and Vice President of the Consular Association of Washington; Dennis Leith, Her Majesty's Consul, United Kingdom and Robert Chen, Director General, Taipei Economic and Cultural Office.

The Sergeant at Arms announced that His Excellency, Governor Gary Locke and Mona Lee Locke had arrived. The President requested that Governor and Mrs. Locke be escorted to the Rostrum.

The flags were escorted to the Rostrum by the Washington National Guard Joint Color Guard.

The prayer was offered by Reverend Jim Erlandson, of the Community of Christ, Olympia.

Reverend Jim Erlandson: "Would you join me in prayer. Gracious creator, we come before you giving reverence to you and to the gifts you have given us. For we are a most fortunate people, we celebrate the beauty of our natural environment, the heritage of our mothers and fathers who pioneered this extraordinary part of the world. The liberty ensured us by our government of the people, by the people and for the people.

We give thanks to you for this awesome gift. As this Legislature of the State of Washington begins its fifty-ninth session we come to you for your blessing over this difficult and valuable endeavor. The women and men who have accepted responsibility for the governance of this state come here through much sacrifice and with a positive intent, to serve their neighbors and constituents wisely and honorably. Gift of the them with clear vision to see the depth of the issues of which they deal. Gift them with patience and tolerance that they might work together productively governing with the spirit of cooperation for the common good. Provide them with strength to conquer the long days and nights of work and stress. Protect them in their travels and watch over their families while they serve their community. Divine one, please bless this assembly and all those who work for, with and who supported that the fruit of their labors might be bountiful and that the course set here may lead this state to even greater prosperity. We prayer humbly.

Amen."

#### INTRODUCTION OF SPECIAL GUEST

President Owen: "Before I introduce the Governor I want to say how much we will miss the incredible First Lady that we've

had here in the state of Washington. Her assistance with children issues, her support of the Governor on education and the things that she's done throughout his term of office and how she always comes in and brightens up a room. Ladies and Gentlemen, I would like to present to you, Mona Locke.

It is my distinct pleasure to introduce to you our Governor. He was an Eagle Scout, he had a distinguished career in public service prior to becoming Governor and he's been an excellent father to Emily, Dylan and now Madeline, which we've all had those days and those evenings when we've been working brightened when he's brought the children into the Chamber, at least on the Senate side I know that he did that, I'm sure that he was as well and that was always a wonderful addition to the process and help bring into focus what we're all here working for. So without further adue, it's my great honor to introduce you, His Excellency Governor Gary Locke."

STATE OF STATE ADDRESS  
BY GOVERNOR GARY LOCKE

"Mr. President, Mr. Speaker, Honorable Chief Justice, distinguished Justices of the Washington State Supreme Court, statewide elected officials, members of the Washington State Legislature, members of the Consular Association, and people of our great state of Washington: It's been an honor and privilege to serve as governor these past eight years.

My service has been made possible by my family members love and encouragement. I want to acknowledge them: My father, Jimmy Locke; my mother, Julie; my sister Marian Monwai and her husband Peter; my sister Jannie Chow and her husband Eddie; my brother Jeffrey Locke and his wife Doris; my sister Rita Yoshihara and her husband Joe; and my brother-in-law Judd Lee.

And it is with great pleasure and honor that I recognize and acknowledge my wife, Mona.

Mona has been a tremendous First Lady for the state of Washington, as well as a loving, supportive wife, and an amazing, nurturing mother. She has been a dedicated champion for families and children across our state, especially in the area of early learning. She co-chaired the Governor's Commission on Early Learning and later helped establish a separate 501c3 non-profit Foundation for Early Learning. She also spearheaded the Computers for Kids program, where Department of Corrections inmates have refurbished 20,000 surplus computers and donated them to schools across the state.

I'm not the only one saying goodbye today. Mona and I are leaving a city we truly love. And our children Emily, Dylan and Madeline are leaving the only town and only home they have ever known. We will all miss Olympia very much.

It was 22 years ago yesterday that I was sworn in as a member of the state House of Representatives. I sat where Rep. Judy Clibborn now sits. And I can still spot a few of the people that were here when I started. Public service has been my life and my passion.

I am very proud of the progress we've made during my two terms as governor of the great state of Washington. From raising academic achievement to increasing family wage jobs; from restoring wild salmon runs to increasing sales of Washington agricultural harvests to foreign markets; from streamlining regulations to improving services to Washington citizens.

I'm especially proud because we've faced some formidable challenges. Challenges that seemed to come from every direction. A major earthquake. An energy crisis. Droughts. September 11th, and the constant challenge of improving homeland security. We survived, we rebounded, and we're charging ahead.

Just a couple of years ago, we were in the depths of some very tough economic times. We faced serious state budget shortfalls like 47 other states across America. Significant decisions had to be made, and we made them, using our Priorities of Government budgeting approach – an approach that should still be used regardless of the amount of resources available.

Now Washington state is showing clear signs of a strong economic recovery that is broad, deep and all across our state. Our unemployment rate has dropped by almost two percentage points since a year ago, twice as fast as the rest of America. We've gone in a short time from one of the highest unemployment rates in America to close to the national average! The new jobs that are being created are good jobs, too, paying much more than new elsewhere in the nation.

It's policies we have enacted together that have helped spur this recovery, creating thousands of private sector jobs. Policies like:

- incentives for businesses to locate in rural Washington,
- the transportation improvement package,
- and the acceleration of state construction projects.

We have Washington on track for a very bright future.

During my inaugural address in 1997 I shared with you the story of my family. My grandfather's work as a houseboy here in Olympia, receiving English lessons in exchange for his labor. My father's service in World War II and his participation in the Normandy invasion. My mother's wonderful work raising five children and learning English so she could become a US citizen – at the same time I was learning English in kindergarten.

I was struck on that first inaugural day that – after nearly one hundred years and three generations – my family had traveled the mile from the house where my Grandfather worked to the Governor's mansion. As I finish my term here at the end of that century mile, I am humbled to know that it was made possible by the hard work of so many members of the Locke family.

I will always remember my parents impressing upon us kids the values they felt were critical to a successful life: get a good education, work hard, and take care of others. They are the principles that I promised to uphold eight years ago. They are the principles that have guided my decisions during all my years as governor.

I have worked to ensure that Washington is a state that provides a quality education, creates opportunities for individuals who want to work hard, and takes care of its own. A state where individuals are given not only a chance to achieve success, but also the tools they need to flourish.

The most important tool we can provide is a quality education. As you've heard me say so many times, and as many of you have now begin to chant, education is the great equalizer. It offers opportunity and hope to all it touches. It is the key to a vital economy. It is the key to an enriching future for our children.

We've made great strides in raising academic achievement during the past seven years. In fact, our kids are making some of the biggest academic gains in America! This year's WASL results are proof. In 1997, only 48 percent of 4th graders met the state reading standard. This year, 74 percent passed. And in math, in 1997, 21 percent of 4th graders met the standard. This year, 60 percent passed.

There are other measures of success for Washington's schools. In states with similar numbers of students taking the test, Washington ranks FIRST in both math and verbal scores! And our students ranked third on the ACT college readiness exam, which is by many of the private colleges in America. I am especially proud that Washington led the nation last year in reading scores for African-American fourth graders. African-American eighth graders in Washington scored better in math than in all but three states. We are closing the achievement gap.

But we know much more must be done in this area. We must continue to provide extra assistance to struggling schools and struggling students.

We have set high, rigorous standards for academic achievement for all students. Our standards are higher than most other states, because we know these are the skills students need to be successful in this global, high-tech, 21st century economy. And our students are still meeting these higher goals at a greater rate than those in the states with lower standards. We must stay the course. So we can't turn back and lower our standards or abandon

these reforms. We must stay the course. There is too much at stake.

Our success in education is a product of the hard work of our students and the dedication of teachers, parents, and community members. We can't thank or reward our educators enough for nurturing, inspiring and molding our children. They deserve our recognition.

And in higher education, there are 17,000 more students attending our colleges and universities a year than seven years ago.

We have established many significant, life-changing programs, like our Promise Scholarships, which help high achieving students from middle and low-income families realize the American Dream of a college education. We developed Kindergarten Readiness Guidelines, working with the Superintendent of Public Instruction, recognizing that education begins at birth. And we have expanded job training and retraining programs, because we must also view education as life-long, continuing even through our adult and working years.

With record high school graduations over the next few years, we must add enrollments to our colleges and universities. Because tuition only provides a small amount of a universities budget, without extra dollars we will have to turn students away. As our economy improves, we want our kids to fill these new jobs, instead of businesses needing to hire workers from out of state. Education sets the foundation for individuals to succeed.

And with hard work a good, family-wage job should be the payoff. To ensure that such jobs are available, we must keep the businesses we have and attract new ones to our state. We must continue to cultivate a healthy, dynamic business climate. And we must also make sure that our workforce is protected and fairly compensated. The hard work of our labor force should not be exploited for the gain of a few, but instead for the profit of employers, employees, and society as a whole.

In just the last two years, nine national companies have chosen Washington over Oregon, Idaho and even California for major facilities, employing thousands. And Boeing airplanes still mean "Made in Washington." This is because the state of Washington is known for its innovation, competitiveness, quality of life and entrepreneurial spirit.

Recent studies by independent organizations confirm our success in improving our business climate. The Small Business Entrepreneurial Council ranked Washington the 4th friendliest business environment in the nation. A study by the conservative, anti-tax, Tax Foundation ranked Washington as having the ninth most business friendly tax climate.

Unfortunately, not all Washingtonians possess the capacity to support themselves. Some are physically sick, developmentally disabled or suffer from mental illness. Others have worked hard their entire lives, but have reached their retirement years and need a little extra help. And many children, through no fault of their own, are living in intolerable conditions.

It is our responsibility, as individuals and government, to help those who are in need. Even through tough budget times, we have maintained a safety net for those who are unable to take care of themselves, whether in institutions or community settings.

I am proud that we have taken great strides in broadening access to health care. We're one of the few states in the nation that provides health care to children from families with incomes up to 250% of the poverty level. Most states only provide up to 200 percent of the poverty level. We've made it convenient for seniors to purchase low-cost, American-made prescription drugs from Canada. And we're the only state with a real commitment to providing decent housing for migrant farm workers who harvest the food we put on our tables.

And if we are to continue our success in helping families move off of public assistance and become self-sufficient, we must maintain the emphasis on affordable child care and quality job training programs. It is one thing to be governor and guide the policies of state government. But it is the people who work in our

agencies every day who really make government work. It's been my honor to work with so many incredibly talented, dedicated individuals in our state agencies – our directors, managers, line staff and members of the Governor's Office. Many of our state agencies have been ranked the very best in their respective fields. Many of our agency directors are leaders in their national associations. And they have each held themselves to the highest ethical standards.

The quality of our leaders is reflected in national rankings. And in the two evaluations done since I took office, *Governing Magazine* and *Cornell University* have each time named Washington among the four best-managed states in America.

No one goes into public service to get rich. Instead, the payoff is that every day you have the opportunity to help someone achieve a better life, whether it is helping someone in finding a job or finding loving, adoptive parents for an abandoned child.

It is important that in the politics of governing we not forget to recognize the dedication of these individuals, these great public servants, the public employees of the state of Washington. I thank our public employees for the outstanding work they do to promote the welfare of our state.

But government can only do so much. Our society depends on dedicated volunteers who give of their time and energy across our state. So many individuals and organizations put in countless hours volunteering in hospitals, schools, nursing homes, and other places of need. For example, in 1998, Superintendent of Public instruction Terry Bergeson and I created the Washington Reading Corps for struggling readers in our elementary schools.

Since its inception, 75,000 struggling readers have made phenomenal reading progress thanks to 50,000 volunteer tutors. And our state's volunteer spirit has never been more evident than in recent weeks as individuals, businesses and non-profit organizations throughout our state have risen to the challenge of helping the Tsunami victims in South Asia.

But there is always more that can be done. I encourage everyone in our state to share their gifts with their communities – to help take care of others. Take some time to help those who need assistance. Participate in the preservation and cleanup of our natural environment. Fight for the rights of oppressed groups in our society. Invest your time on behalf of others.

Our state is so diverse – in its geography, climate, culture, industries and communities. From Forks to Walla Walla; Point Roberts to Vancouver; and Long Beach to Colville – the people of this state possess a shared, irrepressible spirit. We all have a common goal: a strong and prosperous Washington, where everyone has a chance to succeed. I call upon the Legislature, the next governor, and all the people of our state to pull together to achieve this goal. My administration leaves you a stronger, healthier state poised for even greater things.

Eight years ago I was blessed with two titles of immense honor and responsibility: Governor, and a few months later, Dad. One title ends tomorrow. The other lasts forever.

Emily will soon turn 8. She misses her friends in Olympia very, very much. Dylan will soon turn 6. And Madeline is just 2 months old! Doesn't she have a lot of hair? Mona and I have been so touched all these years by the warmth, graciousness and well wishes of people all across our state. The books and quilts for the children and the letters, cards and emails. We can't thank you enough.

As we begin a new chapter of our life, Mona, myself, Emily, Dylan, and Madeline leave office with cherished memories that are sure to last at least through the next 100-year journey. Our family has been so blessed. We thank you from the bottom of our hearts – for the incredible privilege and honor – of serving you, the people of the state of Washington – for the opportunity to make Washington an even greater place to live, work and raise a family. Thank you very much. God Bless you all."

President Owen: "Governor, thank you very much for your excellent remarks. We appreciate you for hanging around for just a little bit longer here. Representative Kessler, I'm going to take things a little out of order here because I would like to do a presentation first. The Governor for the last several years as he's been Governor has signed a document making a number of people in the state what we call Washington Generals. Years ago, Lieutenant Governor Cherberg who served for thirty-two years, the longest serving Lt. Governor in the history of the nation of which I have no intentions of trying to exceed, created the Washington Generals and we're now trying to raise the level of awareness and the work that they do. It's a charitable organization and he signed these documents and we just recently learned that he's not a Washington General so Chuck Hartaway the Commanding General of the Washington Generals, if you'd come forward and Governor if you'd come forward. We would like to bestow upon you that which you have bestowed upon many. The rank of a Washington Generals. We know that you will be promoting the state of Washington in your years to come and we want to recognize your tremendous service to the people of the great state of Washington, so Chuck and I'd like to give you a certificate as a Washington General just as you have given to many others."

#### POINT OF PERSONAL PRIVILEGE

Representative Kessler: "Thank you very much. It is indeed an honor and a privilege to stand before this body and to, along with Senator Spanel, honor our Governor Locke who has served us so well these past eight years. We tried to find out what a good gift would be for Governor Locke and I tried to find Mona to see Mona, Mona, could you come up with something to give to Governor Locke?" that he would very much enjoy and she had a fabulous suggestion but I'm sorry to say that we overrode your suggestion. We came up with something that we hope that you, Governor, will enjoy and that your family will enjoy for years to come. So with that Senator Spanel and I would like to present you with a historic photograph Governor that we hope you will enjoy for years to come. It is a photograph of the Governor's Mansion that will bring, I hope wonderful memories, not just the bats and the belfry but memories of all you have done for the state of Washington, one of your children's first years and months in the Governor's Mansion, so please accept this from us."

#### POINT OF PERSONAL PRIVILEGE

Senator Spanel: "Well, I'd just to say thank you for your years of service and since when I started out in the House you were there and I appreciate working with you those years but I think, it's quite an accomplishment to be Governor for eight years and come out of it with three children. Start out with two and go to five, I think some have come with children but, anyway, I think this is a gift that your children also will enjoy for many, many years."

#### REMARKS BY THE PRESIDENT

President Owen: "Governor Locke, it has been a great honor of mine over the years to serve with you. It's been a pleasure to have the opportunity to introduce you before the Joint Sessions, to work with you on various issues. I would like to note that it is always been a something of pride to be able to say that you were our Governor when I traveled in different places around the nation and the world so you have brought great dignity and poise to the office of Governor and honored it very much in your service so thank you very much for your tremendous service to the people of the state of Washington and for being a wonderful Governor in making us all very proud."

The President appointed a special committee to escort

Governor and Mrs. Locke from the House Chamber: Representatives Serben and Sullivan and Senators Parlette and Fraser.

The President appointed a special committee to escort the state wide elected officials from the House Chamber: Representatives Green, Kretz, McCoy and Walsh and Senators Eide, Haugen, Hewitt and Zarelli.

The President appointed a special committee to escort the Supreme Court Justices from the House Chamber: Representatives Priest, Roberts, Strow and Williams and Senators Esser, Johnson, Kline and Rockefeller.

#### MOTION

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

The President returned the gavel to Speaker Chopp.

Speaker Chopp instructed the Sergeant at Arms of the House and the Sergeant at Arms of the Senate to escort the President of the Senate, Lieutant Governor Brad Owen and members of the Washington State Senate from the House Chambers.

#### MOTION

The Senate was called to order at 2:55 p.m. by President Owen.

#### MOTION

At 2:56 p.m. on motion of Senator Eide, the Senate adjourned until 11:00 a.m. Wednesday, January 12, 2005.

BRAD OWEN, President of the Senate

THOMAS HOEMANN, Secretary of the Senate