

consideration individual differences among students, and maintain and render appropriate records and reports pertaining thereto.

(b) Maintain good order and discipline in their classrooms at all times.

(c) Hold students to a strict accountability while in school for any disorderly conduct while under their supervision.

(d) Require excuses from the parents, guardians, or custodians of minor students in all cases of absence, tardiness, or early dismissal.

(e) Give careful attention to the maintenance of a healthful atmosphere in the classroom.

(f) Give careful attention to the safety of the student in the classroom and report any doubtful or unsafe conditions to the building administrator.

(g) Evaluate each student's educational growth and development and make periodic reports thereon to parents, guardians, or custodians and to school administrators.

Failure to carry out such requirements as set forth in subsection (2) (a) through (g) above shall constitute sufficient cause for discharge of any member of such teaching or administrative staff.

NEW SECTION. Sec. 20. The following acts or parts thereof are each hereby repealed:

(1) Section 28A.45.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.45.040; and

(2) Section 28A.67.100, chapter 223, Laws of 1969 ex. sess. and RCW 28A.67.100.

NEW SECTION. Sec. 21. If any provision of this 1977 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 22. This 1977 amendatory act shall take effect September 1, 1978.

Passed the House June 20, 1977.

Passed the Senate June 20, 1977.

Approved by the Governor July 1, 1977.

Filed in Office of Secretary of State July 1, 1977.

CHAPTER 360

[Substitute House Bill No. 980]

WASHINGTON STATE FERRIES—CAPITAL PROJECTS FINANCING

AN ACT Relating to marine transportation; authorizing the sale of general obligation bonds and the use of the proceeds for the acquisition of new ferry vessels; amending section 2, chapter 85, Laws of 1970 ex. sess. and RCW 47.60.505; adding new sections to chapter 47.60 RCW; making an appropriation; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

NEW SECTION. Section 1. In order to provide funds necessary for vessel acquisition, vessel construction, major and minor vessel improvements, and terminal

construction and improvements for the Washington state ferries, there shall be issued and sold upon the request of the Washington toll bridge authority general obligation bonds of the state of Washington in the sum of one hundred thirty-five million dollars or such amount thereof as may be required (together with other funds available therefor). In the event the state of Washington is able to obtain matching funds from the urban mass transportation administration or other federal government agencies for the acquisition of four high speed passenger only vessels capable of operating as an integral part of the Washington state ferries on Puget Sound and the Straits of Juan de Fuca, a sufficient amount of the proceeds of said bonds authorized herein shall be utilized to pay the state's share of the acquisition cost of such high speed passenger only vessels. The high speed passenger only vessels shall be of existing design currently manufactured in the United States, shall have a normal cruising speed in excess of 40 knots, and shall have a passenger capacity of 250 to 350 passengers. Upon request being made by the Washington toll bridge authority, the state finance committee shall supervise and provide for the issuance, sale, and retirement of said bonds in accordance with the provisions of chapter 39.42 RCW. Such bonds may be sold from time to time in such amounts as may be necessary for the orderly progress in constructing the ferries.

NEW SECTION. Sec. 2. The proceeds from the sale of the bonds shall be deposited in the Puget Sound capital construction account of the motor vehicle fund and such proceeds shall be available only for the purposes enumerated in section 1 of this 1977 amendatory act, for the payment of bond anticipation notes, if any, and for the payment of the expense incurred in the drafting, printing, issuance, and sale of such bonds.

NEW SECTION. Sec. 3. Bonds issued under the provisions of section 1 of this 1977 amendatory act shall distinctly state that they are a general obligation of the state of Washington, shall pledge the full faith and credit of the state to the payment of the principal thereof and the interest thereon, and shall contain an unconditional promise to pay such principal and interest as the same shall become due. The principal of and interest on such bonds shall be first payable in the manner provided in sections 1 through 9 of this 1977 amendatory act from the proceeds of the state excise taxes on motor vehicle and special fuels imposed by chapters 82.36, 82.37, and 82.38 RCW. Proceeds of such excise taxes are hereby pledged to the payment of any bonds and the interest thereon issued under the provisions of sections 1 through 9 of this 1977 amendatory act and the legislature hereby agrees to continue to impose the same excise taxes on motor vehicle and special fuels in amounts sufficient to pay, when due, the principal and interest on all bonds issued under the provisions of sections 1 through 9 of this 1977 amendatory act.

NEW SECTION. Sec. 4. Any funds required to repay the bonds authorized by section 1 of this 1977 amendatory act or the interest thereon when due shall be taken from that portion of the motor vehicle fund which results from the imposition of excise taxes on motor vehicle and special fuels and which is distributed to the state for expenditure pursuant to RCW 46.68.130 and shall never constitute a charge against any allocations of such funds to counties, cities, and towns unless and until the amount of the motor vehicle fund arising from the excise taxes on

motor vehicle and special fuels and available for state highway purposes proves insufficient to meet the requirements for bond retirement or interest on any such bonds.

NEW SECTION. Sec. 5. At least one year prior to the date any interest is due and payable on such bonds or before the maturity date of such bonds, the state finance committee shall estimate, subject to the provisions of section 4 of this 1977 amendatory act, the percentage of the receipts in money of the motor vehicle fund resulting from collection of excise taxes on motor vehicle and special fuels, for each month of the year which shall be required to meet interest or bond payments when due and shall notify the treasurer of such estimated requirement. The state treasurer shall thereafter from time to time each month as such funds are paid into the motor vehicle fund, transfer such percentage of the monthly receipts from excise taxes on motor vehicle and special fuels of the motor vehicle fund to the ferry bond retirement fund hereby created in the state treasury, which funds shall be available solely for payment of the principal of and interest on the bonds when due. If in any month it shall appear that the estimated percentage of moneys so made is insufficient to meet the requirements for payment of the principal thereof or interest thereon, the treasurer shall notify the state finance committee forthwith and such committee shall adjust its estimates so that all requirements for the interest on and principal of all bonds issued shall be fully met at all times.

NEW SECTION. Sec. 6. Whenever the percentage of the motor vehicle fund arising from excise taxes on motor vehicle and special fuels payable into the bond retirement fund shall prove more than is required for the payment of interest on bonds when due, or current retirement of bonds, any excess may, in the discretion of the state finance committee and with the concurrence of the Washington toll bridge authority, be available for the prior redemption of any bonds or remain available in the fund to reduce requirements upon the fuel excise tax portion of the motor vehicle fund at the next interest or bond payment period.

NEW SECTION. Sec. 7. Whenever, pursuant to section 5 of this 1977 amendatory act, the state treasurer shall transfer funds from the motor vehicle fund to the ferry bond retirement fund, the state treasurer shall at the same time reimburse the motor vehicle fund in an identical amount from the Puget Sound capital construction account. After each transfer by the treasurer of funds from the motor vehicle fund to the bond retirement fund, the obligation to reimburse the motor vehicle fund as required herein shall constitute a first and prior charge against the funds within and accruing to the Puget Sound capital construction account, including the proceeds of the additional two-tenths of one percent excise tax imposed by RCW 82.44.020, as amended by chapter — (Substitute Senate Bill No. 2522), Laws of 1977 1st ex. sess. All funds reimbursed to the motor vehicle fund as provided herein shall be distributed to the state for expenditure pursuant to RCW 46.68.130.

NEW SECTION. Sec. 8. The bonds authorized in sections 1 through 9 of this 1977 amendatory act shall constitute a legal investment for all state funds or for funds under state control and all funds of municipal corporations.

NEW SECTION. Sec. 9. Bonds issued under authority of sections 1 through 9 of this 1977 amendatory act and any subsequent general obligation bonds of the

state of Washington which may be authorized and which pledge motor vehicle and special fuel excise taxes for the payment of principal and interest thereon shall be an equal charge against the revenues from such motor vehicle and special fuel excise taxes.

Sec. 10. Section 2, chapter 85, Laws of 1970 ex. sess. and RCW 47.60.505 are each amended to read as follows:

There is hereby created in the motor vehicle fund the Puget Sound capital construction account. All moneys hereafter deposited in said account shall be used by the ~~((state highway commission exclusively for improving the Washington state ferry system or constructing or improving transportation facilities for the crossing of Puget Sound and any of its tributary waters))~~ Washington toll bridge authority for:

(1) Reimbursing the motor vehicle fund for all transfers therefrom made in accordance with section 7 of this 1977 amendatory act; and

(2) Improving the Washington state ferry system including, but not limited to, vessel acquisition, vessel construction, major and minor vessel improvements, and terminal construction and improvements, pursuant to proper appropriations: PROVIDED, That any funds accruing to the Puget Sound capital construction account after June 30, 1979, which are not required to reimburse the motor vehicle fund pursuant to section 7 of this 1977 amendatory act as such obligations come due nor are required for capital improvements of the Washington state ferries pursuant to appropriations therefor shall from time to time as shall be determined by the department of highways be transferred by the state treasurer to the Puget Sound ferry operations account in the motor vehicle fund.

NEW SECTION. Sec. 11. There is hereby appropriated from the Puget Sound capital construction account of the motor vehicle fund to the Washington toll bridge authority for the biennium ending June 30, 1979, the sum of ten million dollars, or so much thereof as may be necessary to carry out the provisions of this act: **PROVIDED,** That the money available for expenditure under this appropriation shall not exceed the amount of money derived from the sale of bonds as provided for herein and deposited to the credit of the Puget Sound capital construction account of the motor vehicle fund.

NEW SECTION. Sec. 12. Sections 1 through 9 of this 1977 amendatory act shall be added to chapter 47.60 RCW.

NEW SECTION. Sec. 13. If any provision of this 1977 amendatory act or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 14. This 1977 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

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Passed the Senate June 20, 1977.

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