

the 2 mill shift and to continue, at the same time, the present levying authority of other taxing districts.

Veto  
Message

Sections 24 and 25 of Engrossed Substitute Senate Bill No. 897 are identical to sections 15 and 16 of Engrossed House Bill No. 172, with the exception that section 24 of Engrossed Substitute Senate Bill No. 897 does raise the aggregate millage limitation for 1971 and 1972. Relying upon the corresponding provisions of Engrossed Substitute Senate Bill No. 897, which correct the technical deficiency in these provisions of Engrossed House Bill No. 172, accordingly I have vetoed sections 15 and 16 of Engrossed House Bill No. 172.

With the exception of the four items discussed above, Engrossed House Bill No. 172 is approved."

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CHAPTER 282

[Engrossed House Bill No. 86]

INTERMEDIATE SCHOOL DISTRICTS

AN ACT Relating to education; amending section 1, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.010; amending section 2, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.020; amending section 3, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.030; amending section 4, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.040; amending section 5, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.050; amending section 6, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.060; amending section 7, chapter 176, Laws of 1969 ex. sess., as amended by section 2, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.070; amending section 8, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.080; amending section 9, chapter 176, Laws of 1969 ex. sess. as amended by section 1, chapter 53, Laws of 1971 and RCW 28A.21.090; amending section 10, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.100; amending section 11, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.110; amending section 12, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.120; amending section 13, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.130; amending section 14, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.140; amending section 16, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.160; amending section 17, chapter 176, Laws of 1969

ex. sess. and RCW 28A.21.170; amending section 18, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.180; amending section 20, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.190; amending section 23, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.220; amending section 28A.24.080, chapter 223, Laws of 1969 ex. sess. as amended by section 104, chapter 176, Laws of 1969 ex. sess. and RCW 28A.24.080; amending section 28A.44.050, chapter 223, Laws of 1969 ex. sess. as amended by section 15, chapter 48, Laws of 1971 and RCW 28A.44.050; amending section 28A.44.060, chapter 223, Laws of 1969 ex. sess. as amended by section 16, chapter 48, Laws of 1971 and RCW 28A.44.060; amending section 28A.44.070, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 48, Laws of 1971 and RCW 28A.44.070; amending section 28A.44.080, chapter 223, Laws of 1969 ex. sess. as amended by section 18, chapter 48, Laws of 1971 and RCW 28A.44.080; amending section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as amended by section 19, chapter 48, Laws of 1971 and RCW 28A.44.090; amending section 28A.44.100, chapter 223, Laws of 1969 ex. sess. as amended by section 20, chapter 48, Laws of 1971 and RCW 28A.44.100; amending section 28A.60.186, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 48, Laws of 1971 and RCW 28A.60.186; amending section 28A.71.100, chapter 223, Laws of 1969 ex. sess. as amended by section 146, chapter 176, Laws of 1969 ex. sess. and RCW 28A.71.100; amending section 28A.88.010, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 34, Laws of 1969 ex. sess. and RCW 28A.88.010; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.03 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW; adding new sections to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW; adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW; repealing section 15, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.150; repealing section 24, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.230; repealing section 28A.88.020, chapter 223, Laws of 1969 ex. sess., section 154, chapter 176, Laws of 1969 ex. sess. and RCW 28A.88.020; repealing section 28A.88.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.040; repealing section 28A.88.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.050; repealing section 28A.88.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.060; repealing section 28A.88.070, chapter 223, Laws of 1969 ex.

sess., section 53, chapter 48, Laws of 1971 and RCW 28A.88.070; repealing section 28A.88.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.080; repealing section 3, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.073; creating new sections; and declaring an emergency.

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

Section 1. Section 1, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.010 are each amended to read as follows:

It shall be the intent and purpose of this ((1969 amendatory act)) chapter to reorganize existing ((offices of county superintendent of schools and county boards of education into)) intermediate school district offices in order ((that the territorial organization of the intermediate school districts may be more readily and efficiently adapted to the changing economic pattern and educational program in the state, so that the children in the state will be provided with equal educational opportunities)) to:

(1) Establish intermediate school district offices as regional educational service agencies which will provide cooperative and informational services to local school districts;

(2) Assist the superintendent of public instruction and the state board of education in the performance of their respective statutory or constitutional duties;

(3) Make the territorial organization of intermediate school district offices as such educational service agencies and the school districts more readily and efficiently adaptable to the changing economic pattern and educational programs within the state; and

(4) Provide the pupils within the state with equal educational opportunities.

Sec. 2. Section 2, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.020 are each amended to read as follows:

~~((1))~~ On or before July 17, 1969, the state board of education shall create a system of intermediate school districts, the boundaries of each of which shall be compatible with the state wide plan of potential intermediate districts heretofore adopted by the state board of education pursuant to section 3, chapter 139, laws of 1965 and RCW 28-19-320. Prior to the creation of such system and the boundaries of the individual intermediate school districts, the state board may make such changes in that state-wide plan and those boundaries as it deems consistent with the purposes stated in RCW 28A-21-040. Prior to the creation of such system and districts the state board shall hold at least one public hearing on such proposed action and shall consider any recommendations on such proposed action.

~~(2)~~) The state board of education ((may)), at any time it deems advisable ((7)) or upon petition of any intermediate school

district board ((of education)), may make ((such)) changes in the number and boundaries of the intermediate school districts, including an equitable adjustment and transfer of any and all property, assets, and liabilities among the intermediate school districts whose boundaries and duties and responsibilities are increased and/or decreased by such changes, consistent with the purposes of RCW

V. 28A.21.010 ((as now enacted or hereafter amended)); PROVIDED, That no intermediate school district may be eliminated through consolidation with another district without the consent of the board of the intermediate school district which would be eliminated.

Prior to making any such changes, the state board shall hold at least one public hearing on such proposed action and shall consider any recommendations on such proposed action.

The state board in ((the formation of or)) making any change in boundaries ((as provided in subsections {1} and {2} above)) shall give consideration to, but not be limited by, the following factors: Size, population, topography, and climate of the proposed district.

(({3})) The ((state)) superintendent of public instruction shall furnish personnel, material, supplies, and information necessary to enable ((county or)) intermediate school district boards and superintendents to consider the ((initial)) proposed ((plan as provided in subsection {1} above, its districts and)) changes ((thereto: Such personnel, material, supplies and information shall thereafter be furnished to intermediate school district boards of education and superintendents when proposed changes are in question.

Intermediate districts created pursuant to chapter 439, laws of 1965 as amended shall be called intermediate school districts and shall be subject to all of the provisions of this 1969 amendatory act).

Sec. 3. Section 3, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.030 are each amended to read as follows:

Except as otherwise provided in this section, in each intermediate school district there shall be an intermediate school district board ((of education, which shall)) consisting of seven members elected by the voters of the intermediate school district, one from each of seven intermediate school district board-member districts ((, such)). Board-member districts ((to be)) in districts reorganized under section 2 of this 1971 amendatory act, or as provided for in section 4 of this 1971 amendatory act and under this section, shall be initially determined by the state board of education ((on or before July 1, 1969)). If a reorganization pursuant to section 2 of this 1971 amendatory act places the residence of a board member into another or newly created intermediate school district, such member shall serve on the board of the intermediate school district of residence until the next general school election

at which time a new seven member board shall be elected. If the redrawing of board member district boundaries pursuant to this chapter shall cause the resident board member district of two or more board members to coincide, such board members shall continue to serve on the board until the next general school election at which time a new board shall be elected. The board-member districts shall be arranged so far as practicable on a basis of equal population, with consideration being given existing board members of existing intermediate school district boards. Each intermediate school district board member shall be elected by the ((qualified)) registered voters ((in his)) of the respective board member district ((only)). ((At least)) Beginning in 1971 and every ((four)) ten years thereafter, intermediate school district boards shall review and, if necessary, shall change the boundaries of board-member districts so as to provide so far as practicable equal representation according to population of such board-member districts and to conform to school district boundary changes; PROVIDED, That all board-member district boundaries, to the extent necessary to conform with this chapter, shall be redrawn for the purposes of the next general school election immediately following the effective date of this 1971 amendatory act and the next general school election immediately following any reorganization pursuant to this chapter. Such district board ((may)), if failing to make the necessary changes prior to June 1 of the appropriate year, shall refer for settlement questions on board-member district boundaries to the state board of education, which, after a public hearing, ((may)) shall decide such questions.

Election of board members shall be held at the time of the general school election ((commencing with the general school election of 1969)). Such election shall be called and notice thereof given by the county auditor of each county in the manner provided by law for giving notice of the election of school district directors and such election shall be conducted by the official who conducts the general school election for first class school districts.

Filing for candidacy for the intermediate school district board shall be with the county auditor of the headquarters county of the intermediate school district not more than sixty days nor less than forty-six days prior to the general school election, and the auditor shall certify the names of candidates to the officials conducting the elections in the board-member districts ((; except that for the elections to be conducted in November, 1969, the filings shall be with the county auditor of the most populous county in the intermediate school district who shall make such certifications)).

The term of office for each board member shall be four years and until ((his)) a successor is duly elected and qualified. For the first election or an election following reorganization, board-member

district positions numbered one, three, five, and seven in each intermediate school district shall be for a term of four years and positions numbered two, four, and six shall be for a term of two years.

Any intermediate school district board may elect by resolution of the board to increase the board member size to nine board members. In such case positions numbered eight and nine shall be filled at the next general school election, position numbered eight to be for a term of two years, position numbered nine to be for a term of four years. Thereafter the terms for such positions shall be for four years.

The term of every intermediate school district board member shall begin after the election returns have been certified, a certificate of election issued, and the oath of office taken ((at which time the term of all existing county or intermediate district board members shall terminate and all duties of county board members affecting the county office shall be assumed by the new intermediate school district board serving those counties. Each intermediate school district board shall be organized at the first meeting of the board after the beginning of such term)). In the event of a vacancy in the board from any cause, such vacancy shall be filled by appointment of a person from the same board-member district by the intermediate school district board ((of education)). In the event that there are more than three vacancies in a seven-member board or four vacancies in a nine-member board, the state board of education shall fill by appointment sufficient vacancies so that there shall be a quorum of the board serving. Each appointed board member shall serve until the next general school election, at which time there shall be elected a member to fill the unexpired term.

((After July 1, 1969, the then incumbent county and intermediate district board members who reside in the newly created intermediate school districts shall meet at the call of the then incumbent intermediate district superintendent or county superintendent of the most populous county in the newly created district, and elect from among their number board members for the new district, one from each board member district, to serve until the new intermediate school district board assumes office.))

No person shall serve as an employee of a school district or as a member of a board of directors of a common school district or as a member of the state board of education and as a member of an intermediate school district board at the same time.

NEW SECTION. Sec. 4. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Any intermediate school district board which elects under

section 3 of this 1971 amendatory act to increase the size of the intermediate school district board from seven to nine members, after at least four years, may elect by resolution of the board to return to a membership of seven intermediate school board members. In such case the term of office of all existing intermediate school board members shall expire at the next general school election and seven intermediate school board members shall be elected in accordance with the provisions of section 3 of this 1971 amendatory act.

NEW SECTION. Sec. 5. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Absence of any intermediate school district board member from four consecutive regular meetings of the board, unless excused on account of sickness or otherwise authorized by resolution of the board, shall be sufficient cause for the members of the intermediate school district board to declare by resolution that such board member position is vacated.

Sec. 6. Section 4, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.040 are each amended to read as follows:

Every school district must be included entirely within a single intermediate school district ((and within a single board member district thereof)). If the boundaries of any school district within an intermediate school district are changed in any manner so as to extend the school district beyond the boundaries of that intermediate school district, the state board shall change the boundaries of the intermediate school districts so affected ((so that all of the school district as constituted by such change of boundaries shall be included within one intermediate school district)) in a manner consistent with the purposes of section 1 of this 1971 amendatory act and this section.

Sec. 7. Section 5, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.050 are each amended to read as follows:

Every candidate for member of the intermediate school district board ((of education)) shall be a ((qualified)) registered voter and a resident of the board-member district for which ((he)) such candidate files ((and shall not be an employee of any school district)). On or before the date for taking office, every member shall make an oath or affirmation to support the Constitution of the United States and the state of Washington ((and)) and to faithfully discharge the duties of ((his)) the office according to the best of ((his)) such member's ability. The members of the board shall not be required to give bond unless so directed by the state board of education. At the first meeting after each general school election and after the qualification for office of the newly elected members, each intermediate school district board shall reorganize by electing

a chairman and a vice chairman. A majority of all of the members of the board shall constitute a quorum.

Sec. 8. Section 6, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.060 are each amended to read as follows:

~~((All members of the intermediate school district board of education shall be reimbursed for their travel expenses and subsistence while engaged in the performance of their duties under this 1969 amendatory act in accordance with expenses allowable under RCW 43.03.050 and 43.03.060, as now or hereafter amended.))~~ The actual expenses of intermediate school board members in going to, returning from and attending meetings called or held pursuant to district business or while otherwise engaged in the performance of their duties under this chapter shall be paid up to the amounts provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended; all such claims shall be approved by the intermediate school district board ~~((of education))~~ and paid from the budget of the intermediate school district.

Sec. 9. Section 7, chapter 176, Laws of 1969 ex. sess. as amended by section 2, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.070 are each amended to read as follows:

Every intermediate school district board ~~((of education))~~ shall appoint and set the salary of an intermediate school district superintendent who shall be employed by a written contract for a term to be fixed by the board but not to exceed four years, and who may be discharged for sufficient cause. ~~((The appointment of the first superintendent under this section shall take effect at the end of the terms of all existing county and intermediate district superintendents in each intermediate school district. All existing county and intermediate district superintendents shall continue in office until the end of their respective terms of office. While holding such positions of the existing superintendents within the intermediate school district shall continue to receive the salary of that office as prescribed by law existing immediately prior to April 25, 1969 to be paid by such intermediate school district. Unless all positions of county and intermediate school district superintendents within an intermediate school district shall become vacant before the expiration of the existing terms of office, no vacancies shall be filled, but the intermediate school district board shall designate another such superintendent within the district to serve in that vacant position for the duration of that term of office. Prior to the assumption of office by the appointive superintendent, if there shall be more than one elected superintendent in office within a district, the intermediate school district board shall designate one of the superintendents to be chairman of the county and intermediate district superintendents within the district and, thereafter, such~~



chairman shall represent such superintendents in matters of concern to the intermediate school district:))

Sec. 10, Section 8, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.080 are each amended to read as follows:

To be eligible for appointment to the office of intermediate school district superintendent, in addition to any other requirements under other provisions of the law, a candidate must have ((completed five years of regular, accredited work in one or more recognized institutions of higher learning; have)) a valid principal's or superintendent's credential of the state of Washington ((and have three or more years' experience in educational administration in the common schools or in the office of a county or intermediate district superintendent or office of an intermediate school district superintendent)) or meet other criteria specifically established by the state board of education as representing appropriate training and qualification for the office of intermediate school district superintendent; but anyone serving as a legally qualified county or intermediate district superintendent or deputy county or intermediate district superintendent in the state of Washington on April 25, 1969 may be deemed qualified to hold the office of intermediate school district superintendent.

NEW SECTION. Sec. 11. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties as provided by law, every intermediate school district board shall:

(1) Comply with rules or regulations of the state board of education and the superintendent of public instruction.

(2) If the district board deems necessary, establish and operate for the schools within the boundaries of the intermediate school district a depository and distribution center for films, tapes, charts, maps, and other instructional material as recommended by the school district superintendents within the service area of the intermediate school district.

(3) Establish cooperative service programs for school districts within the intermediate school district: PROVIDED, That on matters relating to cooperative service programs the board and superintendent of the intermediate school district shall seek the prior advice of the superintendents of local school districts within the intermediate school district.

NEW SECTION. Sec. 12. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties as provided by law, every intermediate school district board shall:

(1) If the district board deems necessary, hold each year one or more teachers' institutes as provided for in RCW 28A.71.100 and one or more school directors' meetings.

(2) Cooperate with the state supervisor of special aid for handicapped children as provided in chapter 28A.13 RCW and the state supervisor of recreation as provided in chapter 28A.14 RCW.

(3) Apportion such school funds other than state funds as otherwise authorized by law in a manner not in conflict with state or federal law or rules and regulations relating to the distribution and apportionment of such school funds.

(4) Certify statistical data as basis for apportionment purposes to county and state officials as provided in chapter 28A.44 RCW.

(5) Perform such other duties as may be prescribed by law or rule or regulation of the state board of education and/or the superintendent of public instruction as provided in sections 29 and 30 of this 1971 amendatory act.

Sec. 13. Section 9, chapter 176, Laws of 1969 ex. sess. as amended by section 1, chapter 53, Laws of 1971 and RCW 28A.21.090 are each amended to read as follows:

In addition to other powers and duties as provided by law, every intermediate school district board ((of education)) shall ((have the following additional powers and duties)):

(1) Advise with and pass upon the recommendations of the intermediate school district superintendent in the preparation of ((manuals, courses of study and)) rules and regulations for the circulating libraries established pursuant to RCW 27.16.010.

(2) ((Adopt rules and regulations as it shall deem necessary for the schools of the intermediate school district, not inconsistent with the code of public instruction or with the rules and regulations of the state board of education or the superintendent of public instruction:

{3}) Approve the budgets of the intermediate school district ((, and certify to the board or boards of county commissioners the amount needed from county funds and to the state board of education the estimates of special service funds needed)) in accordance with the procedures provided for in this chapter.

((4)) {3} Meet regularly according to the schedule adopted at the organization meeting and in special session upon the call of the chairman ((,)) or a majority of the board ((, or the intermediate school district superintendent)).

((5) Assist the intermediate school district superintendent in). {4} Approve the selection of intermediate school district personnel and clerical staff as provided in ((RCW 28A.21.100)) section 16 of this 1971 amendatory act.

~~((6))~~ (5) Fix the amount of and approve the bonds for those intermediate school district ((superintendent's bond)) employees designated by the board as being in need of bonding.

~~((7))~~ Exercise careful supervision over the common schools of the district and see that all provisions of the common school laws are observed and followed by teachers, supervisors, superintendents and school officers.

~~((8))~~ Hear and decide all disputes concerning conflicting or incorrectly described school district boundaries.

~~((9))~~ Hear and act upon appeals as provided in RCW 28A-88-020.)

(6) Keep in the intermediate school district office a full and correct transcript of the boundaries of each school district within the intermediate school district.

~~((10))~~ (7) Acquire by purchase, lease ~~((or))~~, devise, bequest, and gift and otherwise ((7)) contract for real and personal property necessary for the operation of the intermediate school district and to the execution of the duties of the board and superintendent thereof ((7)) and ((to)) sell, lease, or otherwise dispose of that property not ((so)) necessary for district purposes: PROVIDED, That no real property shall be acquired or alienated without the prior approval of the state board of education.

~~((11))~~ (8) Adopt such bylaws ~~((7))~~ and rules and regulations for its own ~~((government))~~ operation as it deems necessary or appropriate.

~~((12))~~ (9) Enter into contracts, including contracts with common and intermediate school districts for the joint financing of cooperative service programs conducted pursuant to section 11 (3) of this 1971 amendatory act, and employ consultants and legal counsel relating to any of the duties, functions, and powers of the intermediate school districts.

NEW SECTION. Sec. 14. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

In addition to other powers and duties prescribed by law every intermediate school district board shall be authorized to:

(1) Pay the expenses of its members in accordance with law for attendance at state-wide meetings of intermediate school district board members.

(2) Pay dues from intermediate school district funds in an amount not to exceed one hundred dollars per board member per year for membership in a state-wide association of intermediate school district board members: PROVIDED, That dues to such an association shall not be paid unless the formation of such an association, including its constitution and bylaws, is approved by a resolution passed by at least two-thirds of the intermediate school district

boards within the state: PROVIDED FURTHER, That such association if formed shall not employ any staff but shall contract either with the Washington state school directors' association or with the superintendent of public instruction for staff and informational services.

NEW SECTION. Sec. 15. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Each intermediate school district board, by written order filed in the headquarters office, may delegate to the intermediate school district superintendent any of the powers and duties vested in or imposed upon the board by this 1971 amendatory act or rule or regulation of the state board of education and/or the superintendent of public instruction. Such delegated powers and duties shall not be in conflict with rules or regulations of the superintendent of public instruction or the state board of education and may be exercised by the intermediate school district superintendent in the name of the board.

Sec. 16. Section 10, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.100 are each amended to read as follows:

The intermediate school district superintendent may appoint with the consent of the intermediate school district board of education assistant superintendents and such other professional personnel and clerical help as may be necessary to perform the work of ~~((his))~~ the office at such salaries as may be determined by the intermediate school district board of education ~~((7))~~ and shall pay such salaries out of the budget of the district. ~~((All assistant intermediate school district superintendents shall qualify in the same manner as the intermediate school district superintendent; and))~~ In the absence of the intermediate school district superintendent a designated assistant superintendent shall perform the duties of the office. The intermediate school district superintendent shall have the authority to appoint ((a qualified deputy)) on an acting basis an assistant superintendent to perform any of the duties of the office.

Sec. 17. Section 11, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.110 are each amended to read as follows:

In addition to other powers and duties as provided by law, each intermediate school district superintendent shall:

(1) Serve as chief executive officer of the intermediate school district and secretary of the intermediate school district board.

(2) Visit the schools in ~~((his))~~ the intermediate school district, counsel with directors and ~~((teachers))~~ staff, and assist in every possible way to advance the educational interest in ~~((his))~~ the intermediate school district.

(3) ((Distribute promptly all reports, laws, forms, circulars, and instructions which he may receive for the use of the schools and the teachers, and execute the instructions, rules and regulations, and decisions of the superintendent of public instruction, as provided by law; enforce any outline course of study adopted by the state board of education or course of study adopted by any other lawful authority, and enforce any rules and regulations promulgated therefor)) Perform such record keeping, including such annual reports as may be required, and liaison and informational services to local school districts and the superintendent of public instruction as required by rule or regulation of the superintendent of public instruction or state board of education: PROVIDED, That the superintendent of public instruction and the state board of education may require some or all of the school districts to report information directly when such reporting procedures are deemed desirable or feasible.

(4) ((Keep on file and preserve in his office the biennial reports of the superintendent of public instruction and such other reports pertinent to the operation of his intermediate district.

(5)) Keep records of ((his)) official acts ((and those)) of the intermediate school district board and superintendents in accordance with section 18 of this 1971 amendatory act.

((6)) 5 Preserve carefully all reports of school officers and teachers and ((at the close of his term of office)) deliver to ((his)) the successor of the office all records, books, documents, and papers belonging to the office either personally ((7)) or through ((his)) a personal representative, taking a receipt for the same, which shall be filed in the office of the county auditor in the county where ((his)) the office is located.

((7)) 6 Administer oaths and affirmations to school directors, teachers, and other persons on ((all)) official matters connected with or relating to schools, when appropriate, but not make or collect any charge or fee for so doing.

((8) Suspend any teacher who may be teaching in his district, against whom he files charges; in case of any such suspension he shall immediately notify the superintendent of public instruction of his action and shall clearly and fully state his reasons for his action.

(9) Keep an official record of all persons under contract to teach in the schools of his intermediate school district, showing the number of the school district, the date of the contract, the names of the contracting parties, and the date of the expiration of the teacher's certificate and the kind thereof, the salary paid, and the date of commencing school with the length of term in days.

(10) Make an annual report to the superintendent of public

instruction on the first day of August of each year, for the school year ending June 30th, next preceding. The report shall contain an abstract of the reports made to him by the district clerks and such other matters as the superintendent of public instruction shall direct.

(11) Keep in his office a full and correct transcript of the boundaries of each school district in the intermediate school district, including joint districts. In case the boundaries of the districts are conflicting or incorrectly described, he shall change, harmonize and describe them, and at their next regular meeting he shall certify his action to the county commissioners of the county in which the affected districts are located, and shall file with them a complete transcript of the boundaries of all school districts therein affected by his action, which shall be entered upon the journal of that board and become a part of its records. In the event of a dispute over such boundaries, the intermediate school district board shall hear and decide the matter. The intermediate school district superintendent shall, on request, furnish school district clerks with descriptions of the boundaries of their respective districts.

(12) Apportion school funds in the manner not in conflict with state law or the rules or regulations relating to distribution and apportionment of school funds.

(13) Conduct such examination of teachers and make such records thereof as may be prescribed by law. He shall give ten days' notice of each examination by publication in some newspaper of general circulation published in each county in his district, or if there be no newspaper, then by posting up handbills, or otherwise.

(14) Hold teachers' institutes according to law, and conduct such other meetings of the teachers of his intermediate school district as may be for the best interests of the schools, and attend other meetings and conferences which may be of benefit to the schools of his intermediate school district.

(15) Hold at his option each year, one or more school directors' meetings.

(16) Furnish free of charge teachers' registers, clerks' record books, and other materials received free of charge from the superintendent of public instruction to all districts of his intermediate school district.

(17) Counsel with school boards on selection of school sites and whenever any board of directors of a school district of the third class shall be authorized, by the electors of that district, to erect a school building. It shall be the duty of such board, before entering into any contract for the erection of any building, to obtain the approval of the intermediate school district superintendent, of the plans and specifications for the building to

be erected, and the superintendent shall give special attention to the provisions made therein for heating; lighting and ventilation.

~~(18)~~ Require all reports of school district officers, teachers and others to be made promptly as required by law.

~~(19)~~ (7) Require the oath of office of all school district officers be filed in ~~((his))~~ the intermediate school district office ~~((7))~~ and ~~((shall))~~ furnish a directory of all such officers to the county auditor and to the county treasurer of the county in which the school district is located ~~((7 upon blanks furnished by the superintendent of public instruction))~~ as soon as the election or appointment of such officers is determined and their oaths placed on file.

~~((20))~~ Prepare an annual budget for the district for approval by the intermediate school district board of education.

~~(21)~~ Serve as a member of the transportation commission as provided by RCW 28A.24.080.

~~(22)~~ (8) Assist the school districts in preparation of their budgets as provided in chapter 28A.65 RCW.

~~((23))~~ Cooperate with the state supervisor of special aid for handicapped children and with school districts in administering the educational program for handicapped children as provided in RCW 28A.43.020.

~~(24)~~ Cooperate with the state supervisor of recreation and with school districts in administering the recreation program as provided in RCW 28A.44.020.

~~(25)~~ (9) Enforce the provisions of the compulsory attendance law as provided in chapters 28A.27 and ~~((chapter))~~ 28A.28 RCW.

~~((26))~~ Certify certain statistical data as basis for apportionment purposes to county and state officials as provided in chapter 28A.44 RCW.

~~(27)~~ (10) Perform duties relating to capital fund aid by nonhigh districts as provided in chapter 28A.56 RCW.

~~((28))~~ (11) Carry out the duties and issue orders creating new school districts and transfers of territory as provided in chapter 28A.57 RCW.

~~((29))~~ (12) Perform all other duties prescribed by law ~~((or))~~ and the intermediate school district board.

Sec. 18. Section 12, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.120 are each amended to read as follows:

The intermediate school district board ~~((of education))~~ shall designate the headquarters office of the intermediate school district. The board of county commissioners in each county shall provide the intermediate school district superintendent and employees with suitable quarters and office for the operations of the intermediate school district. Official records of the intermediate

school district board and superintendent, ((and of)) including each of the county superintendents (( of counties within the intermediate school district, shall prior to January 1, 1974, be transferred to and thereafter)) abolished by chapter 176, Laws of 1969 ex. sess., shall be kept by the intermediate school district superintendent. ((Where a county is divided into two or more intermediate school districts)) Whenever the boundaries of any of the intermediate school districts are reorganized pursuant to section 2 of this 1971 amendatory act, the state board of education shall supervise the transferral of such records so that each intermediate school district superintendent shall receive those records relating to school districts within ((his)) the appropriate intermediate school district.

Sec. 19. Section 13, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.130 are each amended to read as follows:

For all actual and necessary travel in the performance of ((his)) official duties and while in attendance upon meetings and conferences, each intermediate school district superintendent and ((his necessary assistants)) employee shall be ((allowed)) reimbursed for their actual traveling expenses and subsistence ((in accordance with)) up to the amounts provided in RCW 43.03.050 and 43.03.060 as now or hereafter amended. All claims shall be approved by the intermediate school district board ((of education)) and paid from the funds budgeted by the district. Each intermediate school district superintendent and employee may be advanced sufficient sums to cover their anticipated expenses in accordance with rules and regulations promulgated by the state auditor and which shall substantially conform to the procedures provided in RCW 43.03.150 through 43.03.210.

NEW SECTION. Sec. 20. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

The superintendent of public instruction by rule and regulation shall adopt budgeting procedures for intermediate school districts modeled after the statutory procedures for school districts as provided in chapter 28A.65 RCW.

Sec. 21. Section 17, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.170 are each amended to read as follows:

The biennial budget request of ((the)) each intermediate school district shall be approved by the respective intermediate school district board ((of education: The budget shall)) and then ((be)) forwarded to the ((state board of education)) superintendent of public instruction for ((its)) revision and approval as provided in section 22 of this 1971 amendatory act. ((Moneys received from the state superintendent of public instruction shall be paid to the



county treasurer in the county wherein the intermediate school district headquarters office is located to be credited to intermediate school district special service fund; and the county treasurer of that county shall be the custodian of the fund; and the auditor of that county shall keep a record of receipts and disbursements; and shall draw and the county treasurer shall honor and pay the warrants;))

Sec. 22. Section 14, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.140 are each amended to read as follows:

The ((state board of education)) superintendent of public instruction shall examine and revise the biennial budget request of each intermediate school district and shall fix the amount to be ((allocated thereto from)) requested in state funds ((and certify to the state superintendent of public instruction the amount of state funds needed)) for the intermediate school district ((budgets as approved by the state board of education;)) system from the legislature. Once funds have been appropriated by the legislature, the superintendent of public instruction shall fix the annual budget of each intermediate school district and shall ((require the state superintendent of public instruction to)) allocate ((this amount from the current state school fund or)) quarterly the state's portion from funds ((otherwise)) appropriated for that purpose to the county treasurer of the headquarters county of the intermediate school district for deposit to the credit of the intermediate school district ((special service)) general expense fund.

In each intermediate school district, there ((is hereby created)) shall be an intermediate school district ((special service)) general expense fund into which there shall be deposited such moneys as are allocated by the superintendent of public instruction under provisions of this ((1969 amendatory act)) chapter, and such moneys as are ((not specifically)) allocated from the county current expense funds, the county institute funds, the county circulating library funds and other funds of the intermediate school district, and such moneys shall be expended ((by warrants drawn by the county auditor of the headquarters county of the intermediate school district upon vouchers approved)) according to the method used by first or second class school districts, whichever is deemed most feasible by the intermediate school district board ((7 except as otherwise provided in this 1969 amendatory act)). No vouchers for warrants other than moneys being distributed to the school districts ((7)) shall be approved for expenditures not budgeted by the intermediate school district board.

Sec. 23. Section 16, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.160 are each amended to read as follows:

((By January 17, 1977)) All funds under the control of the

office of each ((county superintendent or county board of education of each county combined into an)) intermediate school district shall be combined into the intermediate school district general expense fund((s)) and deposited in the office of the county treasurer of the county in which the intermediate school district headquarters office is located ((7 except that where a county becomes a part of two or more intermediate school districts, then only a portion of the funds of the office of county superintendent and county board of education shall be combined into the funds of each intermediate school district. The portion of such funds to be combined shall be determined as follows:

(1) Of the current expense fund of the county superintendent, that amount representing the same proportion as the assessed valuation of the property for tax purposes of the portion of the county being combined into the intermediate school district is to the assessed valuation of all county property.

(2) Of the county superintendent's special service fund, an amount determined by the state board of education.

(3) Of the county institute fund, the amount representing the same proportion as the number of teachers employed by school districts in the portion of the county being combined into the intermediate district is to the number of teachers employed by all school districts in the entire county not maintaining a separate institute fund). The superintendent of public instruction, by rule or regulation, shall provide by an established formula for the proper distribution of moneys received from the county current expense fund, the county institute fund, and the county circulating library fund in those counties which are a part of two or more intermediate school districts. In case the boundaries of any of the intermediate school districts are changed, the superintendent of public instruction shall order an equitable transfer of such funds from one intermediate school district to another which the superintendent of public instruction deems necessary to adjust for the increase and decrease in the operating costs of the respective districts for the balance of the fiscal year and shall certify to the county commissioners of the affected counties a new ratio for the appropriation of funds to the general expense funds of two or more intermediate school districts under section 24 of this 1971 amendatory act.

Sec. 24. Section 18, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.180 are each amended to read as follows:

The county commissioners of each county shall pay the election costs of intermediate school board elections and shall pay each year from their county current expense fund to the intermediate school district ((current)) general expense fund of the intermediate school district or districts in which the county is located not less than

the amount which the county appropriated to the budget of the county superintendent and/or intermediate district ((superintendent)) or districts and/or intermediate school district or districts for the year 1969. ((Where only a portion of a county is a part of an intermediate school district; the amount to be paid by the county commissioners to the intermediate school district shall be based on an amount not less than that appropriated to the budget of the county or intermediate district superintendent for the year 1969 and determined by a ratio as described in REW 28A.21.160 (1).)) In addition the county commissioner of each county shall pay for services other than those of the county treasurer, auditor, and prosecutor provided to any county and/or intermediate district or districts and/or intermediate school district or districts for the year 1969 but not included in the 1969 budget of any county and/or intermediate district or districts and/or intermediate school district or districts. The county treasurers, auditors, and prosecutors shall provide their services without charge to the intermediate school districts.

NEW SECTION. Sec. 25. There is added to chapter 176, Laws of 1969 ex. sess. and to chapter 28A.21 RCW a new section to read as follows:

Possession and title to any and all personal property or equity in such property purchased in whole or part with county, state, school district, or federal funds, or any combination of the above, for the use or direct benefit of an office of county superintendent or intermediate district and used and/or in the possession of such office fifty percent or more of the time during the period of January 1, 1969 through July 1, 1969, shall immediately be transferred to and vested in the intermediate school district encompassing the largest percentage of the common school students in the respective county. In the event of dispute regarding the transfer of property, the county board of commissioners or the intermediate school district board, within thirty days after the effective date of this 1971 amendatory act, may require the governor to form an arbitration committee to decide the dispute within sixty days of the request. Decisions of the arbitration committee shall be final. The committee membership shall consist of one member appointed by the governor, who shall serve as chairman of the arbitration committee and shall call its first meeting; one member appointed by the affected board of county commissioners; and one member appointed by the affected intermediate school district board: PROVIDED, That no member of the arbitration committee shall be a member of the appointing boards: PROVIDED FURTHER, If necessary to order an equitable transfer of property or equity in such property, the arbitration committee may waive any of the provisions of this

section regarding use or possession of such property.

NEW SECTION. Sec. 26. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.57 RCW a new section to read as follows:

In case the boundaries of any of the school districts are conflicting or incorrectly described, the county committee on school organization after due notice and a public hearing, shall change, harmonize, and describe them and shall so certify, with a complete transcript of boundaries of all districts affected, such action to the state board of education for its approval or revision. Upon receipt of notification of state board of education action, the county committee on school organization shall transmit to the county commissioners of the county or counties in which the affected districts are located a complete transcript of the boundaries of all districts affected.

Sec. 27. Section 20, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.190 are each amended to read as follows:

The prosecuting attorney for the county in which the headquarters office of the intermediate school district office is located (~~shall~~), if required by law to devote full time to the duties of his office, as a part of his duties, shall serve upon request as legal advisor to the intermediate school district board and superintendent in all matters relating to their official business. When requested by such board or superintendent, (~~he~~) the prosecuting attorney shall draw all instruments, give legal advice, and represent such board or superintendent with respect to all such matters and business: PROVIDED, That if the prosecuting attorney of the headquarters county is not required by law to devote full time to the duties of his office, then the prosecuting attorney of the county with the greatest population within the intermediate school district and who is by law required to devote full time to his duties shall act as the legal advisor to the district board and superintendent. The prosecuting attorneys of other counties within an intermediate school district, if required by law to devote their full time to the duties of their office, shall be available to assist the headquarters county prosecuting attorney with respect to such matters and business: PROVIDED, That on matters deemed of state-wide concern by the superintendent of public instruction or the state board of education, the superintendent or board may request the attorney general to provide written legal opinions regarding any matter before any intermediate school district.

Sec. 28. Section 23, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.220 are each amended to read as follows:

The superintendents of all local school districts within an intermediate school district shall serve in an advisory capacity to

the intermediate school district board and superintendent in matters pertaining to budgets, programs, policy, and staff.

NEW SECTION. Sec. 29. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.03 RCW a new section to read as follows:

The superintendent of public instruction, by rule or regulation, may require the assistance of intermediate school district boards and/or superintendents in the performance of any duty, authority, or power imposed upon or granted to the superintendent of public instruction by law or by the Constitution of the state of Washington, upon such terms and conditions as the superintendent of public instruction shall establish. Such authority to assist the superintendent of public instruction shall be limited to the service function of information collection and dissemination and the attestation to the accuracy and completeness of submitted information.

NEW SECTION. Sec. 30. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.04 RCW a new section to read as follows:

The state board of education, by rule or regulation, may require the assistance of intermediate school district boards and/or superintendents in the performance of any duty, authority, or power imposed upon or granted to the state board of education by law, upon such terms and conditions as the state board of education shall establish. Such authority to assist the state board of education shall be limited to the service function of information collection and dissemination and the attestation to the accuracy and completeness of submitted information.

Sec. 31. Section 28A.71.100, chapter 223, Laws of 1969 ex. sess. as amended by section 146, chapter 176, Laws of 1969 ex. sess. and RCW 28A.71.100 are each amended to read as follows:

The intermediate school district ((~~superintendent must~~)) board may arrange each year for the holding of one or more teachers' institutes and/or workshops for in-service training ((~~r~~)) in such manner and at such time as ((~~he~~)) the board believes will be of benefit to the teachers ((~~of~~)) within the intermediate school district. ((~~He~~)) The board may provide such additional means of teacher in-service training as ((~~he~~)) it may deem necessary or appropriate and there shall be a proper charge against the intermediate school district institute funds and/or the intermediate school district general expense fund when approved by the intermediate school district board.

Intermediate school district ((~~superintendents~~)) boards of contiguous intermediate school districts, by mutual arrangements, may hold joint institutes and/or workshops, the expenses to be shared in

proportion to the numbers of certificated personnel as shown by the last annual reports of the intermediate school districts (~~superintendents~~) holding such joint institutes or workshops.

In local school districts employing more than one hundred teachers, the school district superintendent (~~in his discretion~~) may hold a teachers' institute of (~~two, three, four or five~~) one or more days in such district, said institute when so held by the school district superintendent to be in all respects governed by the provisions of this code relating to teachers' institutes held by intermediate school district superintendents.

Sec. 32. Section 28A.24.080, chapter 223, Laws of 1969 ex. sess. as amended by section 104, chapter 176, Laws of 1969 ex. sess. and RCW 28A.24.080 are each amended to read as follows:

School district transportation routes (~~for~~) for purposes of state reimbursement of transportation costs (~~for~~) shall be recommended by the (~~intermediate~~) school district transportation commission in each school district and approved by the (~~state~~) superintendent of public instruction pursuant to rules and regulations promulgated by the superintendent for that purpose. The commission shall be appointed by the superintendent of public instruction and shall consist of (1) a representative of the local board of directors, (2) a representative of the (~~state~~) superintendent of public instruction, and (3) a representative of the intermediate school district (~~superintendent~~) board.

Sec. 33. Section 28A.44.050, chapter 223, Laws of 1969 ex. sess. as amended by section 15, chapter 48, Laws of 1971 and RCW 28A.44.050 are each amended to read as follows:

The intermediate school district (~~superintendent~~) board, after verifying such reports as provided for in RCW 28A.44.080 as hereinafter amended, shall certify, on or before the fifteenth day of August each year, to the appropriate county commissioners (~~and to the county commissioners of such other counties as any high school district of his district may have claims against under the provisions of REW 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 (~~for~~) against all nonhigh school districts in their respective counties in the aggregate amount as certified to them by the intermediate school district (~~superintendent~~) board. Such levy (~~to~~) shall be made at the same time and in the 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 intermediate school district (~~superintendent~~) board shall (~~take~~) compute 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, and such difference (~~to~~) shall 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 (~~it~~) and shall be segregated by the appropriate county treasurer into a fund which shall be designated as the high school district fund (~~and which~~). Such fund 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. 34. Section 28A.44.060, chapter 223, Laws of 1969 ex. sess. as amended by section 16, chapter 48, Laws of 1971 and RCW 28A.44.060 are each amended to read as follows:

The state board of education shall provide each intermediate school district (~~superintendent~~) board 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 intermediate school district (~~superintendent~~) board in the state a complete list of all high school districts in (~~his~~) the district.

Sec. 35. Section 28A.44.070, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 48, Laws of 1971 and RCW 28A.44.070 are each amended to read as follows:

Each intermediate school district superintendent, 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, a complete list of all high school districts and all nonhigh school districts in (~~his~~) the counties within the intermediate school district.

Sec. 36. Section 28A.44.080, chapter 223, Laws of 1969 ex. sess. as amended by section 18, chapter 48, Laws of 1971 and RCW 28A.44.080 are each amended to read as follows:

The superintendent of every high school district (~~it~~) shall certify under oath, as a part of (~~his~~) an annual report to the intermediate school district (~~superintendent~~) board to be made on or before the fifteenth day of July (~~it~~) as required by law, the following facts as nearly as the same can be ascertained: (~~First, the~~)

(1) Name, post office address, county (and number of),

resident school district ((if obtainable)) and the days of attendance of each nonresident high school pupil ((?)) who is not a resident of another high school district ((?)) and is enrolled in the high school, or high schools, of ((his)) the district during the school year ((? with the days of attendance of each such nonresident high school pupil. Second)) .

(2) 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, covers both grade and high school work, it shall be prorated, as nearly as practicable, by the high school district superintendent.

Sec. 37. Section 28A.44.090, chapter 223, Laws of 1969 ex. sess. as amended by section 19, chapter 48, Laws of 1971 and RCW 28A.44.090 are each amended to read as follows:

The intermediate school district ((superintendent)) board, 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 district)) the county 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 district)) the county as certified by the intermediate school district ((superintendent)) board of such county to the appropriate county commissioners.

Sec. 38. Section 28A.44.100, chapter 223, Laws of 1969 ex. sess. as amended by section 20, chapter 48, Laws of 1971 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~~) The county treasurer, at the same time, shall transfer to the credit of the high school district fund of other counties such amounts ((7 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 or prorated portions thereof as may be in the high school district fund of the county as certified by the intermediate school district ((superintendent he is acting for)) board.

Sec. 39. Section 28A.60.186, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 48, Laws of 1971 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 districts 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~~) shall obtain the approval of the intermediate school district (~~superintendent~~) board of the plans and specifications for the building to be erected, including approval of the heating, lighting, ventilating, and safety thereof.

Sec. 40. Section 28A.88.010, chapter 223, Laws of 1969 ex. sess. as amended by section 17, chapter 34, Laws of 1969 ex. sess. and RCW 28A.88.010 are each amended to read as follows:

Any person, or persons, either severally or collectively, aggrieved by any decision or order of any school official or (~~school~~) board, within thirty days after the rendition of such decision or order, or of the failure to act upon the same when properly presented, may appeal the same to the (~~proper officer or board as hereinafter in this chapter provided~~) superior court of the county in which the school district or part thereof is situated, by filing with the secretary of the school board if the appeal is from board action or failure to act, otherwise with the proper school official, and filing with the clerk of the superior court, a notice of appeal which shall set forth in a clear and concise manner the errors complained of.

Appeals by teachers, principals, supervisors, superintendents, or other certificated employees from the actions of school boards with respect to discharge or other action adversely affecting their contract status, or failure to renew their contracts for the next ensuing term shall be governed by the appeal provisions of chapter 28A.58 RCW therefor and in all other cases shall be governed by this chapter 28A.88 RCW.

NEW SECTION. Sec. 41. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW a new section to read as follows:

Within twenty days of service of the notice of appeal, the

school board, at its expense, or the school official, at such official's expense, shall file the complete transcript of the evidence and the papers and exhibits relating to the decision for which a complaint has been filed. Such filings shall be certified to be correct.

NEW SECTION. Sec. 42. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.88 RCW a new section to read as follows:

Any appeal to the superior court shall be heard de novo by the superior court. Such appeal shall be heard expeditiously.

NEW SECTION. Sec. 43. Moneys in any intermediate school district special service fund on the effective date of this 1971 amendatory act shall be transferred to the intermediate school district general expense fund created in section 22 of this 1971 amendatory act by the appropriate county treasurer and after such date there shall be no intermediate school district special service fund.

NEW SECTION. Sec. 44. The following acts or parts of act are each hereby repealed:

(1) Section 15, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.150;

(2) Section 24, chapter 176, Laws of 1969 ex. sess. and RCW 28A.21.230;

(3) Section 28A.88.020, chapter 223, Laws of 1969 ex. sess., section 154, chapter 176, Laws of 1969 ex. sess. and RCW 28A.88.020;

(4) Section 28A.88.040, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.040;

(5) Section 28A.88.050, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.050;

(6) Section 28A.88.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.060;

(7) Section 28A.88.070, chapter 223, Laws of 1969 ex. sess., section 53, chapter 48, Laws of 1971 and RCW 28A.88.070;

(8) Section 28A.88.080, chapter 223, Laws of 1969 ex. sess. and RCW 28A.88.080; and

(9) Section 3, chapter 84, Laws of 1970 ex. sess. and RCW 28A.21.073.

NEW SECTION. Sec. 45. 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.

NEW SECTION. Sec. 46. This 1971 amendatory 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.

NEW SECTION. Sec. 47. The joint committee on education shall present to the 1973 legislature a comprehensive report on the future role of intermediate school districts in the state's common school system and on alternative methods of funding such districts or any recommended successor to such districts. The joint committee on education, in carrying forth its obligations under this section, shall seek the cooperation and advice of the legislative budget committee, the governor, the superintendent of public instruction, the state board of education, and the Washington state association of counties. Such study shall extend to the possibility of separating intermediate school districts from legal and financial ties to county government.

Passed the House May 9, 1971.

Passed the Senate May 9, 1971.

Approved by the Governor May 21, 1971 with the exception of one item which is vetoed.

Filed in Office of Secretary of State May 21, 1971.

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

"...I am vetoing the proviso to section 2 of this bill which would require the consent of an intermediate school district prior to its elimination through consolidation by action of the State Board of Education. The intermediate school district concept is new with the adoption of the common School Code and the State Board of Education should have the power to adjust and vary school boundaries to maximize the effectiveness of our secondary school system. The proviso would hinder this needed flexibility and would detract from the ability of the State Board of Education to make necessary organizational changes as the districts gain experience through operating under the new law."

Veto  
Message

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CHAPTER 283

[Engrossed House Bill No. 687]

REGULATION OF COMMERCIAL FISHERIES

AN ACT Relating to commercial fisheries; increasing commercial salmon fishing license fees; amending section 75.18.080, chapter 12, Laws of 1955 and RCW 75.18.080; amending section 1, chapter 171, Laws of 1957 and RCW 75.28.012; amending section 2, chapter 171, Laws of 1957 as amended by section 3, chapter 309, Laws of 1959 and RCW 75.28.013; amending section