

the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House March 4, 1947.

Passed the Senate March 9, 1947.

Approved by the Governor March 19, 1947.

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## CHAPTER 240.

[ H. B. 297. ]

### STATE CEREBRAL PALSY FUND.

AN ACT relating to the discovery, treatment, hospitalization, education and training of persons afflicted with cerebral palsy; defining the joint and several powers and duties of the State Superintendent of Public Instruction and the State Department of Health in relation thereto; creating a State Cerebral Palsy Fund; prescribing to whom and for what purpose such funds shall be disbursed; defining persons eligible for benefits of this act, and making appropriations.

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

SECTION 1. It is hereby declared to be of vital concern to the State of Washington that all persons who are bona fide residents of the State of Washington and who are afflicted with cerebral palsy in any degree be provided with facilities and a program of service for medical care, education, treatment and training to enable them to become normal individuals. In order to effectively accomplish such purpose the Superintendent of Public Instruction and the Department of Health, hereinafter called the Departments, are authorized and instructed and it shall be their joint duty to establish and administer facilities and a program of service for the discovery, care, education, hospitalization, treatment and training of educable persons afflicted with cerebral palsy, and to provide in connection therewith

Superintendent of Public Instruction and Department of Health to provide facilities.

Diagnos-  
tion and hos-  
pitalization.

Cooperation  
with other  
agencies.

Facilities.

nursing, medical, surgical and corrective care, together with academic, occupational and related training. Such program shall extend to developing, extending and improving service for the discovery of such persons and for diagnosis and hospitalization and shall include cooperation with other agencies of the State charged with the administration of laws providing for any type of service or aid to handicapped persons, and with the United States Government through any appropriate agency or instrumentality in developing, extending and improving such service, program and facilities. Such facilities shall include field clinics, diagnosis and observation centers, boarding schools, special classes in day schools, research facilities and such other facilities as shall be required to render appropriate aid to such persons. Existing facilities, buildings, hospitals and equipment belonging to or operated by the State of Washington shall be made available for these purposes when use therefor does not conflict with the primary use of such existing facilities. Existing buildings, facilities and equipment belonging to private persons, firms or corporations or to the United States Government may be acquired or leased.

State cere-  
bral palsy  
fund.

Appropri-  
ation.

SEC. 2. In order to provide the necessary funds for the program and purposes set forth in section 1 of this act, there is hereby created a State Cerebral Palsy Fund which shall be apportioned and expended under the direction of the State Superintendent of Public Instruction. There is hereby appropriated from the General Fund to the State Cerebral Palsy Fund for the fiscal biennium ending March 31, 1949, the sum of two hundred fifty thousand dollars (\$250,000), and there is further appropriated from the State Cerebral Palsy Fund the following:

a. To the State Department of Health, the sum of fifty thousand dollars (\$50,000) to be used by the Department to accomplish the objectives set forth in section 1 of this act as pertaining to the provisions of medical services including diagnosis, field clinics, observation centers, medical facilities, research activities and schools established under this act.

To the  
Department  
of Health.

b. To the Superintendent of Public Instruction, the sum of two hundred thousand dollars (\$200,000) for the operation and maintenance of boarding schools, special classes in day schools, and other academic, occupational and related training in new or existing facilities.

For the Su-  
perintendent  
of Public  
Instruction.

SEC. 3. Any resident of this State who is educable but so severely handicapped as the result of cerebral palsy that he is unable to take advantage of the regular system of free education of this State may be admitted to or be eligible for any service and facilities provided hereunder, provided such resident has lived in this State continuously for more than one year before his application for such admission or eligibility.

Patients  
eligible.

SEC. 4. Persons shall be admitted to or be eligible for the services and facilities provided herein only after diagnosis according to procedures and regulations established and approved for this purpose by the joint action of the Departments.

Prior  
diagnosis.

SEC. 5. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provisions or application.

Saving  
clause.

Passed the House March 3, 1947.

Passed the Senate March 8, 1947.

Approved by the Governor March 19, 1947.