

(5) \$1,796,000 is provided solely for the implementation of House Bill No. 1660 during the 1984-85 school year. The funds shall be allocated as follows:

- (a) A maximum of \$50,000 for a Campus Education Research Center.
- (b) A maximum of \$350,000 for School Improvement Research Projects.
- (c) A maximum of \$50,000 for an SPI clearinghouse.
- (d) A maximum of \$200,000 for School Self Study.
- (e) A maximum of \$50,000 for Building Based Management Pilot Programs.
- (f) A maximum of \$75,000 for an Administrator Training Academy Plan.
- (g) A maximum of \$12,000 for Teacher Excellence Awards.
- (h) A maximum of \$50,000 for Supervision of Student Teacher Pilot Programs.
- (i) A maximum of \$200,000 for a Graduate Teacher Preparation Plan.
- (j) A maximum of \$80,000 for Teacher Competency Test Development.
- (k) A maximum of \$75,000 for an Educator Salary Study.
- (l) A maximum of \$40,000 for In-Service Credit Equivalency Development.
- (m) A maximum of \$564,000 for Staff Development Plans.

As House Bill No. 1660 did not pass, this appropriation cannot be used and is an unnecessary authorization.

## CHAPTER 286

[Engrossed Substitute Senate Bill No. 4484]

### ATHLETIC HEALTH CARE AND TRAINING COUNCIL

AN ACT Relating to the athletic health care and training council; amending section 1, chapter 32, Laws of 1975-'76 2nd ex. sess. and RCW 28A.58.125; adding a new section to chapter 28A.04 RCW; adding new sections to chapter 43.131 RCW; providing an expiration date; adding a new chapter to Title 43 RCW; prescribing penalties; making an appropriation; and declaring an emergency.

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

**NEW SECTION.** Sec. 1. The legislature finds that the provisions made for safety, emergency care, and athletic health care and training for persons of junior high or high school age are dramatically inferior to those made for athletes at either the postsecondary or professional levels. The legislature further finds that when care is provided at the junior high and high school level, participants in different athletic activities are not provided with equal care.

The legislature finds that the health and safety of the participants in athletics who are between twelve and eighteen years of age is of great importance. The legislature further finds that standards and guidelines for the health and safety of participants in organized athletics both in the high schools and junior high schools will help protect the young people of this state.

**NEW SECTION.** Sec. 2. (1) The athletic health care and training council is created. The council shall consist of fourteen members selected by

the governor to serve four-year staggered terms. The terms of the initial members shall be as follows: Two members will serve a one-year term, four members will serve two-year terms, four members will serve three-year terms, and four members will serve four-year terms. The governor shall select the members to represent diverse racial and ethnic backgrounds, the different geographical areas of the state, and both men and women as follows: Two members shall be physicians licensed under chapter 18.57 or 18.71 RCW, two members shall be physical therapists licensed under chapter 18.74 RCW, two members shall be athletic trainers, two members shall be principals of public junior high schools in this state with one from a large district and one from a small district, two members shall be principals of public high schools in this state with one from a large district and one from a small district, two members shall be school district superintendents with one from a large district and one from a small district, one member shall be a representative of a private school which conducts junior and senior high school athletic programs, and one member shall be employed by or be an officer of an organization to which a school district has delegated control, supervision, and regulation of an activity under RCW 28A.58.125.

(2) The members of the council shall select the chairperson from among their members.

NEW SECTION. Sec. 3. Members of the council shall serve without compensation but shall be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060.

NEW SECTION. Sec. 4. The council shall meet at regularly scheduled meetings and may meet more frequently as necessary as determined by the chairperson. Eight members shall constitute a quorum for conducting business.

NEW SECTION. Sec. 5. The council may employ staff as necessary to help the council carry out its duties. The council may contract for services when necessary for preliminary investigations of violations of this chapter or rules adopted under this chapter.

\*NEW SECTION. Sec. 6. (1) The council shall conduct a study of health and safety conditions in organized athletic programs designed for persons between the ages of twelve and eighteen either in public or private junior high schools and high schools in this state. The study shall be completed by September 1, 1984.

*(2) No later than September 1, 1984, the council shall develop proposed rules that establish standards for the health and safety of persons in organized athletic programs designed for persons between the ages of twelve and eighteen either in public or private junior high schools and high schools in the state. The proposed rules shall establish standards for staff training, athletic facilities, athletic equipment, training areas, the provision of athletic health care and training services, record keeping, and emergency procedures.*

(3) Upon completion, the proposed rules shall be distributed for comment to the state superintendent of public instruction, every local school district board in the state, and other interested persons. The council shall accept comments pertaining to the proposed rules until January 1, 1985.

(4) The council may modify the proposed rules where deemed appropriate and shall adopt the rules in accordance with chapter 34.04 RCW no later than May 1, 1985.

(5) The council shall periodically review the rules adopted under this section and modify them to the extent it considers it appropriate.

\*Sec. 6 was partially vetoed, see message at end of chapter.

**\*NEW SECTION. Sec. 7.** When the council receives reports of violations of this chapter or the rules adopted under this chapter, the council may conduct investigations. At the request of the council, the prosecuting attorney of the county wherein a violation has occurred or the attorney general shall take such action as appropriate to enforce this chapter and the rules adopted under this chapter and to collect the fines specified in section 8 of this act.

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

**\*NEW SECTION. Sec. 8.** A school district or person may be fined up to five thousand dollars for a wilful violation of this chapter or rules adopted under this chapter. Injunctive relief may be granted to prevent future violations.

\*Sec. 8. was vetoed, see message at end of chapter.

**\*NEW SECTION. Sec. 9.** There is added to chapter 28A.04 RCW a new section to read as follows:

The state board of education shall, in exercising its powers and duties, conform to the provisions of chapter 43... RCW (sections 2 through 8 of this act) and to the rules adopted under it by the athletic health care and training council.

\*Sec. 9. was vetoed, see message at end of chapter.

**\*Sec. 10.** Section 1, chapter 32, Laws of 1975-'76 2nd ex. sess. and RCW 28A.58.125 are each amended to read as follows:

Each school district board of directors is hereby granted and shall exercise the authority to control, supervise and regulate the conduct of interschool athletic activities and other interschool extracurricular activities of an athletic, cultural, social or recreational nature for students of the district. This authority shall be exercised in conformity with the provisions of chapter 43... RCW (sections 2 through 8 of this 1984 act) and the rules adopted under it by the athletic health care and training council. A board of directors may delegate control, supervision and regulation of any such activity to the Washington Interscholastic Activities Association or any other voluntary nonprofit entity and compensate such entity for services provided, subject to the following conditions:

**(1) The voluntary nonprofit entity shall submit an annual report to the state board of education of student appeal determinations, assets, and financial receipts and disbursements at such time and in such detail as the state board shall establish by rule;**

**(2) The voluntary nonprofit entity shall not discriminate in connection with employment or membership upon its governing board, or otherwise in connection with any function it performs, on the basis of race, creed, national origin, sex or marital status;**

**(3) Any rules and policies applied by the voluntary nonprofit entity which govern student participation in any interschool activity shall be written and subject to the annual review and approval of the state board of education at such time as it shall establish;**

**(4) All amendments and repeals of such rules and policies shall be subject to the review and approval of the state board; and**

**(5) Such rules and policies shall provide for notice of the reasons and a fair opportunity to contest such reasons prior to a final determination to reject a student's request to participate in or to continue in an interschool activity. Any such decision shall be considered a decision of the school district conducting the activity in which the student seeks to participate or was participating and may be appealed pursuant to RCW 28A.88.010 through 28A.88.015, as now or hereafter amended.**

\*Sec. 10. was vetoed, see message at end of chapter.

**NEW SECTION.** Sec. 11. There is added to chapter 43.131 RCW a new section to read as follows:

The athletic health care and training council and its powers and duties shall be terminated on June 30, 1990.

**NEW SECTION.** Sec. 12. There is added to chapter 43.131 RCW a new section to read as follows:

The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective June 30, 1991:

- (1) Section 2 of this act and RCW 43.\_\_\_\_;
- (2) Section 3 of this act and RCW 43.\_\_\_\_;
- (3) Section 4 of this act and RCW 43.\_\_\_\_;
- (4) Section 5 of this act and RCW 43.\_\_\_\_;
- (5) Section 6 of this act and RCW 43.\_\_\_\_;
- (6) Section 7 of this act and RCW 43.\_\_\_\_;
- (7) Section 8 of this act and RCW 43.\_\_\_\_; and
- (8) Section 9 of this act and RCW 28A.04.\_\_\_\_.

**NEW SECTION.** Sec. 13. 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. 14. Sections 2 through 8 of this act shall constitute a new chapter in Title 43 RCW.

NEW SECTION. Sec. 15. There is appropriated from the state general fund to the athletic health care and training council for the remainder of the 1983-85 biennium the sum of forty-nine thousand dollars or so much thereof as may be necessary to carry out the purposes of this act.

NEW SECTION. Sec. 16. 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 March 2, 1984.

Passed the House February 26, 1984.

Approved by the Governor March 30, 1984, with the exception of section 6, subsection 2 through 5, sections 7, 8, 9, and 10, which were vetoed.

Filed in Office of Secretary of State March 30, 1984.

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

I am returning herewith without my approval, as to several sections, Substitute Senate Bill No. 4484, entitled:

"AN ACT Relating to the athletic health care and training council."

As presented to me, this bill would create an additional state agency to regulate the safety, health care, and training of our school-aged athletes. In addition, it would give the new agency a wide array of powers to establish and enforce certain standards with respect to health and safety of training techniques and equipment. I totally support the intent of this legislation. However, I am not convinced that a clear need has been demonstrated justifying a state agency and a regulatory program of this size and scope.

In addition, this measure ignores the existing authority of elected officials who are responsible for our common school education program, including the athletic component. Indeed, this measure not only substitutes future rules and regulations of the council for that authority but may well place additional and costly burdens on these officials with respect to civil suits arising from any injuries which occur where the rules and regulations may have been violated.

All the issues raised by this legislation merit further study. Therefore, I am approving those portions of the bill which establish the council and empower it to conduct a study of health and safety conditions in organized athletic programs in the state's junior high and high schools.

With the exception of section 6, subsection 2 through subsection 5, sections 7, 8, 9, and 10, Substitute Senate Bill No. 4484 is approved.

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## CHAPTER 287

[House Bill No. 1159]

### BOARDS, COMMISSIONS, COUNCILS, AND COMMITTEES—COMPENSATION UNIFORMITY

AN ACT Relating to state government; amending section 3, chapter 157, Laws of 1951 as amended by section 1, chapter 21, Laws of 1969 and RCW 1.08.005; amending section 1, chapter 185, Laws of 1943 as amended by section 1, chapter 42, Laws of 1971 and RCW