

Actions shall be tried in the county in which they have been commenced in the absence of a reasonable motion by or in behalf of the state to change the venue of the action.

Passed the House February 19, 1973.

Passed the Senate February 22, 1973.

Approved by the Governor March 6, 1973.

Filed in Office of Secretary of State March 7, 1973.

CHAPTER 45

[House Bill No. 360]

SCHOOL BUSES--AUTHORIZING ELDERLY TRANSPORTATION--

AN ACT Relating to school districts; amending section 28A.24.055, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 24, Laws of 1971 and RCW 28A.24.055; amending section 1, chapter 78, Laws of 1971 and RCW 28A.24.110; and adding a new section to chapter 28A.24 RCW.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON: .

Section 1. Section 28A.24.055, chapter 223, Laws of 1969 ex. sess. as last amended by section 3, chapter 24, Laws of 1971 and RCW 28A.24.055 are each amended to read as follows:

Every board of directors shall 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. For any extra-curricular uses, the school board shall charge an amount sufficient to reimburse the district for its cost.

In addition to the right to contract for the use of buses provided in RCW 28A.24.170 and 28A.24.172, any school district may

contract to furnish the use of school buses of that district to other users who are engaged in conducting an educational or recreational program supported wholly or in part by tax funds or programs for elderly persons at times when those buses are not needed by that district and under such terms as will fully reimburse such school district for all costs related or incident thereto: PROVIDED, HOWEVER, That no such use of school district buses shall be permitted except where other public or private transportation certificated or licensed by the Washington utilities and transportation commission is not reasonably available to the user: PROVIDED FURTHER, That no user shall be required to accept any charter bus for services which the user believes might place the health or safety of the children or elderly persons in jeopardy.

Whenever any children or elderly persons are transported by the school district in its own motor vehicles and by its own employees, the board may provide insurance to protect the district against loss, whether by reason of theft, fire or property damage to the motor vehicle or by reason of liability of the district to persons from the operation of such motor vehicle.

The board may provide insurance by contract purchase for payment of hospital and medical expenses in an amount not exceeding one thousand dollars per ~~((child))~~ person per injury for the benefit of ~~((school children))~~ persons injured while they are on, getting on, or getting off any vehicles enumerated herein without respect to any fault or liability on the part of the school district or operator. This insurance may be provided without cost to the ~~((school children))~~ persons notwithstanding the provisions of RCW 28A.58.420.

If the transportation of children or elderly persons is arranged for by contract of the district with some person, the board may require such contractor to procure such insurance as the board deems advisable.

Sec. 2. Section 1, chapter 78, Laws of 1971 and RCW 28A.24.110 are each amended to read as follows:

The directors of school districts are authorized to lease school buses to nonprofit organizations to transport handicapped children and elderly persons to and from the site of activities or programs deemed beneficial to such ~~((children))~~ persons by such organizations: PROVIDED, That commercial bus transportation is not reasonably available for such purposes.

NEW SECTION. Sec. 3. There is added to chapter 28A.24 RCW a new section to read as follows:

For purposes of this 1973 amendatory act, "elderly person" shall mean a person who is at least sixty years of age. No school district funds may be used for the operation of such a program.

Passed the House February 23, 1973.

Passed the Senate February 22, 1973.

Approved by the Governor March 6, 1973.

Filed in Office of Secretary of State March 7, 1973.

CHAPTER 46
[House Bill No. 373]
EDUCATION CODE--HEALTH MEASURES

AN ACT Relating to education; reenacting section 28A.31.050, chapter 223, Laws of 1969 ex. sess. as last amended by section 4, chapter 32, Laws of 1971 and by section 12, chapter 48, Laws of 1971 and RCW 28A.31.050; reenacting section 28A.41.130, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 105, Laws of 1972 ex. sess. and by section 1, chapter 124, Laws of 1972 ex. sess. and RCW 28A.41.130; repealing section 28A.88.070, chapter 223, Laws of 1969 ex. sess., section 53, chapter 48, Laws of 1971 and RCW 28A.88.070; creating new sections; making certain effective dates; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 28A.31.050, chapter 223, Laws of 1969 ex. sess. as last amended by section 4, chapter 32, Laws of 1971 and by section 12, chapter 48, Laws of 1971 and RCW 28A.31.050 are reenacted to read as follows:

The superintendent of public instruction shall print and distribute to appropriate school officials the rules and regulations adopted by the state board of health pursuant to RCW 28A.31.030 and the recommended records and forms to be used in making and reporting such screenings.

Sec. 2. Section 28A.41.130, chapter 223, Laws of 1969 ex. sess. as last amended by section 2, chapter 105, Laws of 1972 ex. sess. and by section 1, chapter 124, Laws of 1972 ex. sess. and RCW 28A.41.130 are each reenacted to read as follows:

From those funds made available by the legislature for the current use of the common schools, other than the proceeds of the state property tax, the superintendent of public instruction shall distribute annually as provided in RCW 28A.48.010 to each school district of the state operating a program approved by the state board of education an amount which, when combined with the following