

selection and commissioning of artists in connection with projects supervised by the Director of the Department of General Administration. By statute, the State Capitol Committee is limited in its jurisdiction to the real property and improvements within the state capitol campus. Section 3 results in the unwarranted broadening of the jurisdiction of the State Capitol Committee, and I have determined to veto those items which require consultation with that committee by the Arts Commission.

Veto  
Message

With the exception of the foregoing items which I have vetoed, the remainder of Engrossed Substitute Senate Bill No. 3146 is approved."

CHAPTER 177

[Engrossed Senate Bill No. 3202]

COLLEGE WORK-STUDY PROGRAM

AN ACT Relating to higher education; creating the college work-study program; adding new sections to chapter 223, Laws of 1969 ex. sess. and to Title 28B RCW as a new chapter thereof; creating new sections; and making an appropriation.

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

NEW SECTION. Section 1. There is hereby created a program of financial aid to students pursuing a post-secondary education which shall be known as the college work-study program.

NEW SECTION. Sec. 2. The purpose of the program created in section 1 of this act is to provide financial assistance to needy students who are U.S. citizens attending eligible post-secondary institutions in the state of Washington by stimulating and promoting their employment, thereby enabling them to pursue courses of study at such institutions. An additional purpose of this program shall be to provide such needy students, wherever possible, with employment related to their academic pursuits.

NEW SECTION. Sec. 3. As used in this chapter, the following words and terms shall have the following meanings, unless the context shall clearly indicate another or different meaning or intent:

(1) The term "needy student" shall mean a student enrolled or accepted for enrollment at a post-secondary institution who, according to a system of need analysis approved by the commission on higher education, demonstrates a financial inability, either parental, familial, or personal, to bear the total cost of education for any semester or quarter.

(2) The term "eligible institution" shall mean any post-secondary institution in this state accredited by the Northwest Association of Secondary and Higher Schools or any public vocational-technical school in the state.

NEW SECTION. Sec. 4. The commission on higher education shall develop and administer the college work-study program and shall be authorized to enter into agreements with employers and eligible institutions for the operation of the program. These agreements shall include such provisions as the commission on higher education may deem necessary or appropriate to carry out the purposes of this chapter.

The share from funds disbursed under the college work-study program of the compensation of students employed under such program in accordance with such agreements shall not exceed eighty percent of the total such compensation paid such students.

NEW SECTION. Sec. 5. The commission on higher education shall disburse college work-study funds after consideration of recommendations of a panel convened by the commission on higher education, and composed of representatives of eligible institutions and post-secondary education advisory and governing bodies. Said commission shall establish criteria for the panel designed to achieve such distribution of assistance under this chapter among students attending eligible institutions as will most effectively carry out the purposes of this chapter.

NEW SECTION. Sec. 6. The commission on higher education shall adopt rules and regulations as may be necessary or appropriate for effecting the provisions of this chapter, and not in conflict with this chapter, in accordance with the provisions of chapter 28B.19 RCW, the state higher education administrative procedure act. Such rules and regulations shall be promulgated upon consideration of advice from a panel composed of representatives of institutional financial aid officers, a representative of employee organizations having membership in the classified service of the state's institutions of higher education, and will include provisions designed to make employment under such work-study program reasonably available, to the extent of available funds, to all eligible students in eligible post-secondary institutions in need thereof. Such rules and regulations shall include:

(1) Providing work under the college work-study program which will not result in the displacement of employed workers or impair existing contracts for services.

(2) Furnishing work only to a student who:

(a) Is capable, in the opinion of the eligible institution, of maintaining good standing in such course of study while employed under the program covered by the agreement; and

(b) Has been accepted for enrollment as at least a half-time student at the eligible institution or, in the case of a student already enrolled in and attending the eligible institution, is in

good standing and in at least half-time attendance there either as an undergraduate, graduate or professional student; and

(c) Is not pursuing a degree in theology.

(3) Placing priority on the securing of work opportunities for students who are residents of the state of Washington as defined in RCW 28B.15.011 through 28B.15.014.

(4) Provisions to assure that in the state institutions of higher education utilization of this student work study program:

(a) Shall only supplement and not supplant classified positions under jurisdiction of 28B.16 RCW;

(b) That all positions established which are comparable shall be identified to a job classification under the Higher Education Personnel Board's classification plan and shall receive equal compensation;

(c) Shall not take place in any manner that would replace classified positions reduced due to lack of funds or work; and

(d) That work study positions shall only be established at entry level positions of the classified service.

NEW SECTION. Sec. 7. Each eligible institution shall submit to the commission on higher education an annual report in accordance with such requirements as are promulgated by the commission.

NEW SECTION. Sec. 8. There is hereby appropriated from the general fund to the commission on higher education the sum of seven hundred fifty thousand dollars, or so much thereof as may be necessary, for the biennium ending June 30, 1975, to carry out the provisions of sections 1 through 7 of this act. Of this amount, not more than fifty thousand dollars may be used by the commission as administrative costs in carrying out the purposes of sections 1 through 7 of this act.

NEW SECTION. Sec. 9. Sections 1 through 7 of this act are added to chapter 223, Laws of 1969 ex. sess. and to Title 28B RCW as a new chapter thereof.

NEW SECTION. Sec. 10. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

Passed the Senate April 22, 1974.

Passed the House April 20, 1974.

Approved by the Governor May 5, 1974, with the exception of an item in Section 2 which is vetoed.

Filed in Office of Secretary of State May 5, 1974.

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

"I am returning herewith without my approval as to one item, Engrossed Senate Bill No. 3202 entitled:

"AN ACT Relating to higher education; creating the college work-study program."

Veto  
Message

This bill provides for the creation of a college work-study program designed to extend financial

aid to students in this state pursuing postsecondary education. The bill was originally drafted by and submitted to the Legislature at the request of the Council on Higher Education. Veto  
Message

Section 2 of the bill was amended in the Senate to restrict eligibility for assistance under the program to United States citizens only. The effect of this restriction is not only to preclude assistance to students from other countries, but also students who have immigrated to and permanently reside in this country but who have not yet attained citizenship. Recognizing that these students may also be in need of financial assistance, the federal college work-study program specifically provides that they may also be eligible.

If the Legislature is concerned that expenditure of state funds under this program benefit primarily residents of this state, that concern is sufficiently covered in section 6(3) of the bill which places priority on the securing of work opportunities for Washington State residents. To impose a further requirement of United States citizenship would result in unwarranted discrimination against non-citizen students who are immigrants and who have been lawfully admitted to this country as permanent residents. Such discrimination raises a serious question on the constitutionality of the bill.

With the exception of that item in section 2 which restricts eligibility for the college work-study program to United States citizens, which I have vetoed for the foregoing reasons, the remainder of Engrossed Senate Bill No. 3202 is approved."

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CHAPTER 178  
[ Engrossed Senate Bill No. 3358 ]  
NORTHERN STATE HOSPITAL

AN ACT Relating to the Northern State Hospital; and creating new sections; and declaring an emergency.

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

NEW SECTION. Section 1. Northern State Hospital at Sedro Woolley, Washington has been closed as a mental hospital. The purpose of this 1974 act is to authorize the disposition of the real property and improvements thereon in a manner that will be most beneficial to the people of the immediate area affected by the closure and to the state of Washington.

NEW SECTION. Sec. 2. The secretary of the department of social and health services shall transfer the real property, improvements, and appurtenances thereto of the Northern State Hospital site to the departments of general administration and natural resources immediately. The department of social and health services will transfer the funds and the responsibility to maintain the facilities to the department of general administration.

NEW SECTION. Sec. 3. The department of natural resources shall manage or dispose of lands deemed not to be directly adjacent