

shall not apply to such funds as may be prohibited by the state Constitution from being so invested or deposited.

Passed the Senate March 5, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 19, 1979.

Filed in Office of Secretary of State March 19, 1979.

## CHAPTER 58

[Engrossed Senate Bill No. 2155]

### PUBLIC SCHOOL FOOD SERVICE—PRIVATE SCHOOL STUDENTS

AN ACT Relating to the provision of food services by school districts; amending section 28A.58.136, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 107, Laws of 1973 and RCW 28A.58.136; creating new sections; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW.

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

Section 1. Section 28A.58.136, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 107, Laws of 1973 and RCW 28A.58.136 are each amended to read as follows:

The directors of any school district may establish, equip and operate lunchrooms in school buildings for pupils, certificated and noncertificated employees, and for school or employee functions: **PROVIDED**, That the expenditures for food supplies shall not exceed the estimated revenues from the sale of lunches, federal lunch aid, Indian education fund lunch aid, or other anticipated revenue, including donations, to be received for that purpose: **PROVIDED FURTHER**, That the directors of any school district may provide for the use of kitchens and lunchrooms or other facilities in school buildings to furnish meals to elderly persons at cost as provided in RCW 28A.58.722: **PROVIDED, FURTHER**, That the directors of any school district may provide for the use of kitchens and lunchrooms or other facilities in school buildings to furnish meals at cost as provided in section 2 of this amendatory act to children who are participating in educational programs or activities conducted by private, nonprofit organizations and entities and to students who are attending private elementary and secondary schools. Operation for the purposes of this section shall include the employment and discharge for sufficient cause of personnel necessary for preparation of food or supervision of students during lunch periods and fixing their compensation, payable from the district general fund, or entering into agreement for the preparation and service of food by a private agency.

**NEW SECTION.** Sec. 2. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.58 RCW a new section to read as follows:

The board of directors of any school district may establish or allow for the establishment of a nonprofit meal program using school facilities for feeding children who are participating in educational programs or activities

conducted by private, nonprofit organizations and entities and students who are attending private elementary and secondary schools, and may authorize the extension of any school food services for the purpose of feeding such children and students, subject to the following conditions and restrictions:

(1) The charge to such persons, organizations, entities or schools for each meal shall be not less than the actual cost of such meal to the school, inclusive of a reasonable charge for overhead and the value of the use of the facilities.

(2) The meal program shall not be operated so as to interfere with the educational process within the school district.

(3) The meal program shall not be operated so as to impair or reduce the provision of food services to students of the school districts.

**NEW SECTION.** Sec. 3. If any provision of this amendatory 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 Senate February 22, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 19, 1979.

Filed in Office of Secretary of State March 19, 1979.

## CHAPTER 59

[Engrossed Senate Bill No. 2026]

### MUNICIPAL PUBLIC TRANSPORTATION FEASIBILITY STUDIES—ADVANCE FINANCIAL SUPPORT PAYMENTS—AMOUNT—SCHOOL TRANSPORTATION COORDINATION

AN ACT Relating to public transportation; and amending section 6, chapter 44, Laws of 1977 ex. sess. and RCW 35.58.2712.

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

Section 1. Section 6, chapter 44, Laws of 1977 ex. sess. and RCW 35.58.2712 are each amended to read as follows:

Any municipality, as defined in RCW 35.95.020, may be eligible to receive a one-time advanced financial support payment to perform a feasibility study to determine the need for public transportation to serve its residents. This payment shall be governed by the following conditions:

(1) The payment shall precede any advanced financial support payment to develop a plan pursuant to RCW 36.57A.150;

(2) The amount of such payment shall be commensurate with the number of residents in and the size of the land area of such municipality and ~~((shall not exceed thirty-five thousand dollars))~~ the number and size of school districts in such municipality and shall not exceed one hundred ten thousand dollars; and