

(31) Section 14, chapter 154, Laws of 1972 ex. sess. and RCW 73.34.900.

Passed the Senate March 21, 1979.

Passed the House April 11, 1979.

Approved by the Governor April 25, 1979.

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

CHAPTER 60

[Senate Bill No. 2297]

HIGHER EDUCATION ASSISTANCE AUTHORITY

AN ACT Relating to higher education; creating a new section; and repealing sections 1 through 25, chapter 120, Laws of 1973 1st ex. sess. and RCW 28B.17.010 through 28B.17.210.

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

NEW SECTION. Section 1. Sections 1 through 25, chapter 120, Laws of 1973 1st ex. sess. and RCW 28B.17.010 through 28B.17.210 are each hereby repealed.

Passed the Senate March 21, 1979.

Passed the House April 11, 1979.

Approved by the Governor April 25, 1979.

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

CHAPTER 61

[Substitute Senate Bill No. 2301]

PERSONAL SERVICE CONTRACTS

AN ACT Relating to personal service contracts; amending section 1, chapter 191, Laws of 1974 ex. sess. as amended by section 44, chapter ... (House Bill No. 848), Laws of 1979 and RCW 39.29.010; and adding new sections to chapter 191, Laws of 1974 ex. sess. and to chapter 39.29 RCW.

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

NEW SECTION. Section 1. There is added to chapter 191, Laws of 1974 ex. sess. and to chapter 39.29 RCW a new section to read as follows:

It is the intent of this chapter to provide for a comprehensive legislative review of all personal service contracts negotiated within state government, unless specifically exempted under this chapter, and to centralize executive supervision of these expenditures by the office of financial management.

NEW SECTION. Sec. 2. There is added to chapter 191, Laws of 1974 ex. sess. and to chapter 39.29 RCW a new section to read as follows:

As used in this chapter:

(1) "Personal service contract" means an agreement, or any amendment or renewal thereto, with an independent contractor for the rendering of personal services to the state.

(2) "Personal service" means performing a specific study, project, or task which requires professional or technical expertise.

(3) "Agency" means any state officer or activity of the executive and judicial branches of state government, including state agencies, departments, offices, divisions, boards, commissions, and educational, correctional, and other types of institutions.

Sec. 3. Section 1, chapter 191, Laws of 1974 ex. sess. as amended by section 44, chapter ... (House Bill No. 848), Laws of 1979 and RCW 39-.29.010 are each amended to read as follows:

~~(On and after July 24, 1974)~~ All personal service contracts, including renewals and amendments of existing contracts, entered into by any state officer or activity of the executive and judicial branches of state government, including state agencies, departments, offices, divisions, boards, commissions, and educational, correctional and other types of institutions, shall be filed with the office of financial management and the legislative budget committee at least ten days prior to the date any work commences under such contracts regardless of the source of funds. The director of financial management may exempt on a limited basis specific classes of personal service contracts involving activities of the executive and judicial branches after preparation of documented justification and consultation with the legislative budget committee: **PROVIDED**, That approval of the exemption is granted prior to commencement of the contract work.

In special emergency cases when work commencement is clearly a major and overriding factor and immediate contract action is mandatory, filing may be delayed for personal service contracts involving executive and judicial branches by the director of financial management after consultation with the legislative auditor: **PROVIDED**, That such filing shall be made prior to commencement of the contract work with documented justification for the filing delay.

Standing and other committees of the legislature and officers or employees of the legislative branch shall file personal service contracts with the legislative budget committee and the office of financial management in accordance with the ten day time limitation set forth in this section. ~~((This requirement conforms with legislative intent that all personal service contracts negotiated within state government shall be subject to periodic and centralized legislative review.))~~ Requests by legislative committees or personnel for either exemptions or delays in filing individual personal service contracts shall be forwarded to the legislative budget committee for review and maintenance of a central control file for use in preparation of summary reports on personal service contracts as directed by the legislature. Filing of

personal service contracts delayed for emergency purposes shall be made not more than five days after commencement of the contract work involved.

NEW SECTION. Sec. 4. There is added to chapter 191, Laws of 1974 ex. sess. and to chapter 39.29 RCW a new section to read as follows:

This chapter does not apply to:

(1) Contracts specifying a fee of less than two thousand five hundred dollars if the total of such contracts from that agency with the contractor within a twelve-month period does not exceed two thousand five hundred dollars;

(2) Contracts awarded through competitive bids if the bidding follows a formal, documented bid procedure and if the request for bids is advertised through the media normally used by the particular service being sought: PROVIDED, That for management purposes, the office of financial management may require the filing of certain contracts exempted under this subsection;

(3) Contracts where the contracting agency recognizes that an employee-employer relationship exists;

(4) Contracts awarded to companies that furnish a service where the tariff is established by the utilities and transportation commission or other public entity;

(5) Intergovernmental agreements awarded to any public corporation, whether federal, state, or local and any department, division, or subdivision thereof; and

(6) Contracts awarded for services to be performed for a standard fee, when the standard fee is established by the contracting agency or any other public corporation and a like contract is available to all qualified applicants.

Passed the Senate April 2, 1979.

Passed the House April 11, 1979.

Approved by the Governor April 25, 1979.

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

CHAPTER 62

[Senate Bill No. 2385]

FUNERAL SERVICES—COST INFORMATION DISCLOSURE

AN ACT Relating to funeral directors; and adding a new section to chapter 18.39 RCW.

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

NEW SECTION. Section 1. There is added to chapter 18.39 RCW a new section to read as follows:

(1) Every licensed funeral director, his agent, or his employee shall give, or cause to be given, to the person making funeral arrangements or arranging for shipment, transportation, or other disposition of a deceased person: