

CHAPTER 270

[Engrossed Substitute House Bill No. 1333]

COMMISSION ON ASIAN-AMERICAN AFFAIRS—NURSING HOME
ADVISORY COUNCIL—EMERGENCY MEDICAL SERVICES COMMITTEE—
COUNCIL FOR THE PREVENTION OF CHILD ABUSE AND NEGLECT—
SNOWMOBILE ADVISORY COMMITTEE—CEMETERY BOARD—SUNSET
PROVISIONS MODIFIED

AN ACT Relating to the deferring or deleting of the proposed termination and repeal of agencies and programs; amending RCW 43.131.215, 43.131.216, 43.131.301, 43.131.302, 43.131.303, 43.131.304, 43.131.319, 43.131.320, and 46.10.220; repealing RCW 43.131.187, 43.131.188, 43.131.189, 43.131.190, 43.131.211, 43.131.212, 43.131.221, 43.131.222, 43.131.305, 43.131.306, 43.131.307, 43.131.313, 43.131.314, 67.08.910, 43.101.850, 18.39.910, and 43.21F.900; and declaring an emergency.

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

Sec. 1. Section 34, chapter 99, Laws of 1979 as amended by section 3, chapter 119, Laws of 1983 and RCW 43.131.215 are each amended to read as follows:

The Washington state commission on Asian-American affairs and its powers and duties shall be terminated on June 30, (~~(1988)~~) 1989, as provided in RCW 43.131.216.

Sec. 2. Section 76, chapter 99, Laws of 1979 as amended by section 4, chapter 119, Laws of 1983 and RCW 43.131.216 are each amended to read as follows:

The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective June 30, (~~(1989)~~) 1990:

(1) Section 1, chapter 140, Laws of 1974 ex. sess., section 1, chapter 119, Laws of 1983 and RCW 43.117.010;

(2) Section 2, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.020;

(3) Section 3, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.030;

(4) Section 4, chapter 140, Laws of 1974 ex. sess., section 131, chapter 34, Laws of 1975-'76 2nd ex. sess., section 1, chapter 68, Laws of 1982 and RCW 43.117.040;

(5) Section 5, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.050;

(6) Section 6, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.060;

(7) Section 7, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.070;

(8) Section 8, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.080;

(9) Section 9, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.090;

(10) Section 10, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.100;

(11) Section 11, chapter 140, Laws of 1974 ex. sess. and RCW 43.117.900; and

(12) Section 14, chapter 140, Laws of 1974 ex. sess., section 1, chapter 297, Laws of 1977 ex. sess., section 2, chapter 119, Laws of 1983 and RCW 43.117.910.

Sec. 3. Section 24, chapter 197, Laws of 1983 and RCW 43.131.301 are each amended to read as follows:

The nursing home advisory council and its powers and duties shall be terminated on June 30, (~~(+1987)~~) 1989, as provided in RCW 43.131.302.

Sec. 4. Section 50, chapter 197, Laws of 1983 and RCW 43.131.302 are each amended to read as follows:

The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective June 30, (~~(+1988)~~) 1990:

(1) Section 11, chapter 117, Laws of 1951, section 1, chapter 85, Laws of 1971 ex. sess., section 65, chapter 211, Laws of 1979 ex. sess., section 39, chapter 287, Laws of 1984 and RCW 18.51.100; and

(2) Section 12, chapter 117, Laws of 1951, section 66, chapter 211, Laws of 1979 ex. sess. and RCW 18.51.110.

Sec. 5. Section 25, chapter 197, Laws of 1983 and RCW 43.131.303 are each amended to read as follows:

The emergency medical services committee and its powers and duties shall be terminated on June 30, (~~(+1987)~~) 1989, as provided in RCW 43.131.304.

Sec. 6. Section 51, chapter 197, Laws of 1983 and RCW 43.131.304 are each amended to read as follows:

The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective June 30, (~~(+1988)~~) 1990:

(1) Section 4, chapter 208, Laws of 1973 1st ex. sess., section 43, chapter 34, Laws of 1975-'76 2nd ex. sess., section 2, chapter 261, Laws of 1979 ex. sess., section 13, chapter 338, Laws of 1981, section 55, chapter 279, Laws of 1984 and RCW 18.73.040; and

(2) Section 5, chapter 208, Laws of 1973 1st ex. sess., section 3, chapter 261, Laws of 1979 ex. sess. and RCW 18.73.050.

Sec. 7. Section 5, chapter 261, Laws of 1984 and RCW 43.131.319 are each amended to read as follows:

The Washington council for the prevention of child abuse and neglect and its powers and duties shall be terminated on June 30, (~~(+1988)~~) 1989, as provided in RCW 43.131.320.

Sec. 8. Section 6, chapter 261, Laws of 1984 and RCW 43.131.320 are each amended to read as follows:

The following acts or parts of acts as now existing or hereafter amended, are each repealed effective June 30, (~~(1989)~~) 1990:

- (1) Section 1, chapter 4, Laws of 1982 and RCW 43.121.010;
- (2) Section 2, chapter 4, Laws of 1982, section 1, chapter 261, Laws of 1984 and RCW 43.121.020;
- (3) Section 3, chapter 4, Laws of 1982, section 87, chapter 287, Laws of 1984 and RCW 43.121.030;
- (4) Section 4, chapter 4, Laws of 1982 and RCW 43.121.040;
- (5) Section 5, chapter 4, Laws of 1982 and RCW 43.121.050;
- (6) Section 6, chapter 4, Laws of 1982 and RCW 43.121.060;
- (7) Section 7, chapter 4, Laws of 1982 and RCW 43.121.070;
- (8) Section 8, chapter 4, Laws of 1982 and RCW 43.121.080;
- (9) Section 9, chapter 4, Laws of 1982, section 2, chapter 261, Laws of 1984 and RCW 43.121.090;
- (10) Section 10, chapter 4, Laws of 1982, section 3, chapter 261, Laws of 1984 and RCW 43.121.100; and
- (11) Section 15, chapter 4, Laws of 1982 and RCW 43.121.910.

Sec. 9. Section 2, chapter 182, Laws of 1979 ex. sess. as amended by section 1, chapter 139, Laws of 1983 and RCW 46.10.220 are each amended to read as follows:

(1) There is created in the Washington state parks and recreation commission a snowmobile advisory committee to advise the commission regarding the administration of this chapter.

(2) The purpose of the committee is to assist and advise the commission in the planned development of snowmobile facilities and programs.

(3) The committee shall consist of:

(a) Six interested snowmobilers, appointed by the commission; each such member shall be a resident of one of the six geographical areas throughout this state where snowmobile activity occurs, as defined by the commission;

(b) Three representatives of the nonsnowmobiling public, appointed by the commission; and

(c) One representative of the department of natural resources, one representative of the department of game, and one representative of the Washington state association of counties; each of whom shall be appointed by the director of such department or association.

(4) Terms of the members appointed under (3)(a) and (b) of this section shall commence on July 1st of the year of appointment and shall be for three years or until a successor is appointed, except in the case of appointments to fill vacancies which shall be for the remainder of the unexpired term: PROVIDED, That the first such members shall be appointed for terms as follows: Three members shall be appointed for one year, three members shall be appointed for two years, and three members shall be appointed for three years.

(5) Members of the committee appointed under (3)(a) and (b) of this section shall be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended. Expenditures under this subsection shall be from the snowmobile account created by RCW 46.10.075.

(6) The committee may meet at times and places fixed by the committee. The committee shall meet not less than twice each year and additionally as required by the committee chairman or by majority vote of the committee. One of the meetings shall be coincident with a meeting of the commission at which the committee shall provide a report to the commission. The chairman of the committee shall be chosen under rules adopted by the committee from those members appointed under (3)(a) and (b) of this section.

(7) The Washington state parks and recreation commission shall serve as recording secretary to the committee. A representative of the department of licensing shall serve as an ex officio member of the committee and shall be notified of all meetings of the committee. The recording secretary and the ex officio member shall be nonvoting members.

(8) The committee shall adopt rules to govern its proceedings.

~~((9) The snowmobile advisory committee of the Washington state parks and recreation commission and its powers and duties shall terminate on June 30, 1989, and shall be subject to all of the processes provided in RCW 43.131.010 through 43.131.110 as now existing or hereafter amended.))~~

***NEW SECTION.** Sec. 10. The following acts or parts of acts are each repealed:

(1) *Section 20, chapter 99, Laws of 1979, section 1, chapter 334, Laws of 1981 and RCW 43.131.187;*

(2) *Section 62, chapter 99, Laws of 1979, section 2, chapter 334, Laws of 1981 and RCW 43.131.188;*

(3) *Section 21, chapter 99, Laws of 1979, section 19, chapter 125, Laws of 1984 and RCW 43.131.189;*

(4) *Section 63, chapter 99, Laws of 1979, section 20, chapter 125, Laws of 1984, section 2, chapter 110, Laws of 1985 and RCW 43.131.190;*

(5) *Section 32, chapter 99, Laws of 1979, section 3, chapter 22, Laws of 1983 and RCW 43.131.211;*

(6) *Section 74, chapter 99, Laws of 1979, section 4, chapter 22, Laws of 1983 and RCW 43.131.212;*

(7) *Section 37, chapter 99, Laws of 1979, section 4, chapter 259, Laws of 1984 and RCW 43.131.221;*

(8) *Section 79, chapter 99, Laws of 1979, section 5, chapter 259, Laws of 1984 and RCW 43.131.222;*

(9) *Section 26, chapter 197, Laws of 1983 and RCW 43.131.305;*

(10) *Section 52, chapter 197, Laws of 1983 and RCW 43.131.306;*

- (11) Section 27, chapter 197, Laws of 1983 and RCW 43.131.307;
- (12) Section 22, chapter 91, Laws of 1983 and RCW 43.131.313;
- (13) Section 23, chapter 91, Laws of 1983 and RCW 43.131.314;
- (14) Section 11, chapter 337, Laws of 1981 and RCW 67.08.910;
- (15) Section 1, chapter 133, Laws of 1981 and RCW 43.101.850;
- (16) Section 19, chapter 43, Laws of 1981 and RCW 18.39.910; and
- (17) Section 9, chapter 295, Laws of 1981 and RCW 43.21F.900.

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

NEW SECTION. Sec. 11. 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 House March 8, 1986.

Passed the Senate March 6, 1986.

Approved by the Governor April 3, 1986, with the exception of certain items which are vetoed.

Filed in Office of Secretary of State April 3, 1986.

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

"I am returning herewith, without my approval as to sections 10(1) and (2) of Engrossed Substitute House Bill No. 1333, entitled:

"AN ACT Relating to the deferring or deleting of the proposed termination and repeal of agencies and programs."

Sections 10(1) and (2) would repeal the requirement that the Cemetery Board be subject to sunset review by the Legislature in 1987.

The Cemetery Board is an anomaly with respect to its organizational placement in state government. It is an independent state agency, whereas nearly every other business and occupational regulatory board is placed within a larger agency for administrative purposes. It is also a very small agency, with only one full-time employee.

I recently proposed to the Legislature that the Cemetery Board and two other similar boards be transferred to the Department of Licensing for administrative support. This consolidation proposal would have aligned the Cemetery Board with related regulatory programs such as pre-need sales, real estate, securities, and embalmers and funeral directors. In addition, the Cemetery Board could have taken advantage of the administrative support services offered by full-time personnel in the Department of Licensing.

The sunset review process will afford an excellent opportunity to review the organizational placement of the Cemetery Board. I, therefore, do not believe that this opportunity to systematically review the operations and organizational placement of the Board should be repealed.

With the exception of sections 10(1) and (2), Engrossed Substitute House Bill No. 1333 is approved."