

NEW SECTION. Section 1. A supplemental budget is hereby adopted and the amounts hereinafter specified, or so much thereof as shall be necessary, are hereby appropriated out of the several funds indicated and authorized to be disbursed for the period from the effective date of this act through June 30, 1969.

DEPARTMENT OF PUBLIC ASSISTANCE

General Fund Appropriation \$ 10,162,284.00

TORT CLAIMS ACCOUNT

General Fund Appropriation \$ 48,074.00

Game Fund Appropriation \$ 131,957.40

LEGISLATIVE COUNCIL

General Fund Appropriation \$ 9,000.00

JOINT COMMITTEE ON INTERGOVERNMENTAL COOPERATION

General Fund Appropriation \$ 6,390.00

NEW SECTION. Sec. 2. The appropriations contained in this act shall be allotted in accordance with chapter 43.88 RCW.

NEW SECTION. Sec. 3. Any receipts from federal or other sources received by the Department of Public Assistance as a result of the increased expenditures authorized by this act may be received and allotted by the governor as necessary to carry out the intent of this act.

NEW SECTION. Sec. 4. 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 April 17, 1969
Passed the Senate April 16, 1969
Approved by the Governor April 25, 1969
Filed in office of Secretary of State April 25, 1969

CHAPTER 182
[Engrossed House Bill No. 645]
COUNTIES--ROAD ADMINISTRATION

AN ACT Relating to counties; establishing procedures for road management and accounting; amending section 36.75.010, chapter 4, Laws of 1963 and RCW 36.75.010; amending section 36.32.210,

chapter 4, Laws of 1963 as amended by section 1, chapter 108, Laws of 1963 and RCW 36.32.210; amending section 36.75.060, chapter 4, Laws of 1963 and RCW 36.75.060; amending section 36.75.140, chapter 4, Laws of 1963 and RCW 36.75.140; amending section 8, chapter 120, Laws of 1965 ex. sess. and RCW 36.78-.080; amending section 36.80.020, chapter 4, Laws of 1963 and RCW 36.80.020; amending section 36.80.030, chapter 4, Laws of 1963 and RCW 36.80.030; amending section 36.80.040, chapter 4, Laws of 1963 and RCW 36.80.040; amending section 36.80.060, chapter 4, Laws of 1963 and RCW 36.80.060; amending section 36.80.070, chapter 4, Laws of 1963 and RCW 36.80.070; amending section 36.82.010, chapter 4, Laws of 1963 and RCW 36.82.010; amending section 36.82.130, chapter 4, Laws of 1963 and RCW 36.82.130; amending section 36.82.160, chapter 4, Laws of 1963 and RCW 36.82.160; amending section 36.75.040, chapter 4, Laws of 1963 and RCW 36.75.040; and repealing section 36.75.045, chapter 4, Laws of 1963 and RCW 36.75.045.

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

Section 1. Section 36.75.010, chapter 4, Laws of 1963 and RCW 36.75.010 are each amended to read as follows:

Terms used in this title, with relation to roads and bridges, mean:

(1) "Alley," a public highway not designed for general travel and primarily used as a means of access to the rear of residences and business establishments;

(2) "Board," the board of county commissioners;

(3) "Center line," the line, marked or unmarked, parallel to and equidistant from the sides of the roadway of a public highway;

(4) "City street," every public highway or part thereof, located within the limits of incorporated cities and towns, except alleys;

(5) "County engineer" shall include county director of public works;

~~((5))~~ (6) "County road," every public highway or part thereof, outside the limits of incorporated cities and towns and which has not been designated as a state highway;

~~((6))~~ (7) "Department," the department of highways of the state, or such state agency as may succeed to its powers and duties;

~~((7))~~ (8) "Director," the acting director of the department of highways or his duly authorized assistant;

~~((8))~~ (9) "Highway commission," the state highway commission as provided for in chapter 47.01 RCW;

~~((9))~~ (10) "Pedestrian," any person afoot;

~~((10))~~ (11) "Private road or driveway," every way or place in private ownership and used for travel of vehicles by the owner or those having express or implied permission from the owner, but not by other persons;

~~((11))~~ (12) "Public highway," every way, lane, road, street, boulevard, and every way or place in the state of Washington open as a matter of right to public vehicular travel both inside and outside the limits of incorporated cities and towns;

~~((12))~~ (13) "Railroad," a carrier of persons or property upon vehicles, other than streetcars, operated upon stationary rails, the route of which is principally outside incorporated cities and towns;

~~((13))~~ (14) "Roadway," the paved, improved or proper driving portion of a public highway designed, or ordinarily used for vehicular travel;

~~((14))~~ (15) "Sidewalk," property between the curb lines or the lateral lines of a roadway, and the adjacent property, set aside and intended for the use of pedestrians or such portion of private property parallel and in proximity to a public highway and dedicated to use by pedestrians;

~~((15))~~ (16) "State highway," includes every primary and secondary state highway or part thereof.

Sec. 2. Section 36.32.210, chapter 4, Laws of 1963 as amended

by section 1, chapter 108, Laws of 1963 and RCW 36.32.210 are each amended to read as follows:

(1) Each county commissioner of the several counties of the state of Washington shall, on the first Monday of March of each year beginning with the year 1964, file with the auditor of the county wherein such commissioner resides a statement verified by oath of such county commissioner showing for the twelve months period ending December 31st of the preceding year, the following:

~~((1))~~ (a) A full and complete inventory of all tools, machinery, equipment and appliances belonging to the district of such commissioner used or intended to be used in any public work, except the repair ~~((or))~~ construction or maintenance of any ~~((highway))~~ road ~~((or-any-work))~~ within said county for which public funds are to be expended in whole or in part and which said inventory shall be segregated to show the following subheads:

~~((a))~~ (i) The equipment on hand, together with a statement of the date when acquired, the amount paid therefor, the present value, the estimated life thereof and a sufficient description to fully identify such property;

~~((b))~~ (ii) All equipment of every kind or nature sold or disposed of in any manner during such preceding twelve months period, together with the name of the purchaser, the amount paid therefor, whether or not the same was sold at public or private sale, the reason for such disposal and a sufficient description to fully identify the same;

~~((c))~~ (iii) All the equipment purchased during said period, together with the date of purchase, the amount paid therefor, whether or not the same was bought under competitive bidding, the price paid therefor and the probable life thereof, the reason for making the purchase and a sufficient description to fully identify such property;

~~((2))~~ (b) The exact amount of money derived from sources other than tax levy coming into possession or under the control of

such commissioner for or on account of such district or of the commissioner making such statement; with the name of the party paying the same, the source from which derived, why so derived, and the date of its reception.

((3)) (c) The person to whom such money or any part thereof was paid and why so paid and the date of such payment.

(2) No county commissioner shall maintain official records which duplicate the records of the county road engineer or any part thereof.

Sec. 3. Section 36.75.060, chapter 4, Laws of 1963 and RCW 36.75.060 are each amended to read as follows:

For the purpose of efficient administration of the county roads of each county the board may, but not more than once in each year, form their respective counties, or any part thereof, into suitable and convenient road districts, not exceeding nine in number, and cause a description thereof to be entered upon their records.

Unless the board decides otherwise by ~~((unanimous))~~ majority vote, there shall be at least one road district in each county commissioner's district embracing territory outside of cities and towns and no road district shall extend into more than one county commissioner's district.

~~((Each county commissioner shall prepare and file with the county auditor on or before the second Monday in August in each year, detailed and itemized estimates of all expenditures required in each road district in his commissioner's district for the ensuing fiscal year, as provided by law))~~

Sec. 4. Section 36.75.140, chapter 4, Laws of 1963 and RCW 36.75.140 are each amended to read as follows:

The boards of the several counties of the state may adopt reasonable rules for the construction of approaches which, when complied with, shall entitle a person to build or construct an approach from any abutting property to any county road. The rules may include provisions for the construction of culverts under the approaches, the depth

of fills over the culverts and for such other drainage facilities as the board deems necessary. The construction of approaches, culverts, fills, or such other drainage facilities as may be required, shall be under the supervision of the ~~((board))~~ county road engineer, and all such construction shall be at the expense of the person benefited by the construction.

Sec. 5. Section 8, chapter 120, Laws of 1965, ex. sess. and RCW 36.78.080 are each amended to read as follows:

Members of the county road administration board shall receive no compensation for their service on the board, but shall be reimbursed for travel and other expenses incurred while attending meetings of the board or while engaged on other business of the board when authorized by the board to the extent of twenty-five dollars per day plus ten cents per mile.

Sec. 6. Section 36.80.010, chapter 4, Laws of 1963 and RCW 36.80.010 are each amended to read as follows:

The board shall employ a full time county road engineer residing in the county: PROVIDED, That in eighth and ninth class counties it may employ a county engineer on a part time basis who need not be a resident of such county, or may contract with other counties for the engineering services of a county road engineer from such other counties.

Sec. 7. Section 36.80.020, chapter 4, Laws of 1963 and RCW 36.80.020 are each amended to read as follows:

He shall be a registered and licensed professional civil engineer under the laws of this state, duly qualified and experienced in highway and road engineering and construction. He shall serve at the pleasure of the board. ~~((He shall have supervision, under the direction of the board, of establishing, laying out, constructing, altering, improving, repairing, and maintaining all county roads of the county.))~~

Before entering upon his employment, every county road engin-

eer shall give an official bond to the county in such amount as the board shall determine, conditioned upon the fact that he will faithfully perform all the duties of his employment and account for all property of the county entrusted to his care.

Sec. 8. Section 36.80.030, chapter 4, Laws of 1963 and RCW 36.80.030 are each amended to read as follows:

The county road engineer shall examine and certify to the board all estimates and all bills for labor, materials, provisions, and supplies with respect to county roads, prepare standards of construction of roads and bridges, and perform such other duties as may be required by order of the board.

~~(Every county road engineer, before entering upon his employment, shall give an official bond to the county, in such amount as the board shall determine, conditioned that he will faithfully perform all the duties of his employment and account for all property of the county entrusted to his care.~~

~~Each construction or improvement project shall be numbered and accurate records shall be kept of such work by the county road engineer.)~~ He shall have supervision, under the direction of the board, of establishing, laying out, constructing, altering, improving, repairing, maintaining all county roads of the county.

Sec. 9. Section 36.80.040, chapter 4, Laws of 1963 and RCW 36.80.040 are each amended to read as follows:

The office of ~~((elective))~~ county engineer shall be ~~((one))~~ an office of record; the county road engineer shall record and file in his office, all matters concerning the public roads, highways, bridges, ditches, or other surveys of his county, with the original papers, documents, petitions, surveys, repairs, and other papers, in order to have the complete history of any such road, highway, bridge, ditch, or other survey; and shall number each construction or improvement project.

Sec. 10. Section 36.80.060, chapter 4, Laws of 1963 and RCW 36-

.80.060 are each amended to read as follows:

The county road engineer shall maintain in his office complete and accurate records of all expenditures for (1) ~~((overhead-and-operations))~~ administration, (2) bond and warrant retirement, (3) maintenance, (4) construction, ~~((and))~~ (5) purchase and operation of road equipment, and (6) purchase or manufacture of materials and supplies, and shall maintain a true and complete inventory of all road equipment. ~~((He-shall-also-maintain-accurate-and-current-records-of-the-amounts-expended-for-or-properly-chargeable-to-each-commissioner's-district-for-construction,-special-maintenance,-maintenance,-and-equipment-rental.--He-shall-also-maintain-such-other-records-as-may-be-necessary-or-proper-for-the-efficient-conduct-of-the-county's-road-work.--Equipment-rental-shall-be-charged-to-the-respective-road-operations-or-projects-for-each-day-the-equipment-is-in-use-on-such-work,-or-is-held-idle-in-the-district-when-demanded-elsewhere,-at-the-rates-fixed-by-the-county-commissioners.--The-division-of-municipal-corporations,-with-the-advice-and-assistance-of-the-highway-commission))~~ The state auditor, with the advice and assistance of the county road administration board, shall prescribe forms and types of records to be maintained by the county road engineers. ~~((No-county-commissioner-shall-maintain-official-records-which-duplicate-the-records-of-the-county-road-engineer-or-any-part-thereof.))~~

Sec. 11. Section 36.80.070, chapter 4, Laws of 1963 and RCW 36.80.070 are each amended to read as follows:

All road construction work, except minor construction work, which by its nature does not require plans and specifications, whether performed pursuant to contract or by day labor, shall be in accordance with plans and specifications prepared therefor by or under direct supervision of the county road engineer. ~~((All-maintenance-work-on-county-roads-shall-be-performed-under-supervision-of-the-county-road-engineer.))~~

Sec. 12. Section 36.82.010, chapter 4, Laws of 1963 and RCW

36.82.010 are each amended to read as follows:

There is created in each county of the state a county fund to be known as the "county road fund." Any funds which accrue to (~~the credit of the secondary-highway fund, general road and bridge fund, road district fund or any other fund of~~) any county for use upon county roads, shall be credited to and deposited in the county road fund.

Sec. 13. Section 36.82.130, chapter 4, Laws of 1963 and RCW 36.82.130 are each amended to read as follows:

No items of equipment shall be purchased by any county and paid for from the county road fund or equipment rental and revolving fund where the sales price thereof is in excess of (~~five hundred~~) one thousand dollars, except upon a call for bids published at least once a week for two consecutive weeks prior to the day of receiving and opening such bids. The call for bids shall specify the equipment to be purchased and the time and place when bids will be received and opened. Bids shall be publicly opened and read, and award shall be made to the lowest and best bidder: PROVIDED, That in the event of any evidence of collusion as between bidders, or in the event that it is considered that an insufficient number of bids have been received, or for other good cause, the board may reject all bids and readvertise for bids.

Sec. 14. Section 36.82.160, chapter 4, Laws of 1963 and RCW 36.82.160 are each amended to read as follows:

Each board of county commissioners, with the assistance of the county road engineer, shall prepare and file with the county auditor on or before the second Monday in August in each year, detailed and itemized estimates of all expenditures required in the county for the ensuing fiscal year. In the preparation and adoption of the county road budget the board shall determine and budget the respective percentages of the sum to become available for the following county road purposes: (1) (~~Overhead and operations~~) Administration; (2) bond and warrant retirement; (3) maintenance; (4) con-

struction; ~~((and))~~ (5) operation of equipment rental and revolving fund; and (6) such other items relating to the county road budget as may be required by the county road administration board; and the respective amounts as adopted for these several items in the final budget for the ensuing calendar year shall not be altered or exceeded except as by law provided.

Sec. 15. Section 36.75.040, chapter 4, Laws of 1963 and RCW 36.75.040 are each amended to read as follows:

The board of county commissioners of each county, in relation to roads and bridges, shall have the power and it shall be its duty to:

(1) Acquire in the manner provided by law property real and personal and acquire or erect structures necessary for the administration of the county roads of such county;

(2) Maintain a county engineering office and keep record of all proceedings and orders pertaining to the county roads of such county;

(3) Acquire land for county road purposes by purchase, gift, or condemnation, and exercise the right of eminent domain as by law provided for the taking of land for public use by counties of this state;

(4) Perform all acts necessary and proper for the administration of the county roads of such county as by law provided;

(5) In its discretion rent or lease any lands, improvements or air space above or below any county road or unused county roads to any person or entity, public or private: PROVIDED, That the said renting or leasing will not interfere with vehicular traffic along said county road or adversely affect the safety of the traveling public: PROVIDED FURTHER, That any such sale, lease or rental shall be by public bid in the manner provided by law: AND PROVIDED FURTHER, That nothing herein shall prohibit any county from granting easements of necessity.

NEW SECTION. Sec. 16. Section 36.75.045, chapter 4, Laws of

1963 and RCW 36.75.045 are each repealed.

Passed the House April 16, 1969
Passed the Senate April 12, 1969
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CHAPTER 183
[Engrossed House Bill No. 742]
APPRENTICESHIP PROGRAMS--
MINORITY RACE REPRESENTATION

AN ACT Relating to discrimination; adding new sections to chapter 231, Laws of 1941 and to chapter 49.04 RCW; and declaring an emergency.

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

NEW SECTION. Section 1. It is the policy of the legislature and the purpose of this act to provide every citizen in this state a reasonable opportunity to enjoy employment and other associated rights, benefits, privileges, and to help citizens of minority races realize in a greater measure the goals upon which this nation and this state were founded. All the provisions of this act shall be liberally construed to achieve these ends, and administered and enforced with a view to carry out the above declaration of policy.

NEW SECTION. Sec. 2. There is added to chapter 231, Laws of 1941 and to chapter 49.04 RCW a new section to read as follows:

Joint apprenticeship programs entered into under authority of chapter 49.04 RCW and which receive any state assistance in instructional or other costs, shall as a part thereof include entrance of minority races in such program, when available, in a ratio not less than the ratio which the minority race represents in population to the actual population in the city or trade area concerned, based on current census figures issued by the planning and community affairs agency with the ultimate goal of obtaining the proportionate ratio of representation in the total program membership. Where minimum standards have been set for entering upon any such apprenticeship program, this minority race representation shall be filled when minority race applicants have met such minimum standards and irrespective of individual ranking among all applicants seeking to enter the program: PROVIDED,