

CHAPTER 47
[House Bill No. 17]
SCHOOL APPORTIONMENT--
PUPILS FROM ORPHAN HOMES

AN ACT Relating to the apportionment of public school funds for pupils who reside in a home or institution devoted exclusively to orphan children, said home being exempt from taxation under the laws of the state, and located in the school district such pupil attends; and repealing section 28A.48.060, chapter 223, Laws of 1969 ex. sess., section 112, chapter 176, Laws of 1969 ex. sess. and RCW 28A.48.060.

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

NEW SECTION. Section 1. Section 28A.48.060, chapter 223, Laws of 1969 ex. sess., section 112, chapter 176, Laws of 1969 ex. sess. and RCW 28A.48.060 are each hereby repealed.

Passed the House January 29, 1971.

Passed the Senate March 6, 1971.

Approved by the Governor March 22, 1971.

Filed in Office of Secretary of State March 22, 1971.

CHAPTER 48
[House Bill No. 18]
INTERMEDIATE SCHOOL DISTRICTS

AN ACT Changing internal references to "county" and/or "intermediate district" to "intermediate school district" within certain sections of the common school code; amending sections 28A.04.040, 28A.04.120, 28A.13.020, 28A.14.020, 28A.14.050, 28A.28.010, 28A.28.030, 28A.31.050, 28A.35.030, 28A.41.160, 28A.44.050, 28A.44.060, 28A.44.070, 28A.44.080, 28A.44.090, 28A.44.100, 28A.56.030, 28A.56.040, 28A.56.050, 28A.56.060, 28A.57.020, 28A.57.080, 28A.57.415, 28A.58.103, 28A.58.150, 28A.58.603, 28A.59.080, 28A.59.150, 28A.60.070, 28A.60.186, 28A.60.210, 28A.66.050, 28A.66.060, 28A.66.100, 28A.67.040, 28A.67.060, 28A.70.130, 28A.70.160, 28A.70.170 and 28A.88.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.04.040, 28A.04.120, 28A.13.020, 28A.14.020, 28A.14.050, 28A.28.010, 28A.28.030, 28A.31.050, 28A.35.030, 28A.41.160, 28A.44.050, 28A.44.060, 28A.44.070, 28A.44.080, 28A.44.090, 28A.44.100, 28A.56.030, 28A.56.040, 28A.56.050, 28A.56.060, 28A.57.020, 28A.57.080, 28A.57.415, 28A.58.103, 28A.58.150, 28A.58.603, 28A.59.080, 28A.59.150, 28A.60.070, 28A.60.186, 28A.60.210,

28A.66.050, 28A.66.060, 28A.66.100, 28A.67.040, 28A.67.060, 28A.70.130, 28A.70.160, 28A.70.170, and 28A.88.070; amending sections 19 and 20, chapter 34, Laws of 1969 ex. sess. and RCW 28A.21.105 and 28A.21.106; amending section 28A.24.150, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 20, Laws of 1970 1st ex. sess. and RCW 28A.24.150; amending section 28A.27.040, chapter 223, Laws of 1969 ex. sess. as amended by section 105, chapter 176, Laws of 1969 ex. sess. and RCW 28A.27.040; amending section 28A.58.100, chapter 223, Laws of 1969 ex. sess. as amended by section 27, chapter 283, Laws of 1969 ex. sess. and RCW 28A.58.100; amending section 28A.58.560, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 97, Laws of 1969 and RCW 28A.58.560; amending section 28A.65.080, chapter 223, Laws of 1969 ex. sess. as amended by section 25, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.080; amending section 28A.65.100, chapter 223, Laws of 1969 ex. sess. as amended by section 27, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.100; amending sections 28A.65.110, 28A.65.120 and 28A.65.150, chapter 223, Laws of 1969 ex. sess. as amended by sections 28, 29 and 33, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.110, 28A.65.120 and 28A.65.150; amending sections 34 and 30, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.153 and 28A.65.180; and amending section 4, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.040.

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

Section 1. Section 28A.04.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.04.040 are each amended to read as follows:

Candidates for membership on the state board of education shall file declarations of candidacy with the superintendent of public instruction on forms prepared by the superintendent. Declarations of candidacy may be filed by person or by mail not earlier than the first day of September, or later than the sixteenth day of September. The superintendent of public instruction may not accept any declaration of candidacy that is not on file in his office or is not postmarked before the seventeenth day of September. No person employed in any school, college, university, or other educational institution or any ((county or)) intermediate school district ((school)) superintendent's office or in the office of superintendent of public instruction shall be eligible for membership on the state board of education and each member elected must be a resident of the congressional district from which he was elected. No member of a board of directors of a local school district shall continue to serve in that capacity after having been elected to the state board.

Sec. 2. Section 28A.04.120, chapter 223, Laws of 1969 ex. sess. and RCW 28A.04.120 are each amended to read as follows:

In addition to any other powers and duties as provided by law, the state board of education shall:

(1) Approve the program of courses leading to teacher certification offered by all institutions of higher education within the state which may be accredited and whose graduates may become entitled to receive teachers' certification.

(2) Investigate the character of the work required to be performed as a condition of entrance to and graduation from any institution of higher education in this state relative to teachers' certification, and prepare an accredited list of those higher institutions of education of this and other states whose graduates may be awarded teachers' certificates.

(3) Supervise the issuance of teachers' certificates and specify the types and kinds of certificates necessary for the several departments of the common schools by rule or regulation in accordance with RCW 28A.70.005.

(4) Examine and accredit secondary schools and approve private schools carrying out a program for any or all of the grades one through eight: PROVIDED, That no public or private high schools shall be placed upon the accredited list so long as secret societies are knowingly allowed to exist among its students by school officials.

(5) Make rules and regulations governing the establishment in any existing nonhigh school district of any secondary program or any new grades in grades nine through twelve. Before any such program or any new grades are established the district must obtain prior approval of the state board.

(6) Prepare such outline of study for the common schools as the board shall deem necessary, and prescribe such rules for the general government of the common schools, as shall seek to secure regularity of attendance, prevent truancy, secure efficiency, and promote the true interest of the common schools.

(7) Prepare with the assistance of the superintendent of public instruction a uniform series of questions, with the proper answers thereto for use in the correcting thereof, to be used in the examination of persons, as this code may direct, and prescribe rules and regulations for conducting any such examinations.

(8) Continuously reevaluate courses and adopt and enforce regulations within the common schools so as to meet the educational needs of students and articulate with the institutions of higher education and unify the work of the public school system.

(9) Prepare courses of instruction in physical education, and direct and enforce such instruction throughout the state, with the

assistance of the school officials, ((county or)) intermediate school district superintendents and the boards of directors of the common schools.

(10) Carry out board powers and duties relating to the organization and reorganization of school districts under chapter 28A.57 RCW.

(11) By rule or regulation promulgated upon the advice of the state fire marshal, provide for instruction of pupils in the public and private schools carrying out a K through 12 program, or any part thereof, so that in case of sudden emergency they shall be able to leave their particular school building in the shortest possible time or take such other steps as the particular emergency demands, and without confusion or panic; such rules and regulations shall be published and distributed to certificated personnel throughout the state whose duties shall include a familiarization therewith as well as the means of implementation thereof at their particular school.

(12) Hear and decide appeals as otherwise provided by law.

Sec. 3. Section 28A.13.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.13.020 are each amended to read as follows:

The superintendent of public instruction shall appoint an administrative officer of such division. The administrative officer shall coordinate and supervise the program of special aid for handicapped children in the school districts of the state. He shall cooperate with the ((county and)) intermediate school district superintendents ((of schools)) and with all other interested school officials in the conduct of the program and shall cooperate with the state director of health and with county and regional health officers on cases where medical examination or attention is needed.

Sec. 4. Section 28A.14.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.14.020 are each amended to read as follows:

The superintendent of public instruction shall appoint an administrative officer who shall be qualified for such position by training and experience. The administrative officer, among other duties, shall coordinate and supervise the programs of recreation operated by the school districts of the state. He shall cooperate with ((county and)) intermediate school district superintendents and with school district officials and teachers and encourage the establishment of local recreation programs. He shall also meet with and consult with recreation committees as provided in RCW 28A.14.050.

Sec. 5. Section 28A.14.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.14.050 are each amended to read as follows:

School district officials and the ((county or)) intermediate school district superintendents may appoint local and/or ((county)) district advisory recreation committees or designate existing community committees, with the advice of the administrative officer.

Such advisory recreation committees shall be appointed from representatives of public and private youth serving agencies and citizens interested in the educational and social welfare of children and adults. The duties of advisory recreation committees shall be to meet with school district officials and the administrative officer for the purpose of discussing and planning the establishment and operation of recreation programs.

Sec. 6. Section 19, chapter 34, Laws of 1969 ex. sess. and RCW 28A.21.105 are each amended to read as follows:

No certificated employee of a ((county or)) intermediate school district superintendent or board of education shall be employed except by written contract, which shall be in conformity with the laws of this state. Every such contract shall be made in duplicate, one copy of which shall be retained by the ((county or)) intermediate school district superintendent and the other shall be delivered to the employee.

Every ((county or)) intermediate school district superintendent or board of education determining that there is probable cause or causes that the employment contract of a certificated employee thereof is not to be renewed for the next ensuing term shall be notified in writing on or before April 15th preceding the commencement of such term of that determination, which notification shall specify the cause or causes for nonrenewal of contract. Such notice shall be served upon that employee personally, or by certified or registered mail, or by leaving a copy of the notice at the house of his or her usual abode with some person of suitable age and discretion then resident therein. The procedure and standards for the review of the decision of the superintendent or board and appeal therefrom shall be as prescribed for nonrenewal cases of teachers in RCW 28A.58.450 through 28A.58.515, 28A.67.070 and 28A.88.010 and in any amendments hereafter made thereto. Appeals may be filed in the superior court of any county in the intermediate school district.

Sec. 7. Section 20, chapter 34, Laws of 1969 ex. sess. and RCW 28A.21.106 are each amended to read as follows:

Every ((county or)) intermediate school district superintendent or board of education determining that there is probable cause or causes for a certificated employee of that superintendent or board to be discharged or otherwise adversely affected in his contract status shall notify such employee in writing of its decision, which notice shall specify the cause or causes for such action. Such notice shall be served upon that employee personally, or by certified or registered mail, or by leaving a copy of the notice at the house of his or her usual abode with some person of suitable age and discretion then resident therein. The procedure

and standards for review of the decision of the superintendent or board and appeal therefrom shall be as prescribed in discharge cases of teachers in RCW 28A.58.450 through 28A.58.515, 28A.67.070 and 28A.88.010 and in any amendments hereafter made thereto. The board of education and the ((county or)) intermediate school district superintendent, respectively, shall have the duties of the boards of directors and clerks of school districts in RCW 28A.58.450 through 28A.58.515, 28A.67.070 and 28A.88.010 and in any amendments hereafter made thereto. Appeals may be filed in the superior court of any county in the intermediate school district.

Sec. 8. Section 28A.24.150, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 20, Laws of 1970 1st ex. sess. and RCW 28A.24.150 are each amended to read as follows:

Whenever a safe walk-way would result in eliminating a bus route or bus run through the shortening of the walking distance of pupils, or would provide a safe route for pupils walking to school and thus eliminate the need for bus transportation, the local board of directors of any school district, upon approval of the ((county)) intermediate school district transportation commission, is authorized to acquire through purchase, lease, condemnation or otherwise any interest in real property necessary for such purpose and to provide for construction upon and improvement of such property or other property to provide a safe walk-way for pupils walking to and from school.

If the state superintendent of public instruction finds that the acquisition and/or construction of such a safe walk-way would result over a fifteen year period in a financial saving to the state and school district involved, through a reduction in said transportation costs for said fifteen year period, then he shall reimburse any school district for its costs incurred in providing or participating in providing such approved safe walk-ways for pupils on the same basis that school districts are reimbursed for transportation costs pursuant to RCW 28A.41.160.

Sec. 9. Section 28A.27.040, chapter 223, Laws of 1969 ex. sess. as amended by section 105, chapter 176, Laws of 1969 ex. sess. and RCW 28A.27.040 are each amended to read as follows:

To aid in the enforcement of RCW 28A.27.010 through 28A.27.130, attendance officers shall be appointed and employed as follows: In incorporated city districts the board of directors shall annually appoint one or more attendance officers. In all other districts the intermediate school district superintendent shall appoint one or more attendance officers or may act as such himself.

The compensation of attendance officer in city districts shall be fixed and paid by the board appointing him. The compensation of attendance officers when appointed by the intermediate school

district superintendents shall be paid by the respective districts. An intermediate school district superintendent shall receive no extra compensation if acting as attendance officer.

Any sheriff, constable, city marshal or regularly appointed policeman may be appointed attendance officer.

The attendance officer shall be vested with police powers, the authority to make arrests and serve all legal processes contemplated by RCW 28A.27.010 through 28A.27.130, and shall have authority to enter all places in which children may be employed, for the purpose of making such investigations as may be necessary for the enforcement of RCW 28A.27.010 through 28A.27.130. The attendance officer is authorized to take into custody the person of any child eight years of age and not over fourteen years of age, who may be a truant from school, and to conduct such child to his parents, for investigation and explanation, or to the school which he should properly attend. The attendance officer shall institute proceedings against any officer, parent, guardian, person, company or corporation violating any provisions of RCW 28A.27.010 through 28A.27.130, and shall otherwise discharge the duties prescribed in RCW 28A.27.010 through 28A.27.130, and shall perform such other services as the intermediate school district superintendent or the superintendent of any school or its board of directors may deem necessary.

The attendance officer shall keep a record of his transactions for the inspection and information of any school district board of directors, the ((county or)) intermediate school district superintendent or the city superintendent, and shall make a detailed report to the city superintendent or the ((county or)) intermediate school district superintendent as often as the same may be required.

Sec. 10. Section 28A.28.010, chapter 223, Laws of 1969 ex. sess. and RCW 28A.28.010 are each amended to read as follows:

For the purposes of this chapter, permit officers shall be those persons designated by the boards of school directors in first and second class districts to carry out said duties relating thereto and those persons the ((county or)) intermediate school district superintendent having jurisdiction over any third class district shall designate to carry out such duties relating thereto. Coordinating council for the purposes of this chapter shall mean the coordinating council for occupational education as provided for in RCW 28A.50.160.

Sec. 11. Section 28A.28.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.28.030 are each amended to read as follows:

Any minor fifteen years of age and under eighteen years of age or any minor fourteen years of age and under eighteen years of age who has completed the eighth grade or who, in the judgment of the superintendent of any first or second class school district wherein

said minor resides or of the ((county or)) intermediate school district superintendent having jurisdiction over any third class school district wherein said minor resides, that such minor cannot profitably pursue further regular school work, may apply to the permit officer for the district wherein such minor resides for permission to leave school and to enter upon employment, and if upon investigation said permit officer finds that the needs of the family or the welfare of such minor require it, and if in the judgment of such permit officer such minor may legally engage in such employment, the said permit officer shall issue an employment permit which shall state the age of the minor as shown by the school register, the grade attained in school, and the person, firm or corporation which is to employ the minor. The permit officer shall have power, and in all cases of reasonable doubt it shall be his duty, to require additional proofs of the age of minors seeking permission to leave school and enter upon employment. The term "employment" as used in this chapter shall be interpreted to include such home occupation, home study or home private instruction under the supervision and direction of a responsible parent or guardian as may be approved by the permit officer after consultation with and approval of the ((county or)) intermediate school district superintendent ((of school)) concerned.

Sec. 12. Section 28A.31.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.31.050 are each amended to read as follows:

It shall be the duty of the superintendent of public instruction, after consultation with the state director of health, to prepare and distribute to the school boards or to the respective ((county or)) intermediate school district superintendents for them, suitable rules and directions, together with records, and forms to be used in making and reporting such tests.

Sec. 13. Section 28A.35.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.35.030 are each amended to read as follows:

The cost of establishing and maintaining such kindergartens shall be paid from the general school fund of the district. It shall be the duty of teachers, school district superintendents and ((county or)) intermediate school district superintendents to respectively report as other school attendance is reported, the attendance of all children five years of age or over at such kindergartens, and it shall thereupon be the duty of the superintendent of public instruction to make apportionment to the proper counties of the current state school fund and of the respective ((county or)) intermediate school district superintendents to apportion to the districts entitled thereto such funds as are apportioned by the legislature in accordance with the provisions of chapter 28A.41 RCW. It shall be the duty of all school district superintendents to include children four years of age and over in the enumeration of the

annual school census.

Sec. 14. Section 28A.41.160, chapter 223, Laws of 1969 ex. sess. and RCW 28A.41.160 are each amended to read as follows:

Reimbursement for transportation costs shall be in addition to state assistance based upon weighted enrollment. Transportation costs shall be reimbursed as follows:

(1) Operational reimbursement shall be limited to ninety percent of the service costs on routes recommended by the ((county)) intermediate school district transportation commission, and as approved by the state superintendent, or shall be limited to ninety percent of the average state cost per vehicle mile for the class of vehicle approved for operation as determined by the state superintendent, whichever is the smaller; and

(2) Costs of acquisition of approved transportation equipment shall be limited to ninety percent to be reimbursed over the anticipated life of the vehicle, as determined by the state superintendent.

Sec. 15. Section 28A.44.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.44.050 are each amended to read as follows:

The ((county or)) intermediate school district superintendent ((of schools)), after verifying such reports as provided for in RCW 28A.44.080, shall certify, on or before the fifteenth day of August each year, to the ((county commissioners of his county if a county superintendent or to the)) appropriate county commissioners ((if an intermediate district superintendent)), and to the county commissioners of such other counties as any high school district of his ((county)) district may have claims against under the provisions of RCW 28A.44.045 through 28A.44.100, the amount of each such high school district claim for the cost of educating nonresident high school pupils, and such county commissioners are hereby authorized to levy and shall levy a tax up to the amount permissible under RCW 84.52.050, against all nonhigh school districts in their respective counties in the aggregate amount as certified to them by the ((county or)) intermediate school district superintendent ((of schools)), such levy to be made at the same time and in the same manner as other county levies for school purposes are made. In fixing the amount of any such claim by a high school district for educating nonresident high school pupils the ((county or)) intermediate school district superintendent shall take the net difference between the cost per pupil per day of educating high school pupils in the given high school district and the apportionment per pupil per day to such high school district from the state current school fund and receipts from the real estate transfer tax as provided in chapter 28A.45 RCW, such difference to be multiplied by the days of attendance of nonresident high school pupils in each case. Such amount, when ascertained and

certified as provided in this section, shall constitute a valid claim against the high school district fund hereafter provided for in this section. The above tax shall be collected at the same time and in the same manner as other taxes are collected, and shall be segregated by the appropriate county treasurer into a fund which shall be designated as the high school district fund and which shall be used only for reimbursing high school districts for the cost of educating nonresident high school pupils whose legal residence shall be in a nonhigh school district.

Sec. 16. Section 28A.44.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.44.060 are each amended to read as follows:

The state board of education shall provide each ~~((county or))~~ intermediate school district superintendent ~~((of schools))~~ in the state with a copy of the rules and requirements for the classification of districts and said board, on or before the first day of July of each year, shall certify to every ~~((county or))~~ intermediate school district superintendent ~~((of schools))~~ in the state a complete list of all high school districts in his ~~((county or))~~ district.

Sec. 17. Section 28A.44.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.44.070 are each amended to read as follows:

~~((The county))~~ Each intermediate school district superintendent ~~((of schools of each county))~~, on or before the first day of September, shall certify to the appropriate county assessors, the county treasurers, the county auditors, and the boards of county commissioners ~~((of his county))~~, a complete list of all high school districts and all nonhigh school districts in his ~~((county))~~ district. ~~((The intermediate district superintendent shall likewise certify to the appropriate county officers such list.))~~

Sec. 18. Section 28A.44.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.44.080 are each amended to read as follows:

The superintendent of every high school district, shall certify under oath, as a part of his annual report to the ~~((county))~~ intermediate school district superintendent ~~((of schools))~~ to be made on or before the fifteenth day of July, as required by law, the following facts as nearly as the same can be ascertained: First, the name, post office address, county and number of school district if obtainable, of each nonresident high school pupil, not a resident of another high school district, enrolled in the high school, or high schools, of his district during the school year, with the days of attendance of each such nonresident high school pupil. Second, the cost per pupil per day of educating high school pupils for the school year in his district. For ascertaining such cost the following items of high school expenditure shall be used: Salaries of all high school teachers, supervisors, principals, special instructors,

superintendent and assistants, janitors, clerks and secretaries, stenographers, and all other employees; fuel, light, water, power, telephones, textbooks, office expenses, janitors' supplies, freight, express, drayage, rents for high school purposes, upkeep of grounds, upkeep of shops and laboratories, all materials used in instruction, insurance, current ordinary repairs of every nature, inspection, promotion of health, and such other current expenditures as may be necessary to efficient operation of the high school, or high schools. Expenditures for real estate, construction of buildings, and for other permanent improvements and fixtures shall not be included in estimating high school expenditures for the purposes of this section. When any item shall, as a necessary result of organization, cover both grade and high school work, it shall be prorated, as nearly as practicable, by the superintendent.

Sec. 19. Section 28A.44.090, chapter 223, Laws of 1969 ex.sess. and RCW 28A.44.090 are each amended to read as follows:

The ((county or)) intermediate school district superintendent ((of schools)), on or before the first day of September, shall certify to the appropriate county treasurer the amounts due to each high school district in his ((county or)) district from the high school district fund, and also the amounts due to the high school district fund of other counties wherein high school districts may have educated pupils from nonhigh school districts of his ((county or)) district as certified by the ((county or)) intermediate school district superintendent ((of schools of such county or district)) to the appropriate county commissioners.

Sec. 20. Section 28A.44.100, chapter 223, Laws of 1969 ex. sess. and RCW 28A.44.100 are each amended to read as follows:

At the time of apportioning funds to school districts the county treasurer shall transfer to the credit of each high school district the amount due such district from the high school district fund, or such prorated portion thereof as may be in such fund at the time. He shall at the same time transfer to the credit of the high school district fund of other counties such amounts, or prorated portions thereof as may be in the high school district fund of his county, as may be due the high school district fund of such other county as certified by the ((county or)) intermediate school district superintendent ((of schools)) he is acting for.

Sec. 21. Section 28A.56.030, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.030 are each amended to read as follows:

The said county committee shall also hold a public hearing or hearings on any proposed plan: PROVIDED, That three members of the committee or two members of the committee and the ((county or)) intermediate school district superintendent may be designated by the committee to hold such public hearing or hearings and to submit a

report thereof to the county committee. The county committee shall cause to be posted, at least ten days prior to the date appointed for any such hearing, a written or printed notice thereof in at least three prominent and public places in the school districts involved and at the place of hearing.

Sec. 22. Section 28A.56.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.040 are each amended to read as follows:

Subsequent to the holding of a hearing or hearings as aforesaid, the county committee shall determine the nonhigh school districts to be included in the plan and the amount of capital funds to be provided by every district included therein, and shall submit the proposed plan to the state board of education together with such maps and other materials pertaining thereto as the state board may require. The state board shall review such plan, shall approve any plan which in its judgment makes adequate and satisfactory provision for participation by the nonhigh school districts in providing capital funds to be used for the purpose above stated, and shall notify the county committee of such action. Upon receipt by the county committee of such notification, the ((county or)) intermediate school district superintendent shall notify the board of directors of each school district included in the plan, supplying each board with complete details of the plan and shall state the total amount of funds to be provided and the amount to be provided by each district.

If any such plan submitted by a county committee is not approved by the state board, the county committee shall be so notified, which notification shall contain a statement of reasons therefor and suggestions for revision. Within sixty days thereafter the county committee shall submit to the state board a revised plan which revision shall be subject to the procedural requirements and provisions of law applicable to an original plan submitted to said board.

Sec. 23. Section 28A.56.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.050 are each amended to read as follows:

Within sixty days after receipt of the notice of approval from the ((county or)) intermediate school district superintendent, the board of directors of each school district included in the plan shall submit to the voters thereof a proposal or proposals for providing, through the issuance of bonds and/or the authorization of an excess tax levy, the amount of capital funds that the district is required to provide under the plan. The proceeds of any such bond issue and/or excess tax levy shall be credited to the building fund of the school district in which the proposed high school facilities are to be located and shall be expended to pay the cost of high school facilities for the education of such students residing in the school districts as are included in the plan and not otherwise.

Sec. 24. Section 28A.56.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.56.060 are each amended to read as follows:

In the event that a proposal or proposals for providing capital funds as provided in RCW 28A.56.050 is not approved by the voters of a nonhigh school district a second election thereon shall be held within sixty days thereafter. If the vote of the electors of the nonhigh school district is again in the negative, the high school students residing therein shall not be entitled to admission to the high school under the provisions of RCW 28A.58.230, following the close of the school year during which the second election is held: PROVIDED, That in any such case the county committee shall determine within thirty days after the date of the aforesaid election the advisability of initiating a proposal for annexation of such nonhigh school district to the school district in which the proposed facilities are to be located or to some other district where its students can attend high school without undue inconvenience: PROVIDED FURTHER, That pending such determination by the county committee and action thereon as required by law the board of directors of the high school district shall continue to admit high school students residing in the nonhigh school district. Any proposal for annexation of a nonhigh school district initiated by a county committee shall be subject to the procedural requirements of this chapter respecting a public hearing and submission to and approval by the state board of education. Upon approval by the state board of any such proposal, the ((county or)) intermediate school district superintendent shall make an order, establishing the annexation.

Sec. 25. Section 28A.57.020, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.020 are each amended to read as follows:

As used in this chapter:

(1) "Change in the organization and extent of school districts" means the formation and establishment of new school districts, the dissolution of existing school districts, the alteration of the boundaries of existing school districts, or all of them.

(2) "County committee" means the county committee on school district organization created by this chapter.

(3) "State board" means the state board of education.

(4) "School district" means the territory under the jurisdiction of a single governing board designated and referred to as the board of directors

(5) "((County or)) Intermediate school district superintendent" means the ((county superintendent of schools as provided for in RCW 28A.49.040 or the)) intermediate school district superintendent as provided for in RCW ((28A.49.350)) 28A.21.070 ((r

as the case may be)). When a county has property both within and without an intermediate school district or districts, the state board of education shall determine ((whether the county superintendent or an)) which intermediate school district superintendent shall carry out the functions assigned to the ((county or)) intermediate school district superintendent under this chapter and be secretary to the county committee as provided for in RCW 28A.57.040, said appointee to serve at the pleasure of the state board.

Sec. 26. Section 28A.57.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.080 are each amended to read as follows:

Notice of such special elections as provided for in RCW 28A.57.075 shall be given by the county auditor as in RCW 29.27.080 provided, and in addition thereto the ((county or)) intermediate school district superintendent shall cause to be posted (1) in at least three public places in the territory of a proposed new district or of an established district involved in a proposal for adjustment of bonded indebtedness, and (2) on a commonly-used schoolhouse door of each district included in the proposed new district, and (3) in some public place in the territory of each part of a district included in the proposed new district, and (4) at the place or places of holding the election, a statement encompassing the contents of the notice. The notice of election shall state the purpose for which the election has been called and shall contain a description of the boundaries of the proposed new district and a statement of any terms of adjustment of bonded indebtedness to be voted on.

Sec. 27. Section 28A.57.415, chapter 223, Laws of 1969 ex. sess. and RCW 28A.57.415 are each amended to read as follows:

Upon receipt of a written petition by ((a county or)) an intermediate school district superintendent signed by at least twenty percent of the registered voters of a first or second class school district theretofore divided into directors' districts after a majority vote thereon in accordance with RCW 28A.57.050(4), which petition shall request a return to the system of directors running at large within the district, the superintendent, after formation of the question to be submitted to the voters, shall give notice thereof to the county auditor who shall call and hold a special election of the voters of the entire school district to approve or reject such proposal, such election to be called, conducted and the returns canvassed as in regular school district elections.

If approval of a majority of those registered voters voting in said election is acquired, at the expiration of terms of the incumbent directors of such school district their successors shall be elected at large.

Sec. 28. Section 28A.58.100, chapter 223, Laws of 1969 ex. sess. as amended by section 27, chapter 283, Laws of 1969 ex. sess.,

and RCW 28A.58.100 are each amended to read as follows:

Every board of directors, unless otherwise specially provided by law, shall:

(1) Employ for not more than one year, and for sufficient cause discharge all certificated and noncertificated employees, and fix, alter, allow and order paid their salaries and compensation;

(2) Adopt written policies granting leaves to persons under contracts of employment with the school district(s) in positions requiring either certification or noncertification qualifications, including but not limited to leaves for attendance at official or private institutes and conferences and sabbatical leaves for employees in positions requiring certification qualification, and leaves for illness, injury, bereavement and emergencies for both certificated and noncertificated employees, and with such compensation as the board of directors prescribe: PROVIDED, That the board of directors shall adopt written policies granting to such persons annual leave with compensation for illness and injury as follows:

(a) For such persons under contract with the school district for a full year, at least ten days;

(b) For such persons under contract with the school district as part time employees, at least that portion of ten days as the total number of days contracted for bears to one hundred eighty days;

(c) Compensation for leave for illness or injury actually taken shall be the same as the compensation such person would have received had such person not taken the leave provided in this proviso;

(d) Leave provided in this proviso not taken shall accumulate from year to year up to a maximum of one hundred eighty days, and such accumulated time may be taken at any time during the school year;

(e) Sick leave heretofore accumulated under section 1, chapter 195, Laws of 1959 (former RCW 28.58.430) and sick leave accumulated under administrative practice of school districts prior to the effective date of section 1, chapter 195, Laws of 1959 (former RCW 28.58.430) is hereby declared valid, and shall be added to leave for illness or injury accumulated under this proviso((.));

(f) Accumulated leave under this proviso not taken at the time such person retires or ceases to be employed in the public schools shall not be compensable;

(g) Accumulated leave under this proviso shall be transferred to and from one district to another, the office of superintendent of public instruction and offices of ((county and)) intermediate school district superintendents and boards of education, to and from such districts and such offices;

(h) Leave accumulated by a person in a district prior to leaving said district may, under rules and regulations of the board, be granted to such person when he returns to the employment of the district.

When any teacher or other certificated employee leaves one school district within the state and commences employment with another school district within the state, he shall retain the same seniority, leave benefits and other benefits that he had in his previous position. If the school district to which the person transfers has a different system for computing seniority, leave benefits and other benefits, then the employee shall be granted the same seniority, leave benefits and other benefits as a person in that district who has similar occupational status and total years of service.

Sec. 29. Section 28A.58.103, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.103 are each amended to read as follows:

Every board of directors, unless otherwise specifically provided by law, shall:

(1) Prepare, negotiate, set forth in writing and adopt, policy relative to the selection of instructional materials. Such policy shall:

(a) State the school district's goals and principles relative to instructional materials;

(b) Delegate responsibility for the preparation and recommendation of teachers' reading lists and specify the procedures to be followed in the selection of all instructional materials including textbooks;

(c) Establish an instructional materials committee to be appointed, with the approval of the school board, by the school district's chief administrative officer. This committee shall consist of representative members of the district's professional staff, including representation from the district's curriculum development committees, and, in the case of districts which operate elementary school(s) only, the ((county or)) intermediate school district superintendent ((of schools)), one of whose responsibilities shall be to assure the correlation of those elementary district adoptions with those of the high school district(s) which serve their children;

(d) Provide for terms of office for members of the instructional materials committee;

(e) Provide a system for receiving, considering and acting upon written complaints regarding instructional materials used by the school district;

(f) Provide free text books, supplies and other instructional materials to be loaned to the pupils of the school, when, in its

judgment, the best interests of the district will be subserved thereby and prescribe rules and regulations to preserve such books, supplies and other instructional materials from unnecessary damage.

Recommendation of instructional materials shall be by the district's instructional materials committee in accordance with district policy. Approval shall be by the local school district's board of directors.

Districts may pay the necessary travel and subsistence expenses for expert counsel from outside the district. In addition, the committee's expenses incidental to visits to observe other districts' selection procedures may be reimbursed by the school district.

Districts may, within limitations stated in board policy, use and experiment with instructional materials for a period of time before general adoption is formalized.

Within the limitations of board policy, a school district's chief administrator may purchase instructional materials to meet deviant needs or rapidly changing circumstances.

(2) Establish a depreciation scale for determining the value of texts which students wish to purchase.

Local boards of school directors may declare selected instructional materials obsolete and dispose of them by sale to the highest bidder, following public notice in a newspaper of general circulation in the area.

Sec. 30. Section 28A.58.150, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.150 are each amended to read as follows:

In addition to such other duties as a district school board shall prescribe the school district superintendent shall:

(1) Attend all meetings of the board of directors and cause to have made a record as to the proceedings thereof.

(2) Keep such records and reports and in such form as the district board of directors require or as otherwise required by law or rule or regulation of higher administrative agencies and turn the same over to his successor.

(3) Keep accurate and detailed accounts of all receipts and expenditures of school money. At each annual school meeting the superintendent must present his record book of board proceedings for public inspection, and shall make a statement of the financial condition of the district and such record book must always be open for public inspection.

(4) Take annually in May of each year a census of all persons between the ages of four and twenty who were bona fide residents of the district on the first day of May of that year. He shall designate the name and sex of each child, and the date of its birth; the number of weeks it has attended school during the school year,

its post office address, and such other information as the superintendent of public instruction shall desire. Parents or guardians may be required to verify as to the correctness of this report. He shall also list separately all defective persons between the ages of four and twenty and give such information concerning them as may be required by the superintendent of public instruction. The board of directors may employ additional persons and compensate the same to aid the superintendent in carrying out such census.

(5) Make to the ((county or)) intermediate school district superintendent on or before the fifteenth day of July his annual report verified by affidavit upon forms to be furnished by the superintendent of public instruction. It shall contain such items of information as said superintendent of public instruction shall require, including the following: A full and complete report of all children enumerated under subsection (4) above; the number of schools or departments taught during the year; the number of children, male and female, enrolled in the school, and the average daily attendance; the number of teachers employed, and their compensation per month; the number of days school was taught during the past school year, and by whom; and the number of volumes, if any, in the school district library; the number of schoolhouses in the district, and the value of them; and the aggregate value of all school furniture and apparatus belonging to the district. The superintendent shall keep on file a duplicate copy of said report.

(6) Give such notice of all annual or special elections as otherwise required by law; also give notice of the regular and special meetings of the board of directors.

(7) Report to the ((county or)) intermediate school district superintendent at the beginning of each term of school the name of every teacher and their proposed length of term, and supply each such teacher with school registers furnished by the ((county or)) intermediate school district ((school)) superintendent.

(8) Sign all orders for warrants ordered to be issued by the board of directors.

(9) Carry out all orders of the board of directors made at any regular or special meeting.

Sec. 31. Section 28A.58.560, chapter 223, Laws of 1969 ex. sess. as amended by section 2, chapter 97, Laws of 1969, and RCW 28A.58.560 are each amended to read as follows:

The board of directors of any school district, the Washington state teachers' retirement system, the superintendent of public instruction, and ((county and)) intermediate school district superintendents are authorized to provide and pay for tax deferred annuities for their respective employees in lieu of a portion of salary or wages as authorized under the provisions of 26 U.S.C.,

section 403 (b), as amended by Public Law 87-370, 75 Stat. 796, as now or hereafter amended. The superintendent of public instruction and ((county and)) intermediate school district superintendents, if eligible, may also be provided with such annuities.

Sec. 32. Section 28A.58.603, chapter 223, Laws of 1969 ex. sess. and RCW 28A.58.603 are each amended to read as follows:

If a majority of the electors voting at the election at which the proposed name is voted upon approve the proposed name, the new name shall be recorded in the school district office, the office of the intermediate school district superintendent ((or county superintendent of schools)), the offices of the state superintendent of public instruction and the state board of education.

All institutions which have a legal or financial interest in the status of a school district whose name has been changed shall be notified in a manner prescribed by the state attorney general.

Sec. 33. Section 28A.59.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.59.080 are each amended to read as follows:

Before entering upon the discharge of his duties, the superintendent as secretary of the board shall give bond in such sum as the board of directors may fix from time to time, but for not less than five thousand dollars, with good and sufficient sureties, and shall take and subscribe an oath or affirmation, before a proper officer that he will support the Constitution of the United States and of the state of Washington and faithfully perform the duties of his office, a copy of which oath or affirmation shall be filed with the ((county or)) intermediate school district superintendent.

Sec. 34. Section 28A.59.150, chapter 223, Laws of 1969 ex. sess. and RCW 28A.59.150 are each amended to read as follows:

All accounts shall be audited by a committee of board members chosen in such manner as the board so determines to be styled the "auditing committee," and, except as otherwise provided by law, no expenditure greater than three hundred dollars shall be voted by the board except in accordance with a written contract, nor shall any money or appropriation be paid out of the school fund except on a recorded affirmative vote of a majority of all members of the board: PROVIDED, That nothing herein shall be construed to prevent the board from making any repairs or improvements to the property of the district through their shop and repair department as otherwise provided in RCW 28A.58.135; and the accounts and the records of said board shall at all times be subject to the inspection and examination of the ((county or)) intermediate school district superintendent, ((as the case may be,)) whose duty it shall be, annually, to examine said records and check said accounts, and report in writing to the proper board of county commissioners the nature and state of said accounts, and any facts that may be required concerning said records.

Sec. 35. Section 28A.60.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.60.070 are each amended to read as follows:

Every school district superintendent in districts of the second and the third class shall within ten days after any change in the office of chairman or superintendent, notify the ((county or)) intermediate school district superintendent of such change.

Sec. 36. Section 28A.60.186, chapter 223, Laws of 1969 ex. sess. and RCW 28A.60.186 are each amended to read as follows:

Whenever any board of directors of school districts of the third class shall be authorized by the electors of their district to erect a school building, it shall be the duty of such board, before entering into any contract for the erection of any such building, to obtain the approval of the ((county superintendent or the)) intermediate school district superintendent ((; as the case may be;)) of the plans and specifications for the building to be erected, including approval of the heating, lighting, ventilating and safety thereof.

Sec. 37. Section 28A.60.210, chapter 223, Laws of 1969 ex. sess. and RCW 28A.60.210 are each amended to read as follows:

Plans of any second or third class district or combination of districts for the carrying out of the powers granted by RCW 28A.60.190 through 28A.60.220 shall be submitted to and approved by a board of supervisors composed of members, as follows: The superintendent of public instruction; the head of the extension department of Washington State University; the head of the extension department of the University of Washington; and the ((county or)) intermediate school district superintendent ((of schools, or both, depending upon the school organization of the districts involved)); these to choose one member from such county in which the facilities are proposed to be located, and two members, one of whom shall be a woman, from the district or districts concerned.

Sec. 38. Section 28A.65.080, chapter 223, Laws of 1969 ex. sess. as amended by section 25, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.080 are each amended to read as follows:

On the date given in said notice the board of directors shall meet at the time and place designated. Any taxpayer may appear thereat and be heard for or against any part of such budget. Such hearing may be continued not to exceed a total of two days.

Upon the conclusion of the hearing, the board of directors shall fix and determine each item or class of the budget separately and shall by resolution adopt the preliminary budget as so finally determined and enter the same in detail in the official minutes: PROVIDED, That the estimates for the expenditures depending directly upon the prospective September enrollment shall be adopted tentatively subject to revision: PROVIDED FURTHER, That in all

second and third class districts five copies of said preliminary budget shall be forwarded to the ((county or)) intermediate school district superintendent within five days after the adoption of said preliminary budget for review, alteration, and approval by the preliminary budget review committee. Members of the preliminary budget review committee shall consist of the ((county or)) intermediate school district superintendent ((of schools)), a member of the local board of directors, a member of the ((county or)) intermediate school district board of education, and a representative of the state superintendent of public instruction. The preliminary budget review committee shall fix and approve the amount of the preliminary budget on or before the thirtieth day of June. A copy of said preliminary budget shall within ten days after adoption by first class districts or approval by the preliminary budget review committee in second and third class districts be filed with the ((county or)) intermediate school district superintendent ((of schools)), the state superintendent of public instruction, and the county auditor.

Sec. 39. Section 28A.65.100, chapter 223, Laws of 1969 ex. sess. as amended by section 27, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.100 are each amended to read as follows:

Upon the conclusion of the revision hearing the board of directors shall fix and determine the budget and by resolution adopt the same: PROVIDED, That in the case of second and third class districts the board of directors shall immediately forward the budget to the ((county superintendent or)) intermediate school district superintendent for review and revision by the final budget review committee.

Sec. 40. Section 28A.65.110, chapter 223, Laws of 1969 ex. sess. as amended by section 28, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.110 are each amended to read as follows:

The final budget review committee shall consist of the ((county or)) intermediate school district superintendent, a member of the local board of directors, and the members of the ((county or)) intermediate school district board of education.

Upon receipt of the district budget the final budget review committee shall meet on or before the thirtieth day of September and finally fix and determine the total amount of the budget. Said meeting shall be open to the public, and copies of the original and revised budgets shall be available for examination by any resident taxpayer in attendance.

Revenues, including income from taxation, shall be budgeted and approved by the final budget review committee on the basis of the expected cash receipts during the current fiscal year.

Sec. 41. Section 28A.65.120, chapter 223, Laws of 1969 ex.

sess. as amended by section 29, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.120 are each amended to read as follows:

Upon the conclusion of the revision hearing in districts of the first class and upon the conclusion of the final budget review committee's action in districts of the second and third class, the board or final budget review committee as the case may be shall certify the final budget and the amount to be raised by taxation to the county commissioners for the levying of the district taxes in the manner now provided by law. A copy of said final budget, when certified, shall be filed with the ((~~county or~~)) intermediate school district superintendent, state superintendent of public instruction, the appropriate county auditor for the board of county commissioners, and the division of municipal corporations, office of the state auditor. The certification and filing of the budgets as aforesaid shall occur on or before the first Monday of October.

Sec. 42. Section 28A.65.150, chapter 223, Laws of 1969 ex. sess. as amended by section 33, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.150 are each amended to read as follows:

If an emergency arises in a second or third class school district because of unforeseen conditions, the board of directors shall declare by resolution that an emergency exists. The board of directors, in consultation with the ((~~county or~~)) intermediate school district superintendent and the final budget review committee, shall determine the best means of meeting such emergency. When the proposed plan and the indebtedness therefor have received the approval of the state superintendent of public instruction, it shall be put into effect.

Sec. 43. Section 34, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.153 are each amended to read as follows:

All adopted emergency expenditure resolutions shall be filed with the county auditor, county treasurer, ((~~county or~~)) intermediate school district superintendent of schools, state auditor, and the state superintendent of public instruction.

Sec. 44. Section 30, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.180 are each amended to read as follows:

Notwithstanding any other provision of law, the state superintendent of public instruction is hereby directed to promulgate such rules and regulations as will insure proper budgetary procedures and practices including monthly financial statements consistent with the provisions of RCW 43.09.200 and 28A.65.050. If the superintendent of public instruction determines upon his review of the preliminary or final budget of any district that said budget does not comply with the budget procedures established by the state superintendent of public instruction or the provisions of RCW 43.09.200 and 28A.65.050, he shall give notice of this determination

to the board of directors of the local school district. The state superintendent of public instruction shall then call a meeting with the ((county or)) intermediate school district superintendent ((of schools)), the local board of directors, and the chief administrative officer of the district to review said budget. Upon the conclusion of said meeting the state superintendent shall issue findings and direct that a financially sound budget be developed by the district for operation.

In the event the budget under consideration by the state superintendent is the preliminary budget, the local district shall be obligated to submit a final budget which meets the requirements of RCW 43.09.200 and 28A.65.050 and the rules of the state superintendent adopted pursuant hereto. In the event the budget under consideration by the state superintendent is the final budget, the local school district, notwithstanding any other provision of law, shall within thirty days from the date the state superintendent issues a directive, submit a revised budget which meets the requirements of RCW 43.09.200 and 28A.65.050 and the rules of the state superintendent adopted pursuant hereto: PROVIDED, That if the district fails or refuses to submit a revised budget which in the determination of the state superintendent meets the requirements of RCW 43.09.200 and 28A.65.050 or the state superintendent's rules the matter shall be submitted to the state board of education which shall meet and adopt a financial plan which shall be in effect until a budget can be adopted and submitted by the district in compliance with this statute.

Sec. 45. Section 28A.66.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.66.050 are each amended to read as follows:

No warrant shall be drawn and issued or registered by the county auditor for the payment of any teacher who is not qualified within the meaning of the law of this state, nor unless a copy of a written contract evidencing employment thereof be filed with the ((county or)) intermediate school district superintendent in accordance with the provisions of law.

Sec. 46. Section 28A.66.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.66.060 are each amended to read as follows:

The county auditor shall not draw and issue or register the warrant in payment of the last month's salary of any teacher in any district until he shall receive notice from the ((county or)) intermediate school district superintendent that the teacher's final report has been made to the said ((county or)) intermediate school district superintendent or that no such report is required.

Sec. 47. Section 28A.66.100, chapter 223, Laws of 1969 ex. sess. and RCW 28A.66.100 are each amended to read as follows:

The county auditor shall make an annual report for the period

ending on the preceding June thirtieth on the financial condition of each school in his county to the ((county or)) intermediate school district superintendent on or before the twenty-fifth day of July, in such form as may be prescribed by the superintendent of public instruction.

Sec. 48. Section 28A.67.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.67.040 are each amended to read as follows:

Every teacher who shall be teaching at the close of the school year, or who shall teach the last term of any school year, in any school district, shall make a report to the ((county or)) intermediate school district superintendent encompassing such information pertinent to school purposes as said official requires immediately upon the close of such school year or term for the entire time taught in said school district since the beginning of the school year, if any such report be so requested by the ((county or)) intermediate school district superintendent. Copies of all reports made by teachers shall be furnished to their school district superintendent, to be by him filed in his office. No board of directors shall draw any order or warrant for the salary of any teacher for the last month of his service, until such reports, if required, shall have been made, and the same approved by the ((county or)) intermediate school district superintendent.

Sec. 49. Section 28A.67.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.67.060 are each amended to read as follows:

Certificated employees shall faithfully enforce in the common schools the course of study and regulations prescribed, whether regulations of the district, the superintendent of public instruction, or the state board of education, and shall furnish promptly all information relating to the common schools which may be requested by the ((county or)) intermediate school district superintendent.

Any certificated employee who wilfully refuses or neglects to enforce the course of study or the rules and regulations as above in this section required, shall not be allowed by the directors any warrant for salary due until said person shall have complied with said requirements.

Sec. 50. Section 28A.70.130, chapter 223, Laws of 1969 ex. sess. and RCW 28A.70.130 are each amended to read as follows:

All certificates issued by the superintendent of public instruction shall be valid and entitle the holder thereof to teach in any county of the state upon being registered by the ((county or)) intermediate school district superintendent thereof, which fact shall be evidenced by him on the certificate in the words, "Registered for use in county," together with the date of registry, and his official signature: PROVIDED, That a copy of the original

certificate duly certified by the superintendent of public instruction may be used for the purpose of registry and endorsement in lieu of the original.

Sec. 51. Section 28A.70.160, chapter 223, Laws of 1969 ex. sess. and RCW 28A.70.160 are each amended to read as follows:

Any certificate to teach authorized under the provisions of this chapter or rules and regulations promulgated thereunder may be revoked by the authority authorized to grant the same upon complaint of any school district superintendent ((~~r~~)) or ((~~county ex~~)) intermediate school district superintendent for immorality, violation of written contract, intemperance, crime against the law of the state, or any unprofessional conduct, after the person whose certificate is in question has been given an opportunity to be heard.

Sec. 52. Section 28A.70.170, chapter 223, Laws of 1969 ex. sess. and RCW 28A.70.170 are each amended to read as follows:

Any teacher whose certificate to teach has been questioned by the filing of a complaint by a school district superintendent or ((~~a county ex~~)) intermediate school district superintendent under RCW 28A.70.160 shall have a right to be heard by the issuing authority before his certificate is revoked. Any teacher whose certificate to teach has been revoked shall have a right of appeal to the state board of education if notice of appeal is given by written affidavit to the board within thirty days after the certificate is revoked.

An appeal to the state board of education within the time specified shall operate as a stay of revocation proceedings until the next regular or special meeting of said board and until the board's decision has been rendered.

Sec. 53. Section 28A.88.070, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.070 are each amended to read as follows:

At the hearing of an appeal, properly initiated in accordance with this chapter, the ((~~county ex~~)) intermediate school district superintendent shall hear testimony of all parties interested, and for that purpose may administer oaths if necessary, may summon witnesses or demand records or certified copies of the same. In the case of a hearing on appeal by the superintendent of public instruction no new evidence may be admitted but in case of an appeal to the superior court, the court may hear the case de novo.

Sec. 54. Section 4, chapter 235, Laws of 1969 ex. sess. and RCW 28A.96.040 are each amended to read as follows:

The commission shall have the following membership:

(1) Four senators to be selected by the president of the senate, not more than two of whom shall be from the same political party, and four representatives to be appointed by the speaker of the house, not more than two of whom shall be from the same political party;

(2) One member from among the membership of the joint committee on education appointed by the chairman of the joint committee on education and one member from among the membership of the legislative budget committee appointed by the chairman of the legislative budget committee;

(3) The state superintendent of public instruction or his designated representative;

(4) One member to be appointed by the state board of education, who may be a member of the board;

(5) Seven members to be appointed by the governor, one from each United States congressional district in the state, no more than four of whom shall be members of the same political party;

(6) Two members to be appointed by the president of the Washington state school directors association; and

(7) Six members to be appointed by the state superintendent of public instruction, three of whom shall be certificated employees of school districts within the meaning of RCW 28A.72.020, and three of whom shall be chief administrative officers of school districts in the state, one of which shall be ((a county or) an intermediate school district superintendent ((of schools)). In making the appointments under this subsection (7), the state superintendent of public instruction shall give equal representation, insofar as possible, to school districts located in large urban areas of the state, school districts located in suburban areas, and school districts located in smaller communities and rural areas of the state. In addition, when making appointments of certificated employees, the state superintendent of public instruction shall give consideration to persons who may be nominated by employee organizations as defined in RCW 28A.72.020.

NEW SECTION. Sec. 55. If any provision of this 1971 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 House January 29, 1971.

Passed the Senate March 6, 1971.

Approved by the Governor March 22, 1971.

Filed in Office of Secretary of State March 22, 1971.

CHAPTER 49
[House Bill No. 41]
BACON

AN ACT Relating to the marketing of packaged bacon; adding new