

effective date of this 1972 amendatory act shall be construed to be invalid solely because the parties thereto did not comply with the procedures of this section.

Passed the Senate February 2, 1972.

Passed the House February 12, 1972.

Approved by the Governor February 22, 1972.

Filed in Office of Secretary of State February 23, 1972.

CHAPTER 96

[Substitute Senate Bill No. 96]

STATE SCHOOL FOR THE DEAF--BOARD OF TRUSTEES

AN ACT Relating to state institutions; adding a new chapter to Title 72 RCW; and creating a new section.

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

NEW SECTION. Section 1. It is the intention of the legislature, in creating a board of trustees for the state school for the deaf to perform the duties set forth in this chapter, that the board of trustees perform needed services to the secretary of the department of social and health services, hereinafter denominated the "secretary", in the development of programs for the deaf, and in the operation of the Washington state school for the deaf.

NEW SECTION. Sec. 2. There is hereby created a board of trustees for the state school for the deaf to be composed of ten trustees, of whom seven shall be appointed by the governor from a list of nominees to be submitted by the nominating committee in accordance with section 9 of this 1972 act. In making such appointments the governor shall give consideration to geographical exigencies and shall appoint one trustee residing in each of the state's congressional districts. The president of the parent-teachers house organization of the deaf school, the vice president of the parent-teachers house organization of the deaf school, and the president of the Washington state association for the deaf shall each be ex officio and nonvoting members of the board of trustees and shall serve during their respective tenures in such positions.

The initial appointees to the board of trustees shall draw lots at the first meeting thereof to determine their respective initial terms. One trustee shall serve for one year, one for two years, two for three years, one for four years, and two for five years.

Thereafter the successors of the trustees initially appointed

shall be appointed by the governor to serve for a term of five years except that any person appointed to fill a vacancy occurring prior to the expiration of any term shall be appointed only for the remainder of the term.

One trustee shall be a resident and qualified elector from each of the state's seven congressional districts. No trustee may be an employee of the state school for the deaf, a member of the board of directors of any school district, a member of the governing board of any public or private educational institution, or an elected officer or member of the legislative authority of any municipal corporation.

The board of trustees shall organize itself by electing a chairman from its members. The board shall adopt a seal and may adopt such bylaws, rules, and regulations as it deems necessary for its own government. Four members of the board shall constitute a quorum, but a lesser number may adjourn from time to time and may compel the attendance of absent members in such manner as prescribed in its bylaws, rules, or regulations. The superintendent of the state school for the deaf shall serve as, or may designate another person to serve as, the secretary of the board, who shall not be deemed to be a member of the board.

NEW SECTION. Sec. 3. Within thirty days of their appointment or July 1, 1972, whichever is sooner, the board of trustees shall organize, adopt bylaws for its own government, and make such rules and regulations not inconsistent with this chapter as they deem necessary. At such organizational meeting it shall elect from among its members a chairman and a vice chairman, each to serve for one year, and annually thereafter shall elect such officers to serve until their successors are appointed or qualified.

NEW SECTION. Sec. 4. Subject to the direction and control of the secretary of the department of social and health services, the board of trustees of the state school for the deaf:

(1) Shall monitor and inspect all existing facilities of the state school for the deaf, and report its findings to the secretary;

(2) Shall study and recommend comprehensive programs of education and training and review the admission policy as set forth in RCW 72.40.040 and 72.40.050, and make appropriate recommendations to the secretary;

(3) Shall advise the secretary in selection of qualified candidates for superintendent, members of the faculty and such other administrative officers and other employees, who shall all be subject to chapter 41.06 RCW, the state civil service law, unless specifically exempted by other provisions of law. All employees and personnel classified under chapter 41.06 RCW shall continue, after the effective date of this chapter, to perform their usual duties

upon the same terms as formerly, without any loss of rights, subject to any action that may be appropriate thereafter in accordance with the laws and rules governing the state civil service law;

(4) May recommend to the secretary the establishment of new facilities as needs demand;

(5) May recommend to the secretary rules and regulations for the government, management, and operation of such housing facilities deemed necessary or advisable;

(6) May make recommendations to the secretary concerning classrooms and other facilities to be used for summer or night schools, or for public meetings and for any other uses consistent with the use of such classrooms or facilities for the school for the deaf;

(7) May make recommendations to the secretary for adoption of rules and regulations for pedestrian and vehicular traffic on property owned, operated, or maintained by the school for the deaf;

(8) Shall recommend to the secretary, with the assistance of the faculty, the course of study including vocational training in the school for the deaf, in accordance with other applicable provisions of law and rules and regulations;

(9) May grant to every student, upon graduation or completion of a program or course of study, a suitable diploma, nonbaccalaureate degree, or certificate.

(10) Shall participate in the development of, and monitor the enforcement of the rules and regulations pertaining to the school for the deaf;

(11) Shall perform any other duties and responsibilities prescribed by the secretary.

NEW SECTION. Sec. 5. The board of trustees shall recommend rules and regulations determining eligibility for and certification of teachers in the state school for the deaf, including certification for emergency or temporary, substitute or provisional duty.

NEW SECTION. Sec. 6. Each member of the board of trustees shall receive per diem as provided in RCW 43.03.050, and necessary expenses and other actual mileage or transportation costs as provided in RCW 43.03.060, and such payments shall be a proper charge to any funds appropriated or allocated for the support of the state school for the deaf.

NEW SECTION. Sec. 7. The board of trustees shall meet at least six times each year.

NEW SECTION. Sec. 8. The board of trustees shall appoint a local advisory committee consisting of five or more persons from the local community and surrounding areas to advise the board on any matter relating to the development of programs for the deaf or relating to the operation of the state school for the deaf.

V- NEW SECTION. Sec. 9. There is hereby created a nominating committee to select no less than seven nominees for consideration by the governor for initial trustees of the state school for the deaf. The nominating committee shall be composed of the superintendent of the state school for the deaf, the secretary of the department of social and health services, and the president of the parent-teachers house organization of the deaf school. The members of the nominating committee shall be entitled to per diem and expenses as provided in RCW 43.03.050 and 43.03.060 and such payments shall be a proper charge to the board of trustees of the state school for the deaf.

NEW SECTION. Sec. 10. Sections 1 through 8 shall constitute a new chapter in Title 72 RCW.

Passed the Senate January 28, 1972.

Passed the House February 12, 1972.

Approved by the Governor February 19, 1972 with the exception of one item in section 2 and all of section 9 which are vetoed.

Filed in Office of Secretary of State February 23, 1972.

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

"...Substitute Senate Bill 96 creates a Board of Trustees for the State School for the Deaf. The Board will be able to provide useful assistance to the School for the Deaf and to the Department of Social and Health Services in improving the overall program for the students at the school.

Veto
Message

The bill provides for a board of seven members appointed by the Governor and three ex-officio members. The members appointed by the Governor must be selected from a list of nominees submitted by a nominating committee in accordance with section 9 of the bill.

The nominating committee created by section 9 includes the Superintendent of the State School for the Deaf, the Secretary of the Department of Social and Health Services and the President of the parent-teachers house organization of the Deaf School. There is no requirement that more than seven nominees be submitted for the Governor's consideration.

This mechanism for the selection of members of the Board of Trustees is excessively restrictive and does not assure that there will be an opportunity for adequate

representation of those interested in the needs of the students at the School for the Deaf and the interest of the general public. Veto
Message

Accordingly, I have determined to veto Section 9 of the bill and that item in section 2 of the bill which makes reference to the list of nominees submitted in accordance with section 9. With the exception of section 9 and the item in section 2, I have approved the remainder of Substitute Senate Bill 96."

CHAPTER 97

[Senate Bill No. 104]

COUNTIES--OFFICIALS, SALARIES

AN ACT Relating to county government; providing for salaries for officials thereof; amending section 36.16.032, chapter 4, Laws of 1963 as last amended by section 1, chapter 77, Laws of 1967 ex. sess. and RCW 36.16.032; amending section 36.27.060, chapter 4, Laws of 1963 as last amended by section 2, chapter 237, Laws of 1971 ex. sess. and RCW 36.27.060; and declaring an emergency.

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

Section 1. Section 36.16.032, chapter 4, Laws of 1963 as last amended by section 1, chapter 77, Laws of 1967 ex. sess. and RCW 36.16.032 are each amended to read as follows:

The office of county auditor may be combined with the office of county clerk in counties of the eighth class by unanimous resolution of the board of county commissioners passed thirty days or more prior to the first day of filing for the primary election for county offices. The salary of such office of county clerk combined with the office of county auditor shall be ((six thousand eight hundred dollars)) nine thousand four hundred dollars.

Sec. 2. Section 36.27.060, chapter 4, Laws of 1963 as last amended by section 2, chapter 237, Laws of 1971 ex. sess., and RCW 36.27.060 are each amended to read as follows:

The prosecuting attorneys and their deputies of class three counties and counties with population larger than class three counties shall serve full time and shall not engage in the private practice of law: PROVIDED, That deputy prosecuting attorneys in counties of the second class and third class may serve part time and engage in the private practice of law if the board of county commissioners so provides: PROVIDED, FURTHER, That the board of