

(30) "State elective position" means any position held by any person elected or appointed to state-wide office or elected or appointed as a member of the legislature.

(31) "State actuary" or "actuary" means the person appointed pursuant to RCW 44.44.010(2).

Sec. 2. Section 1, chapter 23, Laws of 1973 and RCW 41.40.450 are each amended to read as follows:

Notwithstanding any other law, or rule or regulation of the ~~((retirement board, contributions to the retirement system relating to any classified employee of a school district actually))~~ director, any member employed by the school district who is actually employed by the district on a continuous nine month basis ((shall be prorated on a twelve month basis and counted in the computation of any retirement allowance or other benefits provided for in this chapter as for twelve months of service)) and who earns at least nine months of service credit under RCW 41.40.010(9) during the school district's fiscal year shall receive credit for twelve months of service.

NEW SECTION. Sec. 3. Section 1 of this 1983 act applies only to service credit accruing after the effective date of this 1983 act.

Passed the House March 11, 1983.

Passed the Senate April 13, 1983.

Approved by the Governor April 22, 1983.

Filed in Office of Secretary of State April 22, 1983.

## CHAPTER 70

[House Bill No. 102]

### VOCATIONAL REHABILITATION—INJURED WORKERS—CERTAIN BENEFITS AVAILABLE REGARDLESS OF INJURY DATE

AN ACT Relating to vocational rehabilitation; amending section 10, chapter 14, Laws of 1980 as amended by section 11, chapter 63, Laws of 1982 and RCW 51.32.095; amending section 13, chapter 63, Laws of 1982 and RCW 51.32.250; adding a new section to chapter 51.41 RCW; and declaring an emergency.

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

NEW SECTION. Sec. 1. There is added to chapter 51.41 RCW a new section to read as follows:

The intent of this chapter is to benefit otherwise eligible injured workers in this state including those injured before January 1, 1983, provided that claims shall not be reopened solely for vocational rehabilitation purposes. This chapter shall be liberally construed to accomplish this intent.

Sec. 2. Section 10, chapter 14, Laws of 1980 as amended by section 11, chapter 63, Laws of 1982 and RCW 51.32.095 are each amended to read as follows:

One of the primary purposes of this title is the restoration of the injured worker to gainful employment. To this end, the department shall utilize the services of individuals and organizations, public or private, whose experience, training, and interests in vocational rehabilitation and retraining qualify them to lend expert assistance to the supervisor of industrial insurance in such programs of vocational rehabilitation, retraining, and job placement a may be reasonable to qualify the worker for employment consistent with his or her physical and mental status. Where, after evaluation and recommendation by such individuals or organizations and prior to final evaluation of the worker's permanent disability and in the sole opinion of the supervisor or supervisor's designee, whether or not medical treatment has been concluded, vocational rehabilitation or retraining with job placement is both necessary and likely to restore the injured worker to a form of gainful employment, including self-employment, the supervisor or supervisor's designee may, in his or her sole discretion, pay or, if the employer is a self-insurer, direct the self-insurer to pay the cost of books, tuition, fees, supplies, equipment, transportation, child or dependent care, and other necessary expenses for any such worker in an amount not to exceed three thousand dollars in any fifty-two week period, and continue the temporary total disability compensation under RCW 51.32.090 while the worker is actively and successfully undergoing a formal program of vocational rehabilitation or retraining with job placement. Such expenses may include training fees for on-the-job training and the cost of furnishing tools and other equipment necessary for self-employment or reemployment: PROVIDED, That such compensation or payment of retraining with job placement expenses may not be authorized for a period of more than fifty-two weeks: PROVIDED FURTHER, That such period may, in the sole discretion of the supervisor after his or her review, be extended for an additional fifty-two weeks or portion thereof by written order of the supervisor.

In cases where the worker is required to reside away from his or her customary residence, the reasonable cost of board and lodging shall also be paid. Said costs shall be chargeable to the employer's cost experience or shall be paid by the self-insurer as the case may be.

The benefits provided for in this section are available to any otherwise eligible worker regardless of the date of industrial injury.

Sec. 3. Section 13, chapter 63, Laws of 1982 and RCW 51.32.250 are each amended to read as follows:

Modification of the injured worker's previous job is recognized as a desirable method of returning the injured worker to suitable gainful employment. In order to assist employers in meeting the costs of job modification, and to encourage employers to modify jobs to accommodate retaining or hiring workers with disabilities resulting from work-related injury, the supervisor in his or her discretion may pay job modification costs in an amount not to exceed five thousand dollars per worker per job modification.

This payment is intended to be a cooperative participation with the employer and funds shall be taken from the appropriate account within the second injury fund.

The benefits provided for in this section are available to any otherwise eligible worker regardless of the date of industrial injury.

NEW SECTION. Sec. 4. 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.

NEW SECTION. Sec. 5. 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.

Passed the House April 13, 1983.

Passed the Senate April 11, 1983.

Approved by the Governor April 22, 1983.

Filed in Office of Secretary of State April 22, 1983.

## CHAPTER 71

[Engrossed House Bill No. 387]

### MEDICAL DISCIPLINARY ACCOUNT—ASSESSMENTS LEVIED ON PHYSICIANS AND SURGEONS

AN ACT Relating to the medical disciplinary board; and adding new sections to chapter 18.72 RCW.

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

NEW SECTION. Sec. 1. There is hereby levied to be collected by the department of licensing from every physician and surgeon licensed pursuant to chapter 18.71 RCW an annual medical disciplinary assessment equal to the license renewal fee established under RCW 43.24.085. The assessment levied pursuant to this subsection is in addition to any license renewal fee established under RCW 43.24.085.

NEW SECTION. Sec. 2. Because it is the express purpose of this chapter to protect the public health and to provide for a public agency to act as a disciplinary body for members of the medical profession licensed to practice medicine and surgery in this state, and because the health and well-being of the people of this state are of paramount importance, there is hereby created an account within the general fund to be known as the medical disciplinary account. All assessments, fines, and other funds collected or received pursuant to this chapter shall be deposited in the medical disciplinary account and used to administer and implement this chapter.

NEW SECTION. Sec. 3. The director of licensing shall allocate all appropriated funds to accomplish the purposes of this chapter.