

NEW SECTION. Sec. 9. The performance of the functions authorized in this chapter by a health care assistant pursuant to this chapter does not constitute unlicensed practice as a health care practitioner.

NEW SECTION. Sec. 10. The department of licensing shall provide to the legislature on January 3, 1985, a report on the standards and rules established to implement sections 1 through 9 of this act.

*\*NEW SECTION. Sec. 11. There is added to chapter 18.36 RCW a new section to read as follows:*

*A person licensed to practice drugless healing as a naturopathic physician may draw blood for diagnostic purposes.*

\*Sec. 11. was vetoed, see message at end of chapter.

NEW SECTION. Sec. 12. Sections 1 through 9 of this act shall constitute a new chapter in Title 18 RCW.

Passed the Senate March 6, 1984.

Passed the House March 6, 1984.

Approved by the Governor March 29, 1984, with the exception of section 11, which was vetoed.

Filed in Office of Secretary of State March 29, 1984.

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

I am returning herewith, without my approval as to section 11 of Substitute Senate Bill No. 4448, entitled:

"AN ACT Relating to the regulations who perform minor health care services."

Recently, legal impediments have surfaced to the common practice of permitting unlicensed health care assistants to administer injections and withdraw blood. These unlicensed practitioners are medical technicians, medical assistants, and others giving shots and withdrawing blood in various laboratories, blood banks, and clinics. If only licensed practitioners were permitted to do these procedures, health care costs would be driven up considerably. I support this measure.

Section 11 of this bill does present a problem, however. This section adds naturopathic physicians to those permitted to draw blood. It has not been common practice for naturopathic physicians to draw blood or utilize blood samples in their diagnostic process. While ultimately this may prove to be an appropriate addition to the authorized actions of naturopaths, I am concerned that their addition to this bill was accomplished without sufficient in-depth consideration of the consequences.

With the exception of section 11, Substitute Senate Bill No. 4448, is approved.

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## CHAPTER 282

[Second Substitute House Bill No. 689]

### SMALL BUSINESS IMPROVEMENT COUNCIL

AN ACT Relating to small business; adding a new chapter to Title 43 RCW; creating new sections; making appropriations; providing expiration dates; and declaring an emergency.

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

NEW SECTION. Sec. 1. The legislature finds that the small businesses in the state of Washington are essential to the well-being of the

state's economy and that these businesses have unique needs and problems that must be dealt with to insure a healthy economy for all of the citizens of the state. The legislature further recognizes that small businesses represent a majority of the businesses in this state and that it is vital that the ability of small businesses be enhanced to provide more jobs for Washington workers, insure essential economic competition, and broaden the industrial base of Washington industries. To stimulate the expansion of small business growth and resultant new jobs, the legislature finds that:

(1) There is a need for an overall coordination within the state that can integrate, coordinate, and provide services to small businesses and more efficiently use the individual operating entities as they now exist; and

(2) There is a need for additional services for the small business community in the areas of financing, dealing with regulatory problems, and encouraging more small businesses to export their products and services overseas.

(3) There is a need for an advisory council to establish long-range policy recommendations for state delivered small business programs.

NEW SECTION. Sec. 2. As used in this chapter, a "small business assistance program" is any service offered by a unit of state government where the majority of the services attempt to aid or assist in the establishment, expansion, or management of a small business as defined in RCW 43.31.920.

*\*NEW SECTION. Sec. 3. (1) There is established the small business assistance coordinating council, referred to in this chapter as "the council."*

*(2) The council shall consist of nine persons, three of whom shall be appointed by the governor. The council shall include the director of commerce and economic development or its successor, the director of planning and community affairs or its successor, two members of the house of representatives, one from each of the two political parties with the largest number of members, appointed by the speaker of the house of representatives from the house committee on commerce and economic development or its successor, and two members of the senate, one from each of the two political parties with the largest number of members, appointed by the president of the senate from the senate committee on commerce and labor or its successor. The members appointed by the governor shall include representatives of small businesses from the various geographic areas of the state one or two of whom shall also represent minority-owned business and women-owned business. The council shall elect a chairman from among the voting members. The planning and community affairs agency or its successor is responsible for providing administrative support to the council and shall keep a record of the proceedings of each council meeting.*

*(3) All voting members of the council shall be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060.*

*(4) If a vacancy in an appointive position on the council occurs by death, resignation, or otherwise, the governor shall fill the position for the unexpired term. Any members of the council, appointive or otherwise, may be removed for malfeasance or misfeasance in office, upon specific written charges by the governor.*

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

NEW SECTION. Sec. 4. The council shall be responsible for:

(1) Reviewing the small business assistance programs now being offered by all units of state government except the federally funded service centers administered by the department of transportation and approved by the federal highway administration;

(2) Reviewing the contract between the small business development center and the federal small business administration, and the contract between the small business development center and the federal economic development administration; and

(3) Reviewing the coordination of all small business assistance programs and making recommendations to reduce duplication of services and to increase the efficiency of available programs.

NEW SECTION. Sec. 5. To enable the council to carry out its responsibilities, every unit of state government which provides a small business assistance program shall report to the small business assistance coordinating council in writing by September 1, 1984. The report shall include:

(1) A description of the small business assistance program offered by the unit of state government;

(2) The amount of state funds expended to operate the small business assistance program;

(3) The sources and amount of any other funds available to the unit of government to operate a small business assistance program and the extent to which the funds are being used by the unit of state government;

(4) The method by which the activity is being delivered by the unit of state government to the small business community;

(5) Information on the benefits derived from the program; and

(6) Any other information as may be requested by the council.

NEW SECTION. Sec. 6. The small business assistance coordinating council shall report to the legislature and governor by December 31, 1984, on recommendations to improve the dissemination of small business assistance in the state. The report shall include:

(1) A description of the types, quantity, and benefits of small business assistance available in the state including federal, state, and local programs;

(2) A description of the available services and the unmet need for small business assistance in the following areas:

(a) General small business management and technical assistance;

(b) Community development assistance, including loan packaging, proposal writing, development planning, and commercial development;

(c) Entrepreneurial development, innovative assessment, and technology transfer; and

(d) Export assistance and financing;

(3) A set of recommendations to improve the delivery and efficiency of small business assistance and to reduce duplication of effort where possible.

**NEW SECTION.** Sec. 7. (1) There is established the small business improvement council to consist of at least fifteen but not more than thirty members to be appointed by the governor. In making the appointments, the governor shall consider the recommendations of business organizations and persons operating small businesses. At least fifteen percent of the members of the council shall be women or members of minority groups, and at least one member of the council shall represent agribusiness concerns. Members of the small business improvement council shall be appointed for terms of four years, but the governor may modify the terms of the initial members as necessary to achieve staggered terms.

(2) Members of the small business improvement council shall not be compensated or be reimbursed for travel expenses as provided in RCW 43.03.050 and 43.03.060.

(3) The department of commerce and economic development or its successor agency shall provide staff support and administrative assistance to the council.

**NEW SECTION.** Sec. 8. The small business improvement council shall seek to identify regulatory, administrative, and legislative proposals that will improve the entrepreneurial environment for small businesses. In consultation with the department of commerce and economic development and the appropriate standing committees of the senate and house of representatives, the small business improvement council shall submit its proposals to the governor and the legislature prior to the convening of each regular session of the legislature. The proposals shall include the recommendations of the council's subcommittees established under section 9 of this act.

**\*NEW SECTION.** Sec. 9. (1) *The small business improvement council may establish such subcommittees as the council deems necessary. Membership of subcommittees need not be limited to members of the council.*

(2) *Subcommittees of the council shall include:*

(a) *A subcommittee on small business taxation;*

(b) *A subcommittee on small business venture and management education;*

(c) *A subcommittee on private sector contract services; and*

(d) *Other subcommittees as deemed necessary on appropriate subjects, i.e., capital formation and retention, marketing, unemployment compensation, and rules and regulations.*

*(3) The department of commerce and economic development may assist in the formation of local advisory councils. The persons serving on the local advisory councils shall not be compensated or reimbursed for travel expenses.*

\*Sec. 9. was vetoed, see message at end of chapter.

**NEW SECTION.** *Sec. 10. The subcommittee on small business taxation shall study the present business tax structure and investigate related proposals to attract and encourage small businesses in the state.*

*The subcommittee on small business taxation may conduct studies, hold public hearings, and employ consultants as necessary to carry out the purposes of the subcommittee.*

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

**NEW SECTION.** *Sec. 11. The subcommittee on small business venture and management education shall encourage the implementation of small business venture and management education programs in the state's community colleges and vocational-technical institutes. Such education programs shall provide instruction in the formation, operation, and management of a small business. The subcommittee shall assist in curriculum development, promotion, and marketing of these education programs. Emphasis shall be given to part-time, evening, and weekend class offerings.*

\*Sec. 11. was vetoed, see message at end of chapter.

**NEW SECTION.** *Sec. 12. The subcommittee on private sector contract services shall have as its mission the identification of program and service areas within state and local government which can and should be contracted out on a competitive bid basis to private sector organizations. In particular, the subcommittee shall identify those governmental services that the private sector can perform more efficiently than the public sector, with equal or better quality of service. The goal of this program is to reduce the cost of government while improving the delivery of services.*

*The subcommittee on private sector contract services shall include representatives of government, business, and industry.*

\*Sec. 12. was vetoed, see message at end of chapter.

**NEW SECTION.** *Sec. 13. This chapter shall expire June 30, 1988.*

**NEW SECTION.** *Sec. 14. Sections 7 through 13 of this act shall constitute a new chapter in Title 43 RCW.*

**NEW SECTION.** *Sec. 15. There is appropriated to the small business improvement council for the biennium ending June 30, 1985, from the general fund the sum of thirty-seven thousand five hundred dollars, or so much thereof as may be necessary, to carry out the purposes of sections 7 through 12 of this act.*

**NEW SECTION.** *Sec. 16. There is appropriated from the general fund for the year ending December 31, 1984, to the planning and community affairs agency or its successor the sum of forty-five thousand dollars, or*

so much thereof as may be necessary, to carry out the purposes of the small business assistance coordinating council.

NEW SECTION. Sec. 17. 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.

NEW SECTION. Sec. 18. Sections 1 through 6 of this act shall expire on December 31, 1984.

NEW SECTION. Sec. 19. 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 6, 1984.

Passed the Senate March 6, 1984.

Approved by the Governor March 29, 1984, with the exception of sections 3, 9, 10, 11 and 12, which was vetoed.

Filed in Office of Secretary of State March 29, 1984.

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

I am returning herewith without my approval, as to certain sections, Second Substitute House Bill No. 689, entitled:

"AN ACT Relating to small business."

This measure creates both the Small Business Assistance Advisory Council and the Small Business Improvement Council. The purpose of the two councils is to identify and resolve small business program duplications in state government and to recommend actions to remove governmental restrictions that would inhibit the growth of small businesses.

Clearly, two councils are unnecessary and duplicative. Therefore, I have vetoed section 3 of this measure. The council created therein is unduly restrictive in its appointment process, jeopardizing the separation of powers between the executive and legislative branches.

In addition, I have vetoed sections 9, 10, 11, and 12 of the bill as these provisions specifically provide the internal organization structure of the remaining council, a subject which is better left to the council to determine after its formation.

With the exception of sections 3, 9, 10, 11, and 12, Second Substitute House Bill No. 689 is approved.

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## CHAPTER 283

[House Bill No. 880]

### PAYMENT OF HEALTH CARE SERVICES

AN ACT Relating to health care services; amending section 1, chapter 168, Laws of 1982 and RCW 48.44.026; and adding a new section to Article 3 of Title 62A RCW.

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

Sec. 1. Section 1, chapter 168, Laws of 1982 and RCW 48.44.026 are each amended to read as follows: