

(2) Section 2, chapter 285, Laws of 1977 ex. sess., section 13, chapter ... (HB 875), Laws of 1982 and RCW 43.60A.081.

Sec. 16. Section 16, chapter 289, Laws of 1977 ex. sess. as amended by section 3, chapter 22, Laws of 1979 and RCW 43.131.900 are each amended to read as follows:

Except for sections 14, 15, and 17 of this 1977 amendatory act, this 1977 amendatory act shall expire on June 30, ((+1984)) 1990, unless extended by law for an additional fixed period of time.

****NEW SECTION. Sec. 17. Sections 11 and 12 of this act are 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. The remainder of this act shall take effect in accordance with Article II, section 41 of the state Constitution.***

*Sec. 17. was vetoed, see message at end of chapter.

NEW SECTION. Sec. 18. Sections 1 through 8 of this act are each added to chapter 43.131 RCW.

Passed the House March 7, 1982.

Passed the Senate March 4, 1982.

Approved by the Governor April 3, 1982, with the exception of Sections 11, 12, and 17, which are vetoed.

Filed in Office of Secretary of State April 3, 1982.

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

"I am returning herewith without my approval as to Sections 11, 12, and 17 of Substitute House Bill 875 entitled:

"AN ACT Relating to state government".

Sections 11, 12, and 17 would effect the termination of the Model Litter Control and Recycling Program on June 30, 1983. In order to comply with the provisions of the Sunset Act, a review of the program would have to be completed by June 30, 1982. Such a short time period is not adequate for a full review of the program.

With the exception of Sections 11, 12, and 17 Substitute House Bill 875 is approved."

CHAPTER 224

[House Bill No. 851]

DEVELOPMENTALLY DISABLED PERSONS—ELIGIBILITY FOR SERVICES

AN ACT Relating to eligibility for services from the developmental disabilities division of the department of social and health services; adding new sections to chapter 71.20 RCW; creating new sections; repealing section 2, chapter 71, Laws of 1974 ex. sess. and RCW 71.20.015; providing an effective date; and providing an expiration date.

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

NEW SECTION. Section 1. The secretary of social and health services may promulgate rules, pursuant to chapter 34.04 RCW, defining mental

handicap and physical handicap. This section and any rules adopted under this section shall expire March 1, 1983.

NEW SECTION. Sec. 2. The department of social and health services shall develop a proposal for a new statutory definition for developmental disabilities to be presented to the legislature by January 1, 1983.

***NEW SECTION.** Sec. 3. *There is added to chapter 71.20 RCW a new section to read as follows:*

Persons "developmentally disabled" as used in this chapter are those persons having a "developmental disability" as defined in Public Law 91-517, 42 USCA 2691(1), as amended.

*Sec. 3. was vetoed, see message at end of chapter.

***NEW SECTION.** Sec. 4. *Section 3 of this act shall take effect March 1, 1983.*

*Sec. 4. was vetoed, see message at end of chapter.

NEW SECTION. Sec. 5. Section 2, chapter 71, Laws of 1974 ex. sess. and RCW 71.20.015 are each hereby repealed.

NEW SECTION. Sec. 6. There is added to chapter 71.20 RCW a new section to read as follows:

Prior to the development of a new statutory definition by the department of social and health services the term "developmental disability" shall mean a disability attributable to mental retardation, cerebral palsy, epilepsy, or another neurological condition of an individual found by the Secretary (of Health and Human Services) to be closely related to mental retardation or to require treatment similar to that required for mentally retarded individuals, which disability originates before such individual attains age eighteen, which has continued or can be expected to continue indefinitely, and which constitutes a substantial handicap to such individual.

Passed the House March 10, 1982.

Passed the Senate March 9, 1982.

Approved by the Governor April 3, 1982, with the exception of Sections 3 and 4, which are vetoed.

Filed in Office of Secretary of State April 3, 1982.

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

"I am returning herewith without my approval as to Sections 3 and 4 of House Bill No. 851 entitled:

"AN ACT Relating to eligibility for services from the developmental disabilities division of the department of social and health services".

Section 3 of this Act is the current Federal definition of developmental disabilities, which is designated in Section 4 to take effect March 1, 1983. When this occurs the Federal definition will be in conflict with another definition of developmental disabilities also contained in the bill. I have vetoed Sections 3 and 4 to avoid difficulties in future interpretation of this section of the Code."