

finance committee to be due on such payment date and deposit the same in the cultural facilities bond redemption fund of 1979.

If a state general obligation bond retirement fund is created in the state treasury by chapter ... (SB 2361 or HB 569), Laws of 1979 1st ex. sess. and becomes effective by statute prior to the issuance of any of the bonds authorized by sections 1 through 5 of this act, the state general obligation bond retirement fund shall be used for purposes of sections 1 through 5 of this act in lieu of the cultural facilities bond redemption fund of 1979, and the cultural facilities bond redemption fund of 1979 shall cease to exist.

The owner and holder of each of the bonds or the trustee for any of the bonds, by mandamus or other appropriate proceeding, may require and compel the transfer and payment of funds as directed by this section.

NEW SECTION. Sec. 5. The bonds authorized by section 1 of this act shall be a legal investment for all state funds under state control and all funds of municipal corporations.

NEW SECTION. Sec. 6. Sections 1 through 5 of this act are each added to chapter 43.31 RCW.

NEW SECTION. Sec. 7. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 8. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate May 11, 1979.

Passed the House May 31, 1979.

Approved by the Governor June 25, 1979.

Filed in Office of Secretary of State June 25, 1979.

CHAPTER 261

[Substitute Senate Bill No. 2308]

EMERGENCY MEDICAL SERVICES

AN ACT Relating to emergency medical services; amending section 3, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.030; amending section 4, chapter 208, Laws of 1973 1st ex. sess. as amended by section 43, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.73.040; amending section 5, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.050; amending section 6, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.060; amending section 7, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.070; amending section 8, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.080; amending section 9, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.090; amending section 10, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.100; amending section 11, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.110; amending section 12, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.120; amending section 13, chapter 208, Laws of 1973 1st ex. sess. as amended by section 61, chapter 158, Laws of 1979 and

RCW 18.73.130; amending section 14, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.140; amending section 15, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.150; amending section 16, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.160; amending section 17, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.170; amending section 18, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.180; adding new sections to chapter 18.73 RCW; and making an appropriation.

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

Section 1. Section 3, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.030 are each amended to read as follows:

Unless a different meaning is plainly required by the context, the following words and phrases as used in this chapter shall have the ~~((following))~~ meanings ~~((:))~~ indicated.

(1) "Secretary" means the secretary of the department of social and health services.

(2) "Department" means the department of social and health services.

(3) "Committee" means the emergency medical ~~((and ambulance review))~~ services committee.

(4) "Ambulance" means ~~((an emergency))~~ a vehicle designed and used to transport the ill and injured and to provide personnel, facilities, and equipment to treat patients before and during transportation.

(5) "First aid vehicle" means a vehicle ~~((primarily designed and))~~ used to carry first aid equipment and individuals trained in first aid or emergency medical procedure.

(6) "Emergency medical technician" means a person who ~~((has successfully completed a prescribed course of instruction and who has achieved a demonstrable level of performance and competence to treat victims of severe injury or other emergent condition))~~ is authorized by the secretary to render emergency medical care pursuant to RCW 18.73.110 as now or hereafter amended.

(7) "Ambulance operator" means a person who owns one or more ambulances and operates them as a private business.

(8) "Ambulance director" means a person who is a director of a service which operates one or more ambulances provided by a volunteer organization or governmental agency.

(9) "First aid vehicle operator" means a person who owns one or more first aid vehicles and operates them as a private business.

(10) "First aid director" means a person who is a director of a service which operates one or more first aid vehicles provided by a volunteer organization or governmental agency.

(11) "Emergency medical care" or "emergency medical service" means such medical treatment and care which may be rendered to persons injured, sick, or incapacitated ~~((at the scene of such injury, sickness, or incapacitation or in the ambulance))~~ in order to reduce the risk of loss of life or aggravation of illness or injury, including care rendered while transporting a

patient from an ambulance or other vehicle to an appropriate location within a hospital or other medical facility.

~~(12) ("Medical equipment" means such facilities and equipment to be used in the treatment of persons injured, sick or incapacitated carried by ambulance or first aid vehicle.~~

~~(13)) "Communications system" means a radio or landline network ((connected with a dispatch center which makes possible the alerting and coordination of personnel, equipment, and facilities)) which provides rapid public access, coordinated central dispatching of services, and coordination of personnel, equipment, and facilities in an emergency medical services system.~~

(13) "Emergency medical services region" means a region established by the secretary of the department of social and health services pursuant to RCW 18.73.060, as now or hereafter amended.

(14) "Patient care guidelines" mean the written guidelines adopted by the regional emergency medical services council under section 7 of this 1979 act which direct the care of the emergency patient. These guidelines shall be based upon the assessment of the patient's medical needs and his geographic location, and shall address which medical care vehicles will be dispatched to the scene, what treatment will be provided for serious conditions, which hospital will first receive the patient, and which hospitals are appropriate for transfer if necessary.

Sec. 2. Section 4, chapter 208, Laws of 1973 1st ex. sess. as amended by section 43, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.73.040 are each amended to read as follows:

There is created an emergency medical ~~((and ambulance review))~~ services committee of nine members to be appointed by the governor with the advice and consent of the senate. Members of the committee shall be persons knowledgeable in specific and general aspects of emergency medical services. Members shall be appointed for a period of three years; except, that the first appointees shall serve for terms as follows: Five for three years, two for two years, and two for one year. Further, the terms of those members representing the same field shall not expire at the same time.

The committee shall elect a chairman and a vice chairman whose terms of office shall be for one year each. The chairman shall be ineligible for re-election after serving two consecutive terms.

The committee shall meet on call by the governor, the secretary or the chairman.

All appointive members of the committee, in the performance of their duties, may be entitled to receive travel expenses as provided in RCW 43.03.050 and 43.03.060 as now existing or hereafter amended.

Sec. 3. Section 5, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.050 are each amended to read as follows:

The committee shall ~~((advise and assist the secretary on the identification of the requirements for prehospital emergency medical and ambulance services and practices and the formulation of implementation planning:~~

The secretary shall submit in writing to each member of the committee all the rules and regulations, other than procedural matters, proposed by him for adoption in accordance with the procedures of chapter 34.04 RCW. Unless, within thirty days of such notification, five of the members of the committee notify the secretary in writing of their disapproval of such proposed rules and regulations and their reasons therefor, such rules and regulations shall be adopted by the secretary in accordance with the procedures of chapter 34.04 RCW);

(1) Advise the secretary regarding emergency medical care needs throughout the state.

(2) Review all administrative rules proposed for adoption by the secretary under this chapter or under RCW 18.71.205. The secretary shall submit all such rules to the committee in writing. The committee shall, within forty-five days of receiving the proposed rules, advise the secretary of its recommendations. If the committee fails to notify the secretary within forty-five days of receipt of a proposed rule it shall be deemed to be approved by the committee.

(3) Assist the secretary, at the secretary's request, to fulfill any duty or exercise any power under this chapter.

**Sec. 4. Section 6, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.060 are each amended to read as follows:*

~~(1) The secretary shall designate at least ((eight planning and service areas)) **six emergency medical service regions so that all parts of the state are within such ((an area. These designations are to be made on the basis of convenience and efficiency of delivery of needed emergency medical services.**~~

~~(2) The secretary shall conduct a public hearing in a major city of each planning and service area at least sixty days prior to the formulation of a comprehensive plan for prehospital emergency medical services. Such hearing shall (a) afford an opportunity for participation by those interested in the determination of the need for, and the location of ambulances and first aid vehicles and (b) provide a public forum that affords a full opportunity for presenting views on any relevant aspect of prehospital emergency medical services)) **a region.**~~

(2) Each emergency medical service region shall be governed by a council composed of no more than eighteen members. The council members shall be persons knowledgeable in the field of emergency medicine, who shall be appointed by the legislative authority(s) of the county(s) included in the region, representing county medical societies, the American college of emergency physicians, the emergency department of the nurses association, regional hospital councils, public and private prehospital providers, elected officials, and representatives of the public at large and public safety. No county may

be divided between two or more regions. In any region which encompasses more than one county, each county shall have equal member representation.

*Section 4 was vetoed, see message at end of chapter.

Sec. 5. Section 7, chapter 208, Laws of 1973 1st ex. sess. and RCW 18-.73.070 are each amended to read as follows:

~~((The secretary shall prepare and adopt a comprehensive plan for pre-hospital emergency medical services in the state for persons injured as a result of motor vehicle accidents, suspected coronary victims, or persons suffering other acute illnesses or trauma. This plan shall include, but not be limited to the following: (1) The training of individuals in cardiopulmonary resuscitation, basic and advanced first aid, emergency medical technician, paramedic, and other programs for the development of prehospital emergency medical services personnel in the major city of each planning and service area; (2) the future development of rules and regulations for certification and licensure of prehospital emergency medical services personnel; and, (3) the study of prehospital emergency medical services needs, such as facilities, vehicles, equipment, communications and personnel in the state.~~

~~The secretary shall encourage communities to support the care and services required to meet the provisions of this plan or to develop such care and service. If any community is unable to provide the facilities, vehicles, equipment and personnel required, the secretary shall inform the committee thereof and the committee shall take such further action as it deems advisable consistent with the provisions of this chapter.)~~ After conducting a public hearing in one or more major cities in each emergency medical service region, affording all interested persons an opportunity to present their views on any relevant aspect of emergency medicine, the secretary shall adopt a state-wide comprehensive plan for the development and implementation of emergency medical care systems based upon the regional plans. The hearings shall be held at least sixty days before adoption or revision of the plan. Components of this plan shall include but not be limited to: Facilities, vehicles, medical and communications equipment, personnel and training, transportation, public information and education, and coordination of services.

The secretary shall encourage communities and medical care providers to implement the regional plan.

Sec. 6. Section 8, chapter 208, Laws of 1973 1st ex. sess. and RCW 18-.73.080 are each amended to read as follows:

In addition to other duties prescribed by law the secretary shall:

~~(1) ((It shall be the duty of the secretary, pursuant to the policy set forth in this chapter, to))~~ Prescribe minimum requirements for:

- (a) Ambulances;
- (b) First aid vehicles; and
- (c) Communication equipment((-));

~~((These requirements shall be reviewed regularly.))~~

(2) ~~((The secretary shall also))~~ Prescribe~~((, pursuant to the policy set forth in this chapter,))~~ minimum ~~((requirements for training of all first aid and ambulance personnel rendering emergency medical care or first aid.~~

~~((3) The secretary shall also))~~ standards governing the authorization and conduct of all training programs for emergency medical personnel authorized by this chapter;

(3) Review and approve or disapprove all applications for the conduct of emergency medical training courses authorized by this chapter;

(4) Establish and operate or contract with other qualified institutions or organizations for the operation of training programs for emergency medical personnel authorized by this chapter;

(5) Establish standards governing the establishment and operation of emergency medical care services and systems;

(6) Review the budgets prepared by the regional councils pursuant to section 7 of this 1979 act, and prepare a single budget for submission to the governor;

(7) Establish procedures for evaluating the effectiveness of emergency medical care throughout the state;

(8) Adopt a format for submission of annual regional plans;

(9) Cooperate with and assist ~~((the))~~ other agencies of state government and political subdivisions of the state of Washington who provide first aid ~~((and))~~ or emergency medical training to ensure that this training is available ~~((in each planning and service area of))~~ throughout the state ~~((pursuant to the policy set forth in this chapter.))~~;

~~((4) The secretary shall also))~~ (10) Prescribe minimum requirements for liability insurance to be carried by ambulance operators except that this requirement shall not apply to self-insured public bodies; and

(11) Assist in the coordination of medical air evacuation and poison control services.

****NEW SECTION. Sec. 7. There is added to chapter 18.73 RCW a new section to read as follows:***

In addition to any other duties provided by law, each regional emergency medical services council shall:

(1) At the request of the secretary, assist in the fulfillment of any duty or the exercise of any power prescribed by this chapter;

(2) Adopt and annually revise a regional plan, in the manner and form prescribed by the secretary, for the development and implementation of emergency medical care systems, including facilities, vehicles, medical and communication equipment, training, public information and education, and coordination of services; the plan shall be submitted to the secretary;

(3) Establish patient care guidelines for use within the region as approved by the secretary;

(4) Prepare a regional biennial budget request for the operation of the council and the development of emergency medicine within the region which

corresponds to the regional plan, and submit the budget request to the secretary;

(5) Disburse grant funds received from the secretary for the development of emergency medicine in accordance with the regional plan;

(6) Assist emergency medical providers throughout the region in coordinating their services;

(7) Advise units of local government within the region, and the secretary, regarding emergency medical needs within the region; and

(8) Establish local emergency medical councils within the region when, in the judgment of the regional council, such local councils would facilitate the development of emergency medicine within the region. Any local councils established pursuant to this section shall have such duties as the regional council shall prescribe. The members of any local council shall be appointed by the county legislative authority(s) of the county(s) within the local council, on the same basis used to appoint members of the regional council.

*Section 7 was vetoed, see message at end of chapter.

NEW SECTION. Sec. 8. There is added to chapter 18.73 RCW a new section to read as follows:

(1) The secretary, with the assistance of the regional emergency medical services councils, shall adopt a program for the disbursement of funds for the development of emergency medical care. Under the program, the secretary shall disburse funds to each regional council, stipulating the purpose for which the funds shall be expended. The regional council shall use such funds to make available matching grants in an amount not to exceed fifty percent of the cost of the proposal for which the grant is made. Grants shall be made to any public or private nonprofit agency which, in the judgment of the regional council, will best fulfill the purpose of the grant.

(2) Grants may be awarded for any of the following purposes:

(a) Establishment and initial development of an emergency medical service program;

(b) Expansion and improvement of an emergency medical service program;

(c) Purchase of equipment for the operation of an emergency medical service program; and

(d) Training and continuing education of emergency medical personnel.

(3) Any emergency medical service program which receives a grant shall stipulate that it will:

(a) Operate in accordance with patient care guidelines adopted by the regional council; and

(b) Provide, without prior inquiry as to ability to pay, emergency medical care to all patients requiring such care.

Sec. 9. Section 9, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.090 are each amended to read as follows:

The secretary shall establish standards for emergency medical communications for use in connection with the delivery of emergency medical services systems. He shall, in conjunction with other agencies of state government and political subdivisions of the state of Washington, encourage establishment of a state-wide communication system utilizing presently available facilities and such additional facilities as they become available; except, that each ambulance and first aid vehicle licensed under provisions of this chapter shall be equipped with transmitting and receiving equipment.

Sec. 10. Section 10, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.100 are each amended to read as follows:

Upon the establishment of this chapter, the secretary may grant variance from standards ~~((only))~~ when compliance can be expected to create prohibitive costs or cause substantial reduction or loss of existing service. Variance may be granted for a period of not more than one year. The variance may be renewed upon approval of the committee.

Sec. 11. Section 11, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.110 are each amended to read as follows:

The secretary shall specify the level of knowledge required to qualify as an emergency medical technician and shall issue a certificate of qualification to those eligible applicants who pass a written and practical examination given under the secretary's direction, or who provide proof of having graduated, with satisfactory performance, from a course of instruction, of not less than eighty hours, approved by the secretary. Reciprocity may be arranged, in granting emergency medical technician certificates, with a national certifying organization whose standards are at least equal to those established by the secretary.

~~((A fee shall be established, except, that no fee shall be required of active volunteer personnel for such certificate.))~~

The certificate shall be valid for a period of ~~((three))~~ two years and may be renewed at expiration upon proof that the holder has ~~((attended a refresher course recognized by the department, or))~~ met postcertification, continuing education requirements adopted by the secretary and upon passing an examination ((such as given to new applicants)) approved by the secretary: PROVIDED, That in cities having a population of four hundred thousand or more such certificates shall be valid for a period of three years.

Sec. 12. Section 12, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.120 are each amended to read as follows:

The secretary shall ~~((issue a))~~ recognize a current certificate of advanced first aid qualification ~~((to))~~ for those ~~((applicants))~~ who provide proof of advanced Red Cross training or its equivalent. ~~((The certificate shall be valid for a period of three years, and may be renewed at expiration upon proof that the holder has received a recognized Red Cross refresher~~

~~course or its equivalent, or upon passing an examination such as that given new applicants:~~

~~A fee shall be established for such certificate, except, that law enforcement officers, fire fighting personnel, or other governmental personnel required to have advanced first aid qualification as a qualification for employment shall be exempt from this fee.)~~

Sec. 13. Section 13, chapter 208, Laws of 1973 1st ex. sess. as amended by section 61, chapter 158, Laws of 1979 and RCW 18.73.130 are each amended to read as follows:

An ambulance operator, ambulance director, first aid vehicle operator or first aid director may not operate a service in the state of Washington without holding a license for such operation, issued by the secretary when such operation is consistent with the comprehensive plan established pursuant to RCW 18.73.070, indicating the general area to be served and the number of vehicles to be used, with the following exceptions:

- (1) The United States government;
- (2) Ambulance operators and ambulance directors providing service in other states when bringing patients into this state;
- (3) Owners of businesses in which ambulance or first aid vehicles are used exclusively on company property but occasionally in emergencies may bring patients to hospitals not on company property;
- (4) Operators of vehicles pressed into service for transportation of patients in emergencies when licensed ambulances are not available or cannot meet overwhelming demand.

The license shall be valid for a period of three years and shall be renewed on request provided the holder has consistently complied with the regulations of the department and the department of licensing and provided also that the needs of the area served have been met satisfactorily. The license shall not be transferable.

~~((A license fee shall be required for ambulance operators and first aid operators.))~~

Sec. 14. Section 14, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.140 are each amended to read as follows:

The secretary shall approve the issuance of an ambulance license for each vehicle so designated. The license shall be for a period of one year and may be reissued on expiration if the vehicle and its operation meet requirements in force at the time of expiration of the license period. The license may be revoked if the ambulance is found to be operating in violation of the regulations promulgated by the department or without required equipment. The license shall be terminated automatically if the vehicle is sold or transferred to the control of anyone not currently licensed as an ambulance operator or ambulance director. The ambulance license number shall be prominently displayed on each vehicle.

~~((A fee shall be established for vehicles operated by an ambulance operator.))~~

Licensed ambulances shall be inspected periodically by the secretary at the location of the ambulance station. Inspection shall include adequacy and maintenance of medical equipment and supplies and the mechanical condition of the vehicle including its mechanical and electrical equipment.

Sec. 15. Section 15, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.150 are each amended to read as follows:

Any ambulance operated as such shall operate with sufficient personnel for adequate patient care, at least one of whom shall be an emergency medical technician under standards promulgated by the secretary. The emergency medical technician shall have responsibility for its operation and for the care of patients both before they are placed aboard the vehicle and during transit. If there are two or more emergency medical technicians operating the ambulance, a nondriving medical technician shall be in command of the vehicle. The emergency medical technician in command of the vehicle shall be in the patient compartment and in attendance to the patient.

The driver of the ambulance shall have at least a certificate of advance first aid qualification (~~issued~~) recognized by the secretary pursuant to RCW 18.73.120.

Sec. 16. Section 16, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.160 are each amended to read as follows:

The secretary shall approve the issuance of a first aid vehicle license for each vehicle so designated. The license shall be for a period of one year and may be reissued on expiration if the vehicle meets requirements in force at the time of expiration of the license period. The license may be revoked if the vehicle is found to be operating in violation of regulations promulgated by the department or without required equipment. The license shall be terminated automatically if the vehicle is sold or transferred to the control of anyone not currently licensed as a first aid vehicle operator or first aid director. The first aid vehicle license number shall be prominently displayed on each vehicle.

~~((A fee shall be established for vehicles operated by a first aid vehicle operator.))~~

Licensed first aid vehicles shall be inspected periodically by the secretary at the location of the first aid vehicle station. Inspection shall include adequacy and maintenance of medical equipment and supplies and the mechanical condition of the vehicle, including mechanical and electrical equipment.

Sec. 17. Section 17, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.170 are each amended to read as follows:

The first aid vehicle shall be operated in accordance with standards promulgated by the secretary, by at least one person (~~((certificated pursuant to))~~) holding a certificate recognized under RCW 18.73.120 (~~((and under standards promulgated by the secretary))~~).

The first aid vehicle may be used for transportation of patients only when it is impossible or impractical to obtain an ambulance or when a wait for arrival of an ambulance would place the life of the patient in jeopardy(~~(; except, that)~~). If so used, the vehicle shall be under the command of a person (~~((certificated))~~) holding a certificate recognized pursuant to RCW (~~((+8-73-120))~~) 18.73.110 other than the driver (~~((and))~~) who shall be in attendance to the patient.

Sec. 18. Section 18, chapter 208, Laws of 1973 1st ex. sess. and RCW 18.73.180 are each amended to read as follows:

Other vehicles not herein defined by this chapter shall not be used commercially or by public services for transportation of patients who must be carried on a stretcher and who (~~((required))~~) may require attention en route, except that such transportation may be used when (~~((directed by a physician, or when))~~) a disaster creates (~~((casualties in numbers))~~) a situation that cannot be served by licensed ambulances(~~(; or when any casual transportation of the infirm from his home or a health facility for routine medical treatment or care or for recreational and social purposes is desired)~~).

NEW SECTION. Sec. 19. There is hereby appropriated from the general fund to the department of social and health services for the 1979-81 biennium, the sum of two million two hundred twenty-nine thousand dollars and twelve additional FTE staff years or so much thereof as may be necessary to carry out the purposes of RCW 18.71.200 through 18.71.210 and chapter 18.73 RCW.

No less than sixty percent of the appropriated funds shall be disbursed in the form of grants under section 8 of this act.

Passed the Senate May 29, 1979.

Passed the House May 23, 1979.

Approved by the Governor June 25, 1979, with the exception of Sections 4 and 7 which are vetoed.

Filed in Office of Secretary of State June 25, 1979.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith without my approval as to two sections Substitute Senate Bill No. 2308 entitled:

"AN ACT Relating to emergency medical services;"

I have vetoed Sections 4 and 7 of Substitute Senate Bill No. 2308 which would have established regional Emergency Medical Services governing councils and delegated to them certain administrative duties. Existing state law already gives the Secretary of the Department of Social and Health Services sufficient authority to establish program advisory bodies where necessary to fulfill programmatic or federal funding requirements. Since federal funding for emergency medical services will be exhausted during the ensuing 1979/81 biennium, it is inadvisable to saddle

the state with a bureaucracy of regional Emergency Medical Services governing councils with delegated responsibilities to establish patient care guidelines, disburse grant funds and submit regional budget requests. It is more appropriate for the state agency (i.e. DSHS) to be responsible for producing statewide plans for Emergency Medical Services training and equipment after consultation with appropriate advisory bodies, including locally elected public officials.

With the exception of Sections 4 and 7, which I have vetoed, the remainder of Substitute Senate Bill No. 2308 is approved."

CHAPTER 262

[Substitute Senate Bill No. 2451]

INSTITUTIONS OF HIGHER EDUCATION—TUITION AND FEE WAIVERS

AN ACT Relating to institutions of higher education; creating new sections; and adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW.

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

NEW SECTION. Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows:

(1) The total dollar amount of tuition and fee waivers awarded by any state university, regional university, state college, or in the case of the state's community colleges, all of the community colleges considered as a whole, shall not exceed four percent of an amount determined by estimating the total collections from tuition, operating, and services and activities fees had no such waivers been made and deducting the portion of that total amount which is attributable to the difference between resident and nonresident fees: PROVIDED, That at least three-fourths of the dollars waived shall be for needy or disadvantaged students under the program authorized by RCW 28B.15.530.

(2) The limitation on total tuition and fee waivers shall apply only to the following programs:

(a) Waivers for needy or disadvantaged students as authorized by RCW 28B.15.530;

(b) Waivers for students enrolled in a course of study or program which will enable them to finish their high school education and obtain a high school diploma or certificate as authorized by RCW 28B.15.520;

(c) Scholarships or waivers for foreign students as authorized by RCW 28B.10.200 and in section 2 of this act: PROVIDED, That awards which are a part of a reciprocal placement program based on contracts with institutions in foreign countries shall be exempt from the limitation in subsection (1) of this section; and

(d) Tuition and fee waiver programs authorized by sections 2, 3 and 4 of this act.

NEW SECTION. Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW a new section to read as follows: