

conditions as he may deem advisable after reasonable notice to and consultation with the parent entitled to custody or the acting guardian of such person.

Whenever any person who has been a resident of a state school leaves said school on placement, responsibility of the school to provide care, support or medical attention shall cease unless such person shall be returned to such state school or unless arrangements have been made either to assume special expenses of such person while on placement, or to assume all or a portion of the costs of care, support and training for such person while on placement in a group home.

The department of institutions shall periodically evaluate at reasonable intervals the adjustment of the resident to the placement to determine whether the resident should be continued in the placement or returned to the institution or given a different placement.

NEW SECTION. Sec. 5. This act shall become effective on July 1, 1969.

Passed the House April 16, 1969
 Passed the Senate April 10, 1969
 Approved by the Governor April 24, 1969
 Filed in office of Secretary of State April 24, 1969

CHAPTER 167
 [Engrossed House Bill No. 466]
 LAW AGAINST DISCRIMINATION--
 REAL ESTATE TRANSACTIONS

AN ACT Relating to civil rights; amending section 1, chapter 183, Laws of 1949 as amended by section 1, chapter 37, Laws of 1957, and RCW 49.60.010; amending section 2, chapter 183, Laws of 1949 as amended by section 3, chapter 37, Laws of 1957, and RCW 49.60.030; amending section 3, chapter 183, Laws of 1949 as last amended by section 1, chapter 103, Laws of 1961, and RCW 49.60.040; adding new sections to chapter 183, Laws of 1949 and to chapter 49.60 RCW; and repealing section 15, chapter 37, Laws of 1957, and RCW 49.60.217.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 1, chapter 183, Laws of 1949 as amended by

section 1, chapter 37, Laws of 1957, and RCW 49.60.010 are each amended to read as follows:

This chapter shall be known as the "law against discrimination." It is an exercise of the police power of the state for the protection of the public welfare, health and peace of the people of this state, and in fulfillment of the provisions of the Constitution of this state concerning civil rights. The legislature hereby finds and declares that practices of discrimination against any of its inhabitants because of race, creed, color, or national origin are a matter of state concern, that such discrimination threatens not only the rights and proper privileges of its inhabitants but menaces the institutions and foundation of a free democratic state. A state agency is herein created with powers with respect to elimination and prevention of discrimination in employment, in places of public resort, accommodation or amusement, and in ~~((publicly-assisted-housing))~~ real property transactions because of race, creed, color, or national origin; and the board established hereunder is hereby given general jurisdiction and power for such purposes.

Sec. 2. Section 2, chapter 183, Laws of 1949 as amended by section 3, chapter 37, Laws of 1957, and RCW 49.60.030 are each amended to read as follows:

The right to be free from discrimination because of race, creed, color, or national origin is recognized as and declared to be a civil right. This right shall include, but not be limited to:

- (1) The right to obtain and hold employment without discrimination;
- (2) The right to the full enjoyment of any of the accommodations, advantages, facilities or privileges of any place of public resort, accommodation, assemblage or amusement;
- (3) The right to ~~((secure-publicly-assisted-housing))~~ engage in real estate transactions without discrimination.

Sec. 3. Section 3, chapter 183, Laws of 1949 as last amended by section 1, chapter 103, Laws of 1961, and RCW 49.60.040 are each

amended to read as follows:

As used in this chapter:

"Person" includes one or more individuals, partnerships, associations, organizations, corporations, cooperatives, legal representatives, trustees and receivers or any group of persons; it includes any owner, lessee, proprietor, manager, agent or employee, whether one or more natural persons; and further includes any political or civil subdivisions of the state and any agency or instrumentality of the state or of any political or civil subdivision thereof;

"Employer" includes any person acting in the interest of an employer, directly, or indirectly, who has eight or more persons in his employ, and does not include any religious or sectarian organization, not organized for private profit;

"Employee" does not include any individual employed by his parents, spouse or child, or in the domestic service of any person;

"Labor organization" includes any organization which exists for the purpose, in whole or in part, of dealing with employers concerning grievances or terms or conditions of employment, or for other mutual aid or protection in connection with employment;

"Employment agency" includes any person undertaking with or without compensation to recruit, procure, refer, or place employees for an employer;

"National origin" includes "ancestry";

"Full enjoyment of" includes the right to purchase any service, commodity or article of personal property offered or sold on, or by, any establishment to the public, and the admission of any person to accommodations, advantages, facilities or privileges of any place of public resort, accommodation, assemblage or amusement, without acts directly or indirectly causing persons of any particular race, creed or color, to be treated as not welcome, accepted, desired or solicited;

"Any place of public resort, accommodation, assemblage or amusement" includes, but is not limited to, any place, licensed or

unlicensed, kept for gain, hire or reward, or where charges are made for admission, service, occupancy or use of any property or facilities, whether conducted for the entertainment, housing or lodging of transient guests, or for the benefit, use or accommodation of those seeking health, recreation or rest, or for the burial or other disposition of human remains, or for the sale of goods, merchandise, services, or personal property, or for the rendering of personal services, or for public conveyance or transportation on land, water, or in the air, including the stations and terminals thereof and the garaging of vehicles, or where food or beverages of any kind are sold for consumption on the premises, or where public amusement, entertainment, sports or recreation of any kind is offered with or without charge, or where medical service or care is made available, or where the public gathers, congregates, or assembles for amusement, recreation or public purposes, or public halls, public elevators and public washrooms of buildings and structures occupied by two or more tenants, or by the owner and one or more tenants, or any public library or educational institution, or schools of special instruction, or nursery schools, or day care centers or children's camps: PROVIDED, That nothing herein contained shall be construed to include or apply to any institute, bona fide club, or place of accommodation, which is by its nature distinctly private, including fraternal organizations, though where public use is permitted that use shall be covered by this chapter; nor shall anything herein contained apply to any educational facility, columbarium, crematory, mausoleum, or cemetery operated or maintained by a bona fide religious or sectarian institution;

~~("Publicly-assisted-housing" includes any building, structure or portion thereof which is used or occupied or is intended to be used or occupied as the home, residence or sleeping place of one or more persons, and the acquisition, construction, rehabilitation, repair or maintenance of which is financed in whole or in part by a loan, whether or not secured by a mortgage, the repayment of which is guaranteed or insured by the federal government or any agency there-~~

~~of, or the state or any of its political subdivisions, or any agency thereof, provided that such a housing accommodation shall be deemed to be publicly assisted only during the life of such loan and such guarantee or insurance, or if a commitment, issued by a government agency, is outstanding that the acquisition of such housing accommodations may be financed in whole or in part by a loan, whether or not secured by a mortgage, the repayment of which is guaranteed or insured by the federal government or any agency thereof, or the state or any of its political subdivisions, or any agency thereof,~~

~~"Owner" includes the owner, lessee, sublessee, assignee, agent, creditor, lender or other person having the right to ownership or possession of housing, or to have housing pledged as security for a debt.)~~

"Real property" includes buildings, structures, real estate, lands, tenements, leaseholds, interests in real estate cooperatives, condominiums, and hereditaments, corporeal and incorporeal, or any interest therein;

"Real estate transaction" includes the sale, exchange, purchase, rental or lease of real property.

NEW SECTION. Sec. 4. There is added to chapter 183, Laws of 1949 and to chapter 49.60 RCW a new section to read as follows:

It is an unfair practice for any person, whether acting for himself or another, because of race, creed, color, or national origin:

- (1) To refuse to engage in a real estate transaction with a person;
- (2) To discriminate against a person in the terms, conditions or privileges of a real estate transaction or in the furnishing of facilities or services in connection therewith;
- (3) To refuse to receive or to fail to transmit a bona fide offer to engage in a real estate transaction from a person;
- (4) To refuse to negotiate for a real estate transaction with a person;

(5) To represent to a person that real property is not available for inspection, sale, rental, or lease when in fact it is so available, or to fail to bring a property listing to his attention, or to refuse to permit him to inspect real property;

(6) To print, circulate, post or mail or cause to be so published a statement, advertisement or sign, or to use a form of application for a real estate transaction, or to make a record or inquiry in connection with a prospective real estate transaction, which indicates, directly or indirectly, an intent to make a limitation, specification, or discrimination with respect thereto;

(7) To offer, solicit, accept, use or retain a listing of real property with the understanding that a person may be discriminated against in a real estate transaction or in the furnishing of facilities or services in connection therewith;

(8) To expel a person from occupancy of real property; or

(9) To attempt to do any of the unfair practices defined in this section.

NEW SECTION. Sec. 5. There is added to chapter 183, Laws of 1949 and to chapter 49.60 RCW a new section to read as follows:

It is an unfair practice for any person, for profit, to induce or attempt to induce any person to sell or rent any real property by representations regarding the entry or prospective entry into the neighborhood of a person or persons of a particular race, creed, color or national origin.

NEW SECTION. Sec. 6. There is added to chapter 183, Laws of 1949 and to chapter 49.60 RCW a new section to read as follows:

(1) Every provision in a written instrument relating to real property which purports to forbid or restrict the conveyance, encumbrance, occupancy or lease thereof to individuals of a specified race, creed, color or national origin, and every condition, restriction or prohibition, including a right of entry or possibility of reverter, which directly or indirectly limits the use or occupancy of real property on the basis of race, creed, color, or national origin, is

void.

(2) It is an unfair practice to insert in a written instrument relating to real property a provision that is void under this section or to honor or attempt to honor such a provision in the chain of title.

NEW SECTION. Sec. 7. When a determination has been made under RCW 49.60.250 that an unfair practice involving real property has been committed, the board or its successor may, in addition to other relief authorized by RCW 49.60.250, award the complainant up to one thousand dollars for loss of the right secured by this act to be free from discrimination in real property transactions because of race, creed, color or national origin. Enforcement of the order and appeal therefrom by the complainant or respondent shall be made as provided in RCW 49.60.260 and 49.60.270.

NEW SECTION. Sec. 8. The board against discrimination or its successor and units of local government administering ordinances with provisions similar to the real estate provisions of the law against discrimination are authorized and directed to enter into cooperative agreements or arrangements for receiving and processing complaints so that duplication of functions shall be minimized and multiple hearings avoided. No complainant may secure relief from more than one instrumentality of state, or local government, nor shall any relief be granted by any state or local instrumentality if relief has been granted or proceedings are continuing in any federal agency, court, or instrumentality, unless such proceedings have been deferred pending state action.

NEW SECTION. Sec. 9. Section 15, chapter 37, Laws of 1957 and RCW 49.60.217 are each repealed.

NEW SECTION. Sec. 10. 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 per-

sons or circumstances is not affected.

Passed the House April 16, 1969
Passed the Senate April 11, 1969
Approved by the Governor April 24, 1969
Filed in office of Secretary of State April 24, 1969.

CHAPTER 168
[Substitute House Bill No. 563]
AIR POLLUTION CONTROL--WASHINGTON
CLEAN AIR ACT AMENDED

AN ACT Relating to environmental quality; providing for the control of air pollution; amending section 1, chapter 238, Laws of 1967 and RCW 70.94.011; amending section 3, chapter 232, Laws of 1957 as last amended by section 1, chapter 61, Laws of 1967 ex. sess. and RCW 70.94.030; amending section 11, chapter 238, Laws of 1967 and RCW 70.94.068; amending section 12, chapter 238, Laws of 1967 and RCW 70.94.069; amending section 7, chapter 232, Laws of 1957 as amended by section 13, chapter 238, Laws of 1967 and RCW 70.94.070; amending section 14, chapter 238, Laws of 1967 and RCW 70.94.081; amending section 15, chapter 238, Laws of 1967 and RCW 70.94.091; amending section 16, chapter 238, Laws of 1967 and RCW 70.94.092; amending section 17, chapter 238, Laws of 1967 and RCW 70.94.093; amending section 18, chapter 238, Laws of 1967 and RCW 70.94.094; amending section 19, chapter 238, Laws of 1967 and RCW 70.94.095; amending section 20, chapter 238, Laws of 1967 and RCW 70.94.096; amending section 10, chapter 232, Laws of 1957 as amended by section 21, chapter 238, Laws of 1967 and RCW 70.94.100; amending section 12, chapter 232, Laws of 1957 as amended by section 23, chapter 238, Laws of 1967 and RCW 70.94.120; amending section 13, chapter 232, Laws of 1957 as amended by section 24, chapter 238, Laws of 1967 and RCW 70.94.130; amending section 25, chapter 238, Laws of 1967 and RCW 70.94.141; amending section 26, chapter 238, Laws of 1967 and RCW 70.94.142; amending section 27, chapter 238, Laws of 1967 and RCW 70.94.143; amending section 28, chapter 238, Laws of 1967 and RCW 70.94.151; amending section 29, chapter 238, Laws of 1967 and RCW 70.94.152;