

CHAPTER 97

[Engrossed Senate Bill No. 2253]
NURSING HOME ADMINISTRATORS

AN ACT Relating to nursing homes; amending section 4, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.040; amending section 12, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.120; and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 4, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.040 are each amended to read as follows:

There is hereby created a state board of examiners for nursing home administrators ((is hereby created. Six of)) which shall consist of nine members appointed by the governor. All members shall be representative of the professions and institutions concerned with the care and treatment of chronically ill or infirm elderly patients. However, at no time shall representatives of a single profession or a single institutional category compose a majority of the board membership. In addition, no member who is a noninstitutional representative shall have any direct financial interest in nursing homes while serving as a member of the board. For purposes of this section, nursing home administrators are considered representatives of institutions. Eight of the board's ((nine)) members shall be privately or self-employed persons who the governor finds have had at least four years of actual experience in the administration or overall management of licensed nursing homes in this state immediately prior to the governor's appointment of them to the board((- Three members of the board)); or shall be representatives from the medical professions, or health care administration education, or persons with four years actual experience in the administration of the nursing home unit of a licensed hospital immediately preceding the governor's appointment of them to the board; and shall be privately or self-employed persons, or persons employed by educational institutions, whom the governor appoints because of their special knowledge or expertise in the field of long term care or the care of the aged and chronically ill: PROVIDED, That one member shall be a citizen eligible for Medicare who shall have no financial interest in or family ownership connection with nursing homes. Board members selected who meet any of the preceding qualifications may in addition be nurses, physicians or other persons with special health care training. The governor shall consult with and seek the recommendations of the appropriate state-wide business and professional organizations and societies primarily concerned with long term health care facilities in the course of considering his appointments to the board.

Sec. 2. Section 12, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.120 are each amended to read as follows:

The director, after notice and hearing before the board and upon the order of the board shall refuse to reregister or shall suspend or revoke an administrator's license as provided in this chapter:

(1) In the event the licensee or applicant has committed any fraud or material misrepresentation or concealment in obtaining or applying for the license.

(2) In the event the licensee or applicant has been convicted of a crime involving moral turpitude.

(3) If the license was obtained due to the mistake or inadvertence of the board or director.

(4) In the event the licensee has wilfully or repeatedly violated any of the provisions of this chapter or of the rules promulgated by the board in accordance with this chapter, or of the rules promulgated by the department of social and health services: PROVIDED, That the license suspension shall only occur when instituted by board action and shall be subject to court review pursuant to RCW 34.04.

(5) In the event the licensee has been declared mentally incompetent by a court of competent jurisdiction.

Persons whose licenses have been revoked, or to whom reregistration has been refused, may, on subsequent application be licensed, relicensed, or reregistered, according to such rules or regulations as may be prescribed by the board and according to standards prescribed by the board. Suspended licenses are automatically in force at the expiration of thirty days from the date of suspension, but must be reregistered in the normal course if they expire during the period of suspension.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate May 20, 1975.

Passed the House May 19, 1975.

Approved by the Governor May 28, 1975.

Filed in Office of Secretary of State May 28, 1975.

CHAPTER 98

[Engrossed Senate Bill No. 2271]

STATE AID FOR SCHOOL PLANT FACILITIES

AN ACT Relating to state aid for school plant facilities; and amending section 4, chapter 244, Laws of 1969 ex. sess. as amended by section 3, chapter 56, Laws of 1974 ex. sess. and RCW 28A.47-.803; declaring an emergency and making an effective date.

Be it enacted by the Legislature of the State of Washington:

Section 1. Section 4, chapter 244, Laws of 1969 ex. sess. as amended by section 3, chapter 56, Laws of 1974 ex. sess. and RCW 28A.47.803 are each amended to read as follows:

Allocations to school districts of state funds provided by RCW 28A.47.800 through 28A.47.811 shall be made by the state board of education and the amount of state assistance to a school district in financing a school plant project shall be determined in the following manner:

(1) The boards of directors of the districts shall determine the total cost of the proposed project, which cost may include the cost of acquiring and preparing the site, the cost of constructing the building or of acquiring a building and preparing the same for school use, the cost of necessary equipment, taxes chargeable to the