

CHAPTER 252.

[S. B. 431.]

HOSPITAL AND MEDICAL FACILITIES SURVEY AND CONSTRUCTION.

AN ACT relating to hospital and medical facilities survey and construction; amending sections 1 through 7, 9, 10, 12 and 15, chapter 197, Laws of 1949 and RCW 70.40.010 through 70.40.070, 70.40.090, 70.40.110, 70.40.120 and 70.40.150; and declaring an emergency.

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

SECTION 1. Section 1, chapter 197, Laws of 1949 and RCW 70.40.010 are each amended to read as follows: RCW 70.40.010 amended.

This chapter may be cited as the "Washington Hospital and Medical Facilities Survey and Construction Act." Short title.

SEC. 2. Section 2, chapter 197, Laws of 1949 and RCW 70.40.020 are each amended to read as follows: RCW 70.40.020 amended.

As used in this chapter: Definitions.

(1) "Director" means the director of the state department of health; "Director."

(2) "The federal act" means Title VI of the public health service act, as amended, or as hereafter amended by congress; "The federal act."

(3) "The surgeon general" means the surgeon general of the public health service of the United States; "The surgeon general."

(4) "Hospital" includes public health centers and general, tuberculosis, mental, chronic disease, and other types of hospitals, and related facilities, such as laboratories, outpatient departments, nurses' home and training facilities, and central service facilities operated in connection with hospitals; "Hospital."

(5) "Public health center" means a publicly owned facility for the provision of public health services, including related facilities such as laboratories, clinics, and administrative offices operated in connection with public health centers; "Public health center."

“Nonprofit hospital.”
“Nonprofit medical facility.”

(6) “Nonprofit hospital” and “nonprofit medical facility” means any hospital or medical facility owned and operated by a corporation or association, no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual;

“Medical facilities.”

(7) “Medical facilities” means diagnostic or diagnostic and treatment centers, rehabilitation facilities and nursing homes as those terms are defined in the federal act.

RCW 70.40.030 amended.

SEC. 3. Section 3, chapter 197, Laws of 1949 and RCW 70.40.030 are each amended to read as follows:

Section of hospital survey and construction established—Duties.

There is hereby established in the state department of health a “section of hospital and medical facility survey and construction” which shall be administered by a full time salaried head under the supervision and direction of the director. The state department of health, through such section, shall constitute the sole agency of the state for the purpose of:

(1) Making an inventory of existing hospitals and medical facilities, surveying the need for construction of hospitals and medical facilities, and developing a program of hospital and medical facility construction; and

(2) Developing and administering a state plan for the construction of public and other nonprofit hospitals and medical facilities as provided in this chapter.

RCW 70.40.040 amended.

SEC. 4. Section 4, chapter 197, Laws of 1949 and RCW 70.40.040 are each amended to read as follows:

General duties of director.

In carrying out the purposes of the chapter the director is authorized and directed:

(1) To require such reports, make such inspections and investigations and prescribe such regulations as he deems necessary;

(2) To provide such methods of administration,

appoint a head and other personnel of the section and take such other action as may be necessary to comply with the requirements of the federal act and the regulations thereunder;

(3) To procure in his discretion the temporary or intermittent services of experts or consultants or organizations thereof, by contract, when such services are to be performed on a part time or fee for service basis and do not involve the performance of administrative duties;

(4) To the extent that he considers desirable to effectuate the purposes of this chapter, to enter into agreements for the utilization of the facilities and services of other departments, agencies, and institutions public or private;

(5) To accept on behalf of the state and to deposit with the state treasurer, any grant, gift, or contribution made to assist in meeting the cost of carrying out the purposes of this chapter, and to expend the same for such purpose; and

(6) To make an annual report to the governor on activities and expenditures pursuant to this chapter, including recommendations for such additional legislation as the director considers appropriate to furnish adequate hospital and medical facilities to the people of this state.

SEC. 5. Section 5, chapter 197, Laws of 1949 and RCW 70.40.050 are each amended to read as follows:

RCW 70.40.050
amended.

The director shall appoint an advisory hospital and medical facility council to advise and consult with the department of health in carrying out the administration of this chapter. The council shall consist of the director who shall serve as chairman ex officio and shall include representatives of non-government organizations or groups, and of state agencies, concerned with the operation, construction or utilization of hospitals and medical facilities,

Advisory hos-
pital council—
Appointment
—Term—Com-
pensation—
Meetings.

including representatives of the consumers of hospital and medical facility services selected from among persons familiar with the need for such services in urban or rural areas. Each member shall hold office for a term of four years, except that any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed, shall be appointed for the remainder of such term. Council members, while serving on business of the council shall be entitled to receive actual and necessary travel and subsistence expenses while so serving away from their places of residence. The council shall meet as frequently as the director deems necessary but not less than once each year. Upon request by five or more members, it shall be the duty of the director to call a meeting of the council.

RCW 70.40.060
amended.

SEC. 6. Section 6, chapter 197, Laws of 1949 and RCW 70.40.060 are each amended to read as follows:

Program for
construction
of hospital
facilities
needed.

The director is authorized and directed to make an inventory of existing hospitals and medical facilities, including public nonprofit and proprietary hospitals and medical facilities, to survey the need for construction of hospitals and medical facilities, and, on the basis of such inventory and survey, to develop a program for the construction of such public and other nonprofit hospitals and medical facilities as will, in conjunction with existing facilities, afford the necessary physical facilities for furnishing adequate hospital and medical facility services to all the people of the state.

RCW 70.40.070
amended.

SEC. 7. Section 7, chapter 197, Laws of 1949 and RCW 70.40.070 are each amended to read as follows:

The construction program shall provide, in accordance with regulations prescribed under the

federal act, for adequate hospital and medical facilities for the people residing in this state and insofar as possible shall provide for their distribution throughout the state in such manner as to make all types of hospital and medical facility service reasonably accessible to all persons in the state.

Distribution
of hospital
facilities.

SEC. 8. Section 9, chapter 197, Laws of 1949 and RCW 70.40.090 are each amended to read as follows:

RCW 70.40.090
amended.

The director shall prepare and submit to the surgeon general a state plan which shall include the hospital and medical facility construction program developed under this chapter and which shall provide for the establishment, administration, and operation of hospital and medical facility construction activities in accordance with the requirements of the federal act and the regulations thereunder. The director shall, prior to the submission of such plan to the surgeon general, give adequate publicity to a general description of all the provisions proposed to be included therein, and hold a public hearing at which all persons or organizations with a legitimate interest in such plan may be given an opportunity to express their views. After approval of the plan by the surgeon general, the director shall publish a general description of the provisions thereof in at least one newspaper having general circulation in the state, and shall make the plan, or a copy thereof, available upon request to all interested persons or organizations. The director shall from time to time review the hospital and medical facility construction program and submit to the surgeon general any modifications thereof which he may find necessary and may submit to the surgeon general such modifications of the state plan, not inconsistent with the requirements of the federal act, as he may deem advisable.

State hospital
construction
program—
Approval—
Dissemination
—Modifica-
tions.

RCW 70.40.110 amended.

SEC. 9. Section 10, chapter 197, Laws of 1949 and RCW 70.40.110 are each amended to read as follows:

Standards to be prescribed.

The director shall by regulation prescribe minimum standards for the maintenance and operation of hospitals and medical facilities which receive federal aid for construction under the state plan.

RCW 70.40.120 amended.

SEC. 10. Section 12, chapter 197, Laws of 1949 and RCW 70.40.120 are each amended to read as follows:

Applications for construction projects.

Applications for hospital and medical facility construction projects for which federal funds are requested shall be submitted to the director and may be submitted by the state or any political subdivision thereof or by any public or nonprofit agency authorized to construct and operate a hospital or medical facility: *Provided*, That except as may be permitted by federal law no application for a diagnostic or treatment center shall be approved unless the applicant is (1) a state, political subdivision, or public agency, or (2) a corporation or association which owns and operates a nonprofit hospital. Each application for a construction project shall conform to federal and state requirements.

RCW 70.40.150 amended.

SEC. 11. Section 15, chapter 197, Laws of 1949 and RCW 70.40.150 are each amended to read as follows:

Trust fund established—Deposits—Withdrawals.

The director is hereby authorized to receive federal funds in behalf of, and transmit them to, such applicants or to approve applicants for federal funds and authorize the payment of such funds directly to such applicants as may be allowed by federal law. To achieve that end there is hereby established, separate and apart from all public moneys and funds of this state, a trust fund to be known as the "hospital and medical facility construction fund", of which the state treasurer shall ex officio be custodian.

Moneys received from the federal government for construction projects approved by the surgeon general shall be deposited to the credit of this fund, shall be used solely for payments due applicants for work performed, or purchases made, in carrying out approved projects. Vouchers covering all payments from the hospital and medical facility construction fund shall bear the signature of the director or his duly authorized agent for such purpose, and warrants therefor shall be drawn by the state auditor as ex officio auditor of the fund.

SEC. 12. This act is necessary for the immediate preservation of the public peace, health, safety and welfare and shall take effect immediately. Emergency.

Passed the Senate February 27, 1959.

Passed the House March 10, 1959.

Approved by the Governor March 23, 1959.

CHAPTER 253.

[S. B. 475.]

STATE EMPLOYEES' RETIREMENT—TRANSFER FROM TEACHERS' SYSTEM.

AN ACT relating to the authorization of certain employees to transfer from the state teachers' retirement system to the state employees' retirement system.

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

SECTION 1. Any employee of a state school or state institution who is a member of the Washington state teachers' retirement system and who is not employed in a teaching capacity may transfer such membership to the state employees' retirement system by written request filed with the secretary-manager and the executive secretary, respectively, of the two systems. Upon receipt of such request, the transfer of membership to the state employees'

Transfer to other retirement system authorized.