

## CHAPTER 74

[House Bill No. 262]

## GAME AND GAME FISH—PROTECTION

AN ACT Relating to the game commission; amending section 77.12.010, chapter 36, Laws of 1955 and RCW 77.12.010; and declaring an emergency.

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

Section 1. Section 77.12.010, chapter 36, Laws of 1955 and RCW 77.12.010 are each amended to read as follows:

The wild animals and wild birds in the state of Washington and the game fish in the waters thereof are the property of the state. The game animals, fur-bearing animals, game birds, nongame birds, harmless or song birds, and game fish shall be preserved, protected, and perpetuated(~~(, and to that end)~~). Such game animals, fur-bearing animals, game birds, nongame birds, harmless or song birds, and game fish shall ~~((not))~~ only be taken at such times or places, by such means, in such manner, or in such quantities as will in the judgment of the commission maximize public recreational opportunities but not impair the supply thereof; PROVIDED, HOWEVER, That nothing contained herein shall be construed to infringe on the right of a private property owner to control his private property.

NEW SECTION. Sec. 2. This 1977 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.

Passed the House March 10, 1977.

Passed the Senate March 4, 1977.

Approved by the Governor March 30, 1977.

Filed in Office of Secretary of State March 30, 1977.

## CHAPTER 75

[Engrossed Senate Bill No. 2133]

## STATE AGENCIES—REPORTING REQUIREMENTS

AN ACT Relating to state government reports and publications; amending section 5, chapter 229, Laws of 1937 as last amended by section 1, chapter ... (SB 2098), Laws of 1977 and RCW 2.12.050; amending section 5, chapter 45, Laws of 1925 ex. sess. and RCW 2.52.050; amending section 11, chapter 159, Laws of 1963 as last amended by section 7, chapter 126, Laws of 1975 1st ex. sess. and RCW 4.92.170; amending section 9, chapter 218, Laws of 1973 1st ex. sess. as amended by section 4, chapter 166, Laws of 1975 1st ex. sess. and RCW 9.46.090; amending section 11, chapter 340, Laws of 1955 and RCW 9.95.265; amending section 5, chapter 165, Laws of 1947 and RCW 14.04.050; amending section 15.04.020, chapter 11, Laws of 1961 and RCW 15.04.020; amending section 9, chapter 226, Laws of 1949 and RCW 18.04.100; amending section 14, chapter 3, Laws of 1965 ex. sess. as amended by section 31, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.18.251; amending section 1, chapter 297, Laws of 1959 as amended by section 1, chapter 142, Laws of 1961 and RCW 18.43.035; amending section 12, chapter 239, Laws of 1949 and RCW 18.74.120; amending section 8, chapter 202, Laws of 1949 as last amended by section 50, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.88.080; amending section 10, chapter 172, Laws of 1971 ex. sess. and RCW 26.32.280; amending section 1, chapter 177, Laws of 1903 and RCW 27.28.010; amending section 1, chapter 187, Laws of 1925 ex. sess. as amended by section 1, chapter 35, Laws of 1973 and RCW 27.32.010; amending section 5, chapter 44, Laws of 1941 as amended by section 3, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.050; amending section

28A.03.030, chapter 223, Laws of 1969 ex. sess. as last amended by section 47, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.03.030; amending section 28A.10.025, chapter 223, Laws of 1969 ex. sess. and RCW 28A.10.025; amending section 28A.91.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.91.060; amending section 28B.20.130, chapter 223, Laws of 1969 ex. sess. and RCW 28B.20.130; amending section 28B.30.150, chapter 223, Laws of 1969 ex. sess. as amended by section 47, chapter 154, Laws of 1973 1st ex. sess. and RCW 28B.30.150; amending section 28B.30.215, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.215; amending section 28B.30.300, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.300; amending section 28B.30.310, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.310; amending section 28B.40.130, chapter 223, Laws of 1969 ex. sess. and RCW 28B.40.130; amending section 28B.50.070, chapter 223, Laws of 1969 ex. sess. as amended by section 15, chapter 62, Laws of 1973 and RCW 28B.50.070; amending section 28B.50.130, chapter 223, Laws of 1969 ex. sess. as amended by section 18, chapter 62, Laws of 1973 and RCW 28B.50.130; amending section 17, chapter 15, Laws of 1970 ex. sess. as amended by section 19, chapter 62, Laws of 1973 and RCW 28B.50.140; amending section 35.21.260, chapter 7, Laws of 1965 and RCW 35.21.260; amending section 1, chapter 27, Laws of 1971 ex. sess. as amended by section 17, chapter 288, Laws of 1971 ex. sess. and RCW 36.21.015; amending section 36.75.260, chapter 4, Laws of 1963 and RCW 36.75.260; amending section 3, chapter 250, Laws of 1957 and RCW 38.12.020; amending section 3, chapter 78, Laws of 1949 and RCW 41.04.060; reenacting and amending section 2, chapter 39, Laws of 1970 ex. sess. as last amended by section 85, chapter 34, Laws of 1975-'76 2nd ex. sess. and section 3, chapter 106, Laws of 1975-'76 2nd ex. sess. and RCW 41.05.020; amending section 43.03.028, chapter 8, Laws of 1965 as last amended by section 2, chapter 43, Laws of 1970 ex. sess. and RCW 43.03.028; amending section 3, chapter 41, Laws of 1967 ex. sess. as amended by section 2, chapter 17, Laws of 1973 2nd ex. sess. and RCW 43.06.140; amending section 43.08.010, chapter 8, Laws of 1965 and RCW 43.08.010; amending section 43.08.150, chapter 8, Laws of 1965 and RCW 43.08.150; amending section 43.09.050, chapter 8, Laws of 1965 as amended by section 1, chapter 170, Laws of 1971 ex. sess. and RCW 43.09.050; amending section 43.09.230, chapter 8, Laws of 1965 and RCW 43.09.230; amending section 43.10.100, chapter 8, Laws of 1965 and RCW 43.10.100; amending section 43.19.090, chapter 8, Laws of 1965 and RCW 43.19.090; amending section 43.20.100, chapter 8, Laws of 1965 and RCW 43.20.100; amending section 2, chapter 189, Laws of 1971 ex. sess. as amended by section 98, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.20A.360; amending section 43.21.130, chapter 8, Laws of 1965 and RCW 43.21.130; amending section 20, chapter 62, Laws of 1970 ex. sess. and RCW 43.21A.200; amending section 43.22.270, chapter 8, Laws of 1965 as last amended by section 32, chapter 296, Laws of 1975 1st ex. sess. and RCW 43.22.270; amending section 43.22.330, chapter 8, Laws of 1965 and RCW 43.22.330; amending section 43.23.120, chapter 8, Laws of 1965 and RCW 43.23.120; amending section 43.23.130, chapter 8, Laws of 1965 and RCW 43.23.130; amending section 43.30.200, chapter 8, Laws of 1965 and RCW 43.30.200; amending section 43.31.050, chapter 8, Laws of 1965 and RCW 43.31.050; amending section 43.31.160, chapter 8, Laws of 1965 and RCW 43.31.160; amending section 33, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.330; amending section 43.49.070, chapter 8, Laws of 1965 and RCW 43.49.070; amending section 43.51.040, chapter 8, Laws of 1965 as amended by section 1, chapter 90, Laws of 1967 ex. sess. and RCW 43.51.040; amending section 6, chapter 19, Laws of 1967 ex. sess. and RCW 43.51.800; amending section 43.56.030, chapter 8, Laws of 1965 and RCW 43.56.030; amending section 43.61.040, chapter 8, Laws of 1965 as last amended by section 22, chapter 115, Laws of 1975-'76 2nd ex. sess. and RCW 43.61.040; amending section 43.62.030, chapter 8, Laws of 1965 as amended by section 2, chapter 50, Laws of 1969 ex. sess. and RCW 43.62.030; amending section 43.62.050, chapter 8, Laws of 1965 as amended by section 2, chapter 293, Laws of 1975 1st ex. sess. and RCW 43.62.050; amending section 8, chapter 74, Laws of 1967 and RCW 43.63A.080; amending section 1, chapter 53, Laws of 1969 ex. sess. and RCW 43.63A.085; amending section 2, chapter 76, Laws of 1972 ex. sess. and RCW 43.125.020; amending section 29, chapter 21, Laws of 1961 ex. sess. as last amended by section 5, chapter 32, Laws of 1967 and RCW 46.01.290; amending section 46.52.060, chapter 12, Laws of 1961 as amended by section 56, chapter 32, Laws of 1967 and RCW 46.52.060; amending section 1, chapter 12, Laws of 1973 2nd ex. sess. and RCW 47.01.141; amending section .02.17, chapter 79, Laws of 1947 and RCW 48.02.170; amending section 1, chapter 225, Laws of 1959 and RCW 48.02.180; amending section .33.11, chapter 79, Laws of 1947 and RCW 48.48.110; amending section 1, chapter 231, Laws of 1941 as last amended by section 143, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 49.04.010; amending section 20, chapter 174, Laws of 1913 and RCW 49.12.180; amending section 7, chapter 270, Laws of 1955 and RCW 49.60.100; amending section 40, chapter 35, Laws of 1945 as last amended by section 1, chapter 286, Laws of 1955 and RCW 50.12.010; amending section 55, chapter 35, Laws of 1945 and RCW 50.12.160; amending section 51.04.020, chapter 23, Laws of 1961 as amended by section 1, chapter 29, Laws of 1963 and RCW 51.04.020; amending section 67, chapter 289, Laws of 1971 ex. sess. as last amended by section 150, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 51.04.110; amending section 72, chapter 62, Laws of 1933 ex. sess. as last amended by section 1,

chapter 182, Laws of 1955 and RCW 66.08.028; amending section 3, chapter 55, Laws of 1933 and RCW 67.16.015; amending section 9, chapter 55, Laws of 1933 as last amended by section 7, chapter 148, Laws of 1965 and RCW 67.16.100; amending section 14, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.130; amending section 4, chapter 197, Laws of 1949 as amended by section 4, chapter 252, Laws of 1959 and RCW 70.40.040; amending section 72.01.320, chapter 28, Laws of 1959 and RCW 72.01.320; amending section 32, chapter 171, Laws of 1961 and RCW 72.01.420; amending section 5, chapter 273, Laws of 1959 as amended by section 12, chapter 189, Laws of 1971 ex. sess. and RCW 72.60.280; amending section 75.08.020, chapter 12, Laws of 1955 and RCW 75.08.020; amending section 4, chapter 125, Laws of 1911 and RCW 76.04.050; amending section 77.04.060, chapter 36, Laws of 1955 as last amended by section 175, chapter 34, Laws of 1975-76 2nd ex. sess. and RCW 77.04.060; amending section 1, chapter 293, Laws of 1955 as amended by section 1, chapter 129, Laws of 1965 and RCW 79.24.300; amending section 80.01.090, chapter 14, Laws of 1961 and RCW 80.01.090; amending section 3, chapter 26, Laws of 1967 ex. sess. and RCW 82.01.060; amending section 5, chapter 158, Laws of 1919 as last amended by section 5, chapter 51, Laws of 1972 ex. sess. and RCW 89.16.050; amending section 7, chapter 225, Laws of 1971 ex. sess. and RCW 90.54.070; amending section 10, chapter 225, Laws of 1971 ex. sess. and RCW 90.54.090; adding a new section to chapter 42.04 RCW; repealing section 9, chapter 254, Laws of 1951 and RCW 9.81.130; repealing section 15.32.696, chapter 11, Laws of 1961 and RCW 15.32.696; repealing section 15.60.160, chapter 11, Laws of 1961 and RCW 15.60.160; repealing section 15.64.020, chapter 11, Laws of 1961 and RCW 15.64.020; repealing section 30, chapter 165, Laws of 1927 and RCW 16.44.170; repealing section 10, chapter 226, Laws of 1949 and RCW 18.04.110; repealing section 24, chapter 52, Laws of 1957 and RCW 18.32.060; repealing section 28B.30.320, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.320; repealing section 11, chapter 277, Laws of 1969 ex. sess., section 8, chapter 132, Laws of 1975 1st ex. sess. and RCW 28B.80.100; repealing section 5, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.140; repealing section 43.07.060, chapter 8, Laws of 1965 and RCW 43.07.060; repealing section 43.07.070, chapter 8, Laws of 1965 and RCW 43.07.070; repealing section 43.07.080, chapter 8, Laws of 1965 and RCW 43.07.080; repealing section 43.92.030, chapter 8, Laws of 1965 and RCW 43.92.030; repealing section 15, chapter 96, Laws of 1961 and RCW 47.42.150; repealing section 47.56.350, chapter 13, Laws of 1961 and RCW 47.56.350; repealing section 6, chapter 82, Laws of 1967 and RCW 70.83.060; repealing section 5, chapter 188, Laws of 1961 and RCW 70.94.340; repealing section 72.16.090, chapter 28, Laws of 1959 and RCW 72.16.090; repealing section 74.09.140, chapter 26, Laws of 1959 and RCW 74.09.140; repealing section 8, chapter 154, Laws of 1923 and RCW 76.12.150; repealing section 84.08.090, chapter 15, Laws of 1961, section 153, chapter 278, Laws of 1975 1st ex. sess. and RCW 84.08.090; repealing section 84.08.100, chapter 15, Laws of 1961 and RCW 84.08.100; repealing section 24, chapter 200, Laws of 1907 and RCW 88.04.270; and repealing section 2, chapter 284, Laws of 1969 ex. sess. and RCW 90.48.295.

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

Section 1. Section 5, chapter 229, Laws of 1937 as last amended by section 1, chapter... (SB 2098), Laws of 1977 and RCW 2.12.050 are each amended to read as follows:

There is hereby created a fund in the state treasury to be known as "The Judges' Retirement Fund" which shall consist of the moneys appropriated from the general fund in the state treasury, as hereinafter provided; the deductions from salaries of judges, as hereinafter provided, all gifts, donations, bequests and devises made for the benefit of said fund, and the rents, issues and profits thereof, or proceeds of sales of assets thereof. The treasurer shall be custodian of the moneys in said judges' retirement fund. The department of retirement systems shall receive all moneys payable into said fund and make disbursements therefrom as provided in this chapter. The department shall keep written permanent records showing all receipts and disbursements of said fund (~~and shall make an annual written report showing receipts and disbursements and the status of said fund as of June 30th of each year, and shall, on or before the first day of August of each year, file one copy thereof with the governor, and one copy with the president judge of the association of the superior court judges of the state of Washington~~)).

Sec. 2. Section 5, chapter 45, Laws of 1925 ex. sess. and RCW 2.52.050 are each amended to read as follows:

It shall be the duty of the council:

(1) Continuously to survey and study the operation of the judicial department of the state, the volume and condition of business in the courts, whether of record or not, the methods of procedure therein, the work accomplished, and the character of the results;

(2) To receive and consider suggestions from judges, public officers, members of the bar, and citizens as to remedies for faults in the administration of justice;

(3) To devise ways of simplifying judicial procedure, expediting the transaction of judicial business, and correcting faults in the administration of justice;

(4) To submit from time to time to the courts or the judges such suggestions as it may deem advisable for changes in rules, procedure, or methods of administration;

(5) To report ~~((biennially))~~ annually to the governor and the legislature ~~((on the condition of business in the courts, with the council's recommendations))~~ as to needed changes in the organization of the judicial department or the courts or in judicial procedure; and

(6) To assist the judges in giving effect to Art. 4 § 25 of the state Constitution.

Sec. 3. Section 11, chapter 159, Laws of 1963 as last amended by section 7, chapter 126, Laws of 1975 1st ex. sess. and RCW 4.92.170 are each amended to read as follows:

Liability for and payment of claims arising out of tortious conduct or under and pursuant to 42 U.S.C. Sec. 1981 et seq. is declared to be a proper charge as part of the normal cost of operating the various agencies and departments of state government whose operations and activities give rise to the liability and a lawful charge against moneys appropriated or available to such agencies and departments.

Within any agency or department the charge shall be apportioned among such appropriated and other available moneys in the same proportion that the moneys finance the activity causing liability. Whenever the operations and activities of more than one agency or department combine to give rise to a single liability, the budget director shall determine the comparative responsibility of each agency or department for the liability.

State agencies over which the budget director has authority to revise allotments under chapter 43.88 RCW shall make reimbursement to the tort claims revolving fund for any payment made from it for the benefit of such agencies. The budget director is authorized and directed to transfer or order the transfer to the revolving fund, from moneys available or appropriated to such agencies, that sum of money which is a proper charge against them. Such amounts may be expended for the purposes for which the tort claims revolving fund was created by RCW 4.92.130 as herein or hereafter amended without further or additional appropriation: PROVIDED, That in any case where reimbursement would seriously disrupt or prevent substantial performance of the operations or activities of the state agency, the budget director may relieve the agency of all or a portion of the obligation to make reimbursement.

The budget director shall report on request to the legislature (~~(, for any biennial period,)~~) on the status of the tort claims revolving fund, all payments made therefrom, all reimbursements made thereto, and the identity of agencies and departments of state government whose operations and activities give rise to liability, including those agencies and departments over which he does not have authority to revise allotments under chapter 43.88 RCW.

The budget director may authorize agencies, in accordance with chapter 41.05 RCW to the extent that it is applicable, to purchase insurance to protect and hold personally harmless any officer or employee of the state, or any classes of such officers or employees or for other persons performing services for the state, whether by contract or otherwise, from any action, claim, or proceeding for damages arising out of the performance of duties for, employment with, or the performance of services on behalf of the state and to hold him harmless from any expenses connected with the defense, settlement or monetary judgment from such actions.

The budget director shall adopt rules and regulations governing the procedures to be followed in making payment from the tort claims revolving fund, in reimbursing the revolving fund and in relieving an agency of its obligation to reimburse.

Sec. 4. Section 9, chapter 218, Laws of 1973 1st ex. sess. as amended by section 4, chapter 166, Laws of 1975 1st ex. sess. and RCW 9.46.090 are each amended to read as follows:

The commission shall, from time to time, make reports to the governor covering such matters in connection with this chapter as he may require, and in addition shall prepare and forward to the governor, to be laid before the legislature, a report for the period ending on the thirty-first day of December of 1973, and a report annually thereafter (~~(on the thirtieth day of June of each year)~~) as soon as possible after the close of the fiscal year, which report shall be a public document (~~(;)~~) and contain (~~(a detailed statement and balance sheet showing in general the fiscal condition of the commission and commission expenditures and receipts for the preceding interval, together with)~~) such general information and remarks as the commission deems pertinent thereto and any information requested by either the governor or members of the legislature: PROVIDED, That the commission appointed pursuant to RCW 9.46.040 shall conduct a thorough study of the types of gambling activity permitted and the types of gambling activity prohibited by this chapter and shall make recommendations to the legislature as to: (1) Gambling activity that ought to be permitted; (2) gambling activity that ought to be prohibited; (3) the types of licenses and permits that ought to be required; (4) the type and amount of tax that ought to be applied to each type of permitted gambling activity; (5) any changes which may be made to the law of this state which further the purposes and policies set forth in RCW 9.46.010 as now law or hereafter amended; and (6) any other matter that the commission may deem appropriate. Members of the commission and its staff may contact the legislature, or any of its members, at any time, to advise it of recommendations of the commission.

The commission shall conduct a thorough study of the effectiveness of the criminal sections of the act, and penalties imposed thereby, and shall make a separate report to the legislature on or before January 1, 1977, outlining its findings and any recommendation for specific amendments to these sections it may have.

Sec. 5. Section 11, chapter 340, Laws of 1955 and RCW 9.95.265 are each amended to read as follows:

The board of prison terms and paroles shall transmit to the governor ~~((for submission))~~ and to the legislature, ~~((biennially, or))~~ as often as the governor may require it, a report of its work, in which shall be given ~~((the number of prisoners whose terms of imprisonment have been fixed by it and the number who have been released on parole, and))~~ such ~~((other))~~ information as may be relevant.

Sec. 6. Section 5, chapter 165, Laws of 1947 and RCW 14.04.050 are each amended to read as follows:

The commission shall, within thirty days after its appointment, organize, adopt a seal, and make such rules and regulations for its administration, not inconsistent herewith, as it may deem expedient and may from time to time amend such rules and regulations. At such organization meeting it shall elect from among its members a chairman, a vice chairman, and a secretary to serve for one year, and annually thereafter shall elect such officers; all to serve until their successors are appointed and qualified. The commission shall at its initial meeting fix a date and place for its regular meeting. Four members shall constitute a quorum, and no action shall be taken by less than a majority of the commission. Special meetings may be called as provided by its rules and regulations. Regular meetings shall be held at the commission's established offices, but, whenever the convenience of the public or of the parties may be promoted, or delay or expense may be prevented, it may hold meetings, hearings or proceedings at any other place designated by it. The commission shall transmit a report in writing to the governor ~~((before December 1st of))~~ each year, which report shall contain a summary of its proceedings during the preceding fiscal year ~~((, a detailed and itemized statement of all revenue and of all expenditures made by or in behalf of the commission, such other information as it may deem necessary or useful,))~~ and any additional information which may be requested by the governor. The fiscal year of the commission shall conform to the fiscal year of the state.

Sec. 7. Section 15.04.020, chapter 11, Laws of 1961 and RCW 15.04.020 are each amended to read as follows:

The director shall:

(1) ~~((Arrange for and hold meetings for the discussion and dissemination of information as to horticultural subjects and for demonstration of methods of preventing and eradicating diseases and pests injurious to horticultural plants, fruits, and vegetables;~~

(2) ~~Publish and distribute circulars and reports on horticultural subjects, pests affecting, and diseases of horticultural plants, fruits, vegetables, and nursery stock, and means of controlling, curing, removing, eradicating, and disinfecting such diseases and pests;~~

(3)) Furnish to the board of county commissioners of each county annually, on or before September 1st, an estimate of the expenses for the ensuing year of inspecting and disinfecting the horticultural plants, fruits, vegetables and nursery stock and the places in the county where grown, packed, stored, shipped, held for shipment or delivery, or offered for sale;

~~((4))~~ (2) Appoint inspectors to enforce and carry out the provisions of this title, who may be of two classes: Inspectors-at-large and local inspectors, but no more than twenty inspectors-at-large shall be appointed;

~~((5))~~ (3) Adopt, promulgate and enforce such rules and regulations as are necessary to or will facilitate his carrying out of the horticultural laws he is authorized and directed to administer and enforce; and

~~((6))~~ (4) Adopt, promulgate and enforce rules and regulations:

(a) governing the grading, packing, and size and dimensions of commercial containers of fruits, vegetables, and nursery stock;

(b) fixing commercial grades of fruits, vegetables and nursery stock, and providing for the inspection thereof and issuance of certificates of inspection therefor;

(c) for the inspection, grading and certifying of growing crops of agricultural and vegetable seeds and the fixing and collecting of fees for such services;

(d) covering the collection of native plants and parts thereof, and when the manner of collection is destructive of the plants, prohibiting such collecting;

(e) establishing quarantine measures and methods for the protection of agricultural and horticultural crops and products and the control or eradication of pests and diseases injurious thereto;

(f) he may appoint any officer or member of a local fruit protective association to act as inspector, vested with power only to enter premises and inspect orchards and report to the inspector-at-large. Such inspectors shall receive no compensation for services and need not take the regular examination required of other inspectors.

Sec. 8. Section 9, chapter 226, Laws of 1949 and RCW 18.04.100 are each amended to read as follows:

The board ~~((shall have printed and published for public distribution, in January of each year, an annual))~~ may periodically publish a register ~~((which shall contain the names, arranged alphabetically by classification,))~~ of all persons holding permits to practice the profession of public accounting in this state.

Sec. 9. Section 14, chapter 3, Laws of 1965 ex. sess. as amended by section 31, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.18.251 are each amended to read as follows:

A hearing board is hereby established and shall consist of three members to be appointed by the governor in the following manner: One member qualified by at least six years' experience in the cosmetology industry for a six year term; one member from licensed Washington state cosmetology schools for a four year term; and one member who is unaffiliated with any of the foregoing associations for a two year term. Thereafter the terms of the members shall be for six years and until their successors are appointed and qualified. The governor shall fill any vacancy on the board within ninety days after it occurs by an appointment for the remainder of the unexpired term.

The board shall select one of its members as its chairman. Meetings shall be held as often as shall be necessary for the board to perform its duties. All members shall be present before business may be transacted. The director of licenses shall exercise direct supervision over the board's activities and the board shall file ~~((quarterly))~~ such periodic and special reports with the director outlining its activities ~~((for the preceding period))~~ as the director may require.

Each member of the board shall receive as compensation for his attendance at hearings or other proper meetings thirty-five dollars for each day or part of a day's attendance and shall be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended: PROVIDED, HOWEVER, That all compensation and travel expenses shall come from the license and application fees collected pursuant to this chapter.

Sec. 10. Section 1, chapter 297, Laws of 1959 as amended by section 1, chapter 142, Laws of 1961 and RCW 18.43.035 are each amended to read as follows:

The board may adopt and amend bylaws establishing its organization and method of operation, including but not limited to meetings, maintenance of books and records, publication of reports, code of ethics, and rosters, and adoption and use of a seal. Three members of the board shall constitute a quorum for the conduct of any business of the board. The board may employ such persons as are necessary to carry out its duties under this chapter. It may adopt rules and regulations reasonably necessary to administer the provisions of this chapter. It may conduct investigations concerning alleged violations of the provisions of this chapter. In making such investigations and in all proceedings under RCW 18.43.110, the chairman of the board or any member of the board acting in his place may administer oaths or affirmations to witnesses appearing before the board, subpoena witnesses and compel their attendance, and require the production of books, records, papers and documents. If any person shall refuse to obey any subpoena so issued, or shall refuse to testify or produce any books, records, papers or documents so required to be produced, the board may present its petition to the superior court of the county in which such person resides, setting forth the facts, and thereupon the court shall, in any proper case, enter a suitable order compelling compliance with the provisions of this chapter and imposing such other terms and conditions as the court may deem equitable. ~~The board shall submit to the governor ((an annual)) such periodic reports ((of its transactions of the preceding year, including a complete statement of the receipts and disbursements of the professional engineer's account of the general fund, attested by affidavits of its chairman and secretary)) as may be required.~~ A roster, showing the names and places of business of all registered professional engineers and land surveyors ~~((shall also)) may be ((included in the above mentioned annual report. Copies of this report shall be mailed to all)) published for distribution, upon request, to professional engineers and land surveyors registered under this chapter((;)) and ((furnished)) to the public ((upon request)).~~

Sec. 11. Section 12, chapter 239, Laws of 1949 and RCW 18.74.120 are each amended to read as follows:

The director of ~~((licenses))~~ motor vehicles is authorized to adopt reasonable rules and regulations to carry this chapter into effect and may amend and revoke such rules at his discretion. The director of ~~((licenses))~~ motor vehicles shall keep a record of proceedings under this chapter and a register of all persons registered under it. The register shall show the name of every living registrant, his last known place of business and last known place of residence and the date and number of his registration and certificate as a registered physical therapist. The director of ~~((licenses))~~ motor vehicles shall, during the month of April of every year in which the renewal of registration is required, ~~((compile))~~ publish a list of registered physical



therapists authorized to practice physical therapy in the state and shall ~~((mail))~~, upon request, furnish a copy of that list to the prosecuting attorney of ~~((each))~~ any county, to the superintendent of ~~((each known))~~ any hospital in the state, and ~~((every))~~ to any physician licensed in this state to practice medicine and surgery~~((: Any interested person in the state is entitled to obtain a copy of that list on application to the director of licenses and))~~: PROVIDED, That such lists shall be furnished by the director upon payment of such amount as may be fixed by him, which amount shall not exceed the cost of the list so furnished.

Sec. 12. Section 8, chapter 202, Laws of 1949 as last amended by section 50, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 18.88.080 are each amended to read as follows:

The board may adopt such rules and regulations not inconsistent with the law, as may be necessary to enable it to carry into effect the provisions of this chapter. The board shall approve curricula and shall establish criteria for minimum standards for schools preparing persons for licensure under this chapter. It shall keep a record of all its proceedings and make ~~((an annual))~~ such reports to the governor as may be required. The board shall define by regulation what constitutes specialized and advanced levels of nursing practice as recognized by the medical and nursing professions. The board may adopt regulations in response to questions put to it by professional health associations, nursing practitioners and consumers in this state concerning the authority of various categories of nursing practitioners to perform particular acts.

The board shall approve such schools of nursing as meet the requirements of this chapter and the board, and the board shall approve establishment of basic nursing education programs and shall establish criteria as to the need for and the size of a program and the type of program and the geographical location. The board shall establish criteria for proof of reasonable currency of knowledge and skill as a basis for safe practice after three years nonpracticing status. The board shall establish criteria for licensure by endorsement. The board shall examine all applications for registration under this chapter, and shall certify to the director for licensing duly qualified applicants.

The department shall furnish to the board such secretarial, clerical and other assistance as may be necessary to effectively administer the provisions of this chapter. Each member of the board shall, in addition to travel expenses in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended while away from home, receive twenty-five dollars compensation for each and every day engaged in the discharge of his or her duties.

Sec. 13. Section 10, chapter 172, Laws of 1971 ex. sess. and RCW 26.32.280 are each amended to read as follows:

The department of social and health services shall be a depository for statistical data concerning adoption. It shall furnish to the clerk of each county a data card which shall be completed and filed with the clerk on behalf of each petitioner. The clerk shall forward the completed cards to the department which ~~((shall))~~ may compile the data and publish ~~((an annual))~~ reports summarizing said data. ~~((The form shall include: Birth date, sex, race, and legal status of the person to be adopted, birth date, race, and relationship, if any, of the adoptive mother and father to the child, date of placement of the minor in the prospective adoptive home,~~

~~whether placement was by natural parent, relative, physician, attorney, hospital personnel, licensed child placing agency, department of social and health services or other, the action taken by the court on the petition and the date of the action. It shall include the cause number, but shall not include the name of the child, natural or adoptive parents:))~~ No birth certificate shall be issued showing petitioner as parent of any child adopted in the state of Washington until said card shall have been completed and filed.

Sec. 14. Section 1, chapter 177, Laws of 1903 and RCW 27.28.010 are each amended to read as follows:

The Washington state historical society, a corporation existing under the laws of the state of Washington, be and the same is hereby created the trustee of the state for the intent and purposes hereinafter mentioned, viz.:

It shall be the duty of the said society

(1) To collect books, maps, charts, papers and materials illustrative of the history of this state, and of its progress and development.

(2) To procure from pioneers authentic narrative of their experiences and of incidents relating to the early settlement of this state.

(3) To gather data and information concerning the origin, history, language and customs of our Indian tribes.

(4) To procure and purchase books, papers and pamphlets for the several departments of its collections; climatic, health and mortuary statistics, and such other books, maps, charts, papers and materials as will facilitate the investigation of the historical, scientific and literary subjects.

(5) To bind, shelf, store and safely keep the unbound books, documents, manuscripts, pamphlets and newspaper files now or hereafter to come into its possession.

(6) To catalogue the collections of said society for the convenient reference of persons having occasion to consult same.

(7) To prepare ~~((biennially for publication))~~ periodically a report of ~~((its collections and such other matters relating to))~~ the work of the society as may be useful to the state and the people thereof.

(8) To keep its rooms open at all reasonable hours of business days for the reception of citizens and visitors without charge.

Sec. 15. Section 1, chapter 187, Laws of 1925 ex. sess. as amended by section 1, chapter 35, Laws of 1973 and RCW 27.32.010 are each amended to read as follows:

The Eastern Washington state historical society, a corporation existing under the laws of the state of Washington, be and the same is hereby created a trustee of the state of Washington for the intent and purposes hereinafter mentioned:

It shall be the duty of the said society

(1) To collect books, maps, charts, papers and materials illustrative of the history of this state, and of its progress and development.

(2) To procure from pioneers authentic narrative of their experiences and of incidents relating to the early settlement of this state.

(3) To gather data and information concerning the origin, history, language and customs of our Indian tribes.

(4) To procure and purchase books, papers and pamphlets for the several departments of its collections, climatic, health and mortuary statistics, and such other

books, maps, charts, papers and materials as will facilitate the investigation of the historical, scientific and literary subjects.

(5) To bind, shelf, store and safely keep the unbound books, documents, manuscripts, pamphlets and newspaper files now or hereafter to come into its possession.

(6) To catalogue the collections of said society for the convenient reference of persons having occasion to consult same.

(7) To prepare (~~((biennially for publication))~~) periodically a report of (~~((its collections and such other matters relating to))~~) the work of the society as may be useful to the state and people thereof.

(8) To keep its rooms open at all reasonable hours of business days for the reception of citizens and visitors, without charge.

(9) To develop, purchase, and acquire through gift, loan, or otherwise, collections of history and art, which through exhibit and exhibition, will promote a better understanding of the cultural development of the state, and to otherwise encourage the application of history and art.

Sec. 16. Section 5, chapter 44, Laws of 1941 as amended by section 3, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.050 are each amended to read as follows:

There shall be appointed by the state capitol historical association, with the consent of the governor, a person to be designated as director of the state capitol museum, whose duties shall be:

(1) To designate arrangements and locations of the various collections and historical material in the state capitol museum;

(2) To administer the affairs of the museum under the policies established by the board of trustees; and

(3) To perform such other duties and functions as may be delegated to him by the board of trustees(;

~~(4) To prepare a biennial report to the state legislature on the progress of development of the state capitol museum)).~~

Sec. 17. Section 28A.03.030, chapter 223, Laws of 1969 ex. sess. as last amended by section 47, chapter 275, Laws of 1975 1st ex. sess. and RCW 28A.03-.030 are each amended to read as follows:

In addition to any other powers and duties as provided by law, the powers and duties of the superintendent of public instruction shall be:

(1) To have supervision over all matters pertaining to the public schools of the state.

~~(2) To report ((biennially)) to the governor ((on or before the first day of November preceding the regular session of the legislature, of which report a sufficient number of copies as the superintendent shall deem necessary shall be printed and delivered to the superintendent of public instruction, who shall furnish copies to be deposited with the state library, to each educational service district superintendent and to each school district library in such amount as he shall deem sufficient therefor. Said report shall contain a statement of the general condition of the public schools of the state, with full statistical tables by counties showing the number of schools and the attendance, the state and educational service district funds apportioned, amounts received from special taxes and from other sources, amounts~~

~~expended for salaries of teachers, the salaries paid to the educational service district superintendents and the amount paid for incidentals and expenses, the amount paid for building and providing schoolhouses with furniture and apparatus, the amount of bonded and other school indebtedness, with the rate of interest paid thereon, such reports of state educational institutions, or such portions of them as he may think advisable, together with such other facts as he may deem of general interest. The superintendent may include as a part of such report any information or estimates obtained for the purposes of RCW 43.88.090. He shall also include in his report a statement of plans)) and the legislature such information and data as may be required for the management and improvement of the schools.~~

(3) To prepare and have printed such forms, registers, courses of study, rules and regulations for the government of the common schools, questions prepared for the examination of persons as provided for in RCW 28A.04.120(7), and such other material and books as may be necessary for the discharge of the duties of teachers and officials charged with the administration of the laws relating to the common schools, and to distribute the same to educational service district superintendents.

(4) To travel, without neglecting his other official duties as superintendent of public instruction, for the purpose of attending educational meetings or conventions, of visiting schools, of consulting educational service district superintendents or other school officials.

(5) To prepare and from time to time to revise a manual of the Washington state common school code, which shall be sold at actual cost of publication and distribution, said manual to contain Title 28A RCW and such other matter as the state superintendent or the state board of education shall determine.

(6) To act as ex officio president and the chief executive officer of the state board of education.

(7) To hold, annually, a convention of the educational service district superintendents of the state at such time and place as he may deem convenient, for the discussion of questions pertaining to supervision and the administration of the school laws and such other subjects affecting the welfare and interests of the common schools as may be brought before it. Said convention shall continue in session at the option of the superintendent of public instruction. It shall be the duty of every educational service district superintendent in this state to attend said convention during its entire session, and any educational service district superintendent who attends the convention shall be reimbursed for traveling and subsistence expenses as provided in RCW 28A.21.130 in attending said convention.

(8) To file all papers, reports and public documents transmitted to him by the school officials of the several counties or districts of the state, each year separately. Copies of all papers filed in his office, and his official acts, may, or upon request, shall be certified by him and attested by his official seal, and when so certified shall be evidence of the papers or acts so certified to.

(9) To require annually, on or before the 15th day of August, of the president, manager, or principal of every educational institution in this state, a report of such facts arranged in such manner as he may prescribe, and he shall furnish forms for such reports; and it is hereby made the duty of every president, manager or principal, to complete and return such forms within such time as the superintendent of public instruction shall direct.

(10) To keep in his office a record of all teachers receiving certificates to teach in the common schools of this state.

(11) To issue certificates as provided by law.

(12) To keep in his office at the capital of the state, all books and papers pertaining to the business of his office, and to keep and preserve in his office a complete record of statistics, as well as a record of the meetings of the state board of education.

(13) With the assistance of the office of the attorney general, to decide all points of law which may be submitted to him in writing by any educational service district superintendent, or that may be submitted to him by any other person, upon appeal from the decision of any educational service district superintendent; and he shall publish his rulings and decisions from time to time for the information of school officials and teachers; and his decision shall be final unless set aside by a court of competent jurisdiction.

(14) To administer oaths and affirmations in the discharge of his official duties.

(15) To deliver to his successor, at the expiration of his term of office, all records, books, maps, documents and papers of whatever kind belonging to his office or which may have been received by him for the use of his office.

(16) To perform such other duties as may be required by law.

Sec. 18. Section 28A.10.025, chapter 223, Laws of 1969 ex. sess. and RCW 28A.10.025 are each amended to read as follows:

The state agency shall:

(1) Develop a state-wide vocational rehabilitation program;

(2) Adopt rules, in accord with chapter 34.04 RCW, necessary to carry out the purposes of this chapter; and

(3) Report ~~((annually))~~ to the governor~~((;))~~ and to the legislature ~~((at least ten days prior to each regular session;))~~ on the administration of this chapter, as requested.

Sec. 19. Section 28A.91.060, chapter 223, Laws of 1969 ex. sess. and RCW 28A.91.060 are each amended to read as follows:

The duties of the commission shall be to promote the study and effective development of educational television in the state of Washington, making such recommendations to the superintendent of public instruction and to the legislature ~~((during the month of November of each even-numbered year;))~~ as shall be consistent with the public interest and the rules and regulations promulgated by the United States office of health, education and welfare.

Sec. 20. Section 28B.20.130, chapter 223, Laws of 1969 ex. sess. and RCW 28B.20.130 are each amended to read as follows:

General powers and duties of the board of regents are as follows:

(1) To have full control of the university and its property of various kinds.

(2) To employ the president of the university, his assistants, members of the faculty, and employees of the institution, who except as otherwise provided by law, shall hold their positions during the pleasure of said board of regents.

(3) Establish entrance requirements for students seeking admission to the university. Completion of examinations satisfactory to the university may be a prerequisite for entrance by any applicant at the university's discretion. Evidence of

completion of public high schools and other educational institutions whose courses of study meet the approval of the university may be acceptable for entrance.

(4) Establish such colleges, schools or departments necessary to carry out the purpose of the university and not otherwise proscribed by law.

(5) With the assistance of the faculty of the university, prescribe the course of study in the various colleges, schools and departments of the institution and publish the necessary catalogues thereof.

(6) Grant to students such certificates or degrees as recommended for such students by the faculty. The board, upon recommendation of the faculty, may also confer honorary degrees upon persons other than graduates of this university in recognition of their learning or devotion to literature, art or science: PROVIDED, That no degree shall ever be conferred in consideration of the payment of money or the giving of property of whatsoever kind.

(7) Accept such gifts, grants, conveyances, bequests and devises, whether real or personal property, or both, in trust or otherwise, for the use or benefit of the university, its colleges, schools, departments, or agencies; and sell, lease or exchange, invest or expend the same or the proceeds, rents, profits and income thereof except as limited by the terms of said gifts, grants, conveyances, bequests and devises. The board shall adopt proper rules to govern and protect the receipt and expenditure of the proceeds of all fees, and the proceeds, rents, profits and income of all gifts, grants, conveyances, bequests and devises above-mentioned, and shall make full report of the same in the customary biennial report to the governor and members of the legislature, or more frequently if required by law: PROVIDED, HOWEVER, That nothing herein contained shall be construed to repeal, amend or in any way modify any of the provisions of RCW 28B.20.380.

(8) Except as otherwise provided by law, to enter into such contracts as the regents deem essential to university purposes.

(9) To ~~((transmit prior to the first day of January, preceding each regular session of the legislature, to the governor and members of the legislature, a printed))~~ submit upon request such reports ~~((giving information of the receipt and expenditure of money subsequent to the last such report, furnishing an estimate of the needs of the institution, and giving such additional information))~~ as will be helpful to the ~~((state authorities))~~ governor and to the legislature in providing for the institution.

Sec. 21. Section 28B.30.150, chapter 223, Laws of 1969 ex. sess. as amended by section 47, chapter 154, Laws of 1973 1st ex. sess. and RCW 28B.30.150 are each amended to read as follows:

The regents of Washington State University, in addition to other duties prescribed by law, shall:

(1) Have full control of the university and its property of various kinds.

(2) Employ the president of the university, his assistants, members of the faculty, and employees of the university, who, except as otherwise provided by law, shall hold their positions during the pleasure of said board of regents.

(3) Establish entrance requirements for students seeking admission to the university. Completion of examinations satisfactory to the university may be a prerequisite for entrance by any applicant, at the university's discretion. Evidence of

completion of public high schools and other educational institutions whose courses of study meet the approval of the university may be acceptable for entrance.

(4) Establish such colleges, schools or departments necessary to carry out the purpose of the university and not otherwise proscribed by law.

(5) With the assistance of the faculty of the university, prescribe the courses of instruction in the various colleges, schools and departments of the institution and publish the necessary catalogues thereof.

(6) Collect such information as the board deems desirable as to the schemes of technical instruction adopted in other parts of the United States and foreign countries.

(7) Provide for holding agricultural institutes including farm marketing forums.

(8) Provide that instruction given in the university, as far as practicable, be conveyed by means of laboratory work and provide in connection with the university one or more physical, chemical, and biological laboratories, and suitably furnish and equip the same.

(9) Provide training in military tactics for those students electing to participate therein.

(10) Establish a department of elementary science and in connection therewith provide instruction in elementary mathematics, including elementary trigonometry, elementary mechanics, elementary and mechanical drawing and land surveying.

(11) Establish a department of agriculture and in connection therewith provide instruction in physics with special application of its principles to agriculture, chemistry with special application of its principles to agriculture, morphology and physiology of plants with special reference to common grown crops and fungus enemies, morphology and physiology of the lower forms of animal life, with special reference to insect pests, morphology and physiology of the higher forms of animal life and in particular of the horse, cow, sheep and swine, agriculture with special reference to the breeding and feeding of livestock and the best mode of cultivation of farm produce, and mining and metallurgy, appointing demonstrators in each of these subjects to superintend the equipment of a laboratory and to give practical instruction therein.

(12) Establish agricultural experiment stations in connection with the department of agriculture, including at least one in the western portion of the state, and appoint the officers and prescribe regulations for their management.

(13) Grant to students such certificates or degrees, as recommended for such students by the faculty.

(14) Confer honorary degrees upon persons other than graduates of the university in recognition of their learning or devotion to literature, art or science when recommended thereto by the faculty: PROVIDED, That no degree shall ever be conferred in consideration of the payment of money or the giving of property of whatsoever kind.

(15) Adopt plans and specifications for university buildings and facilities or improvements thereto and employ skilled architects and engineers to prepare such plans and specifications and supervise the construction of buildings or facilities which the board is authorized to erect, and fix the compensation for such services. The board shall enter into contracts with one or more contractors for such suitable buildings, facilities or improvements as the available funds will warrant, upon the

most advantageous terms offered at a public competitive letting, pursuant to public notice under regulations established by the board. The board shall require of all persons with whom they contract for construction and improvements a good and sufficient bond for the faithful performance of the work and full protection against all liens.

(16) Except as otherwise provided by law, direct the disposition of all money appropriated to or belonging to the state university.

(17) Receive and expend the money appropriated under the act of congress approved May 8, 1914, entitled "An Act to provide for cooperative agricultural extension work between the agricultural colleges in the several States receiving the benefits of the Act of Congress approved July 2, 1862, and Acts supplemental thereto and the United States Department of Agriculture" and organize and conduct agricultural extension work in connection with the state university in accordance with the terms and conditions expressed in the acts of congress.

(18) Except as otherwise provided by law, to enter into such contracts as the regents deem essential to university purposes.

(19) Acquire by lease, gift, or otherwise, lands necessary to further the work of the university or for experimental or demonstrational purposes.

(20) Establish and maintain at least one agricultural experiment station in an irrigation district to conduct investigational work upon the principles and practices of irrigational agriculture including the utilization of water and its relation to soil types, crops, climatic conditions, ditch and drain construction, fertility investigations, plant disease, insect pests, marketing, farm management, utilization of fruit byproducts and general development of agriculture under irrigation conditions.

(21) Supervise and control the agricultural experiment station at Puyallup.

(22) Establish and maintain at Wenatchee an agricultural experiment substation for the purpose of conducting investigational work upon the principles and practices of orchard culture, spraying, fertilization, pollenization, new fruit varieties, fruit diseases and pests, byproducts, marketing, management and general horticultural problems.

(23) Accept such gifts, grants, conveyances, devises and bequests, whether real or personal property, in trust or otherwise, for the use or benefit of the university, its colleges, schools or departments; and sell, lease or exchange, invest or expend the same or the proceeds, rents, profits and income thereof except as limited by the terms of said gifts, grants, conveyances, bequests and devises; adopt proper rules to govern and protect the receipt and expenditure of the proceeds of all fees, and the proceeds, rents, profits and income of all gifts, grants, conveyances, bequests and devises, and make full report thereof in a biennial report to the governor and members of the legislature.

(24) Construct when the board so determines a new foundry and a mining, physical, technological building and fabrication shop at the university, or add to the present foundry and other buildings, in order that both instruction and research be expanded to include permanent molding and die casting with a section for new fabricating techniques, especially for light metals, including magnesium and aluminum; purchase equipment for the shops and laboratories in mechanical, electrical, and civil engineering; establish a pilot plant for the extraction of alumina from



native clays and other possible light metal research; purchase equipment for a research laboratory for technological research generally; and purchase equipment for research in electronics, instrumentation, energy sources, plastics, food technology, mechanics of materials, hydraulics and similar fields.

(25) Make and transmit to the governor and members of the legislature (~~a printed report prior to the first day of January preceding each regular session of the legislature, including information on all receipts and disbursements of university moneys, an estimate of the needs of the institution, and~~) upon request such (~~additional information~~) reports as will be helpful (~~to the state authorities~~) in providing for the institution.

Sec. 22. Section 28B.30.215, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.215 are each amended to read as follows:

Said annual sum appropriated and granted to the state of Washington in pursuance of said act of congress approved March 16, 1906, shall be paid as therein provided to the treasurer or other officer duly appointed by the board of regents of Washington State University at Pullman, Washington; and the board of regents of such university are hereby required to report ~~((to))~~ thereon as the secretary of agriculture ~~((on or before the first day of September of each year a detailed statement of the amount so received and of its disbursements on schedules prescribed by the secretary of agriculture))~~ may prescribe.

Sec. 23. Section 28B.30.300, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.300 are each amended to read as follows:

It shall be the duty of the state treasurer to make a report to the board of regents of Washington State University on or as soon as practicable after the ~~((first Monday of April))~~ close of each fiscal year, which shall contain a complete detailed statement((:

~~(1) Of all stocks, bonds or other securities belonging to the agricultural college, the school of science, or other colleges of the university, which may have been deposited with said treasurer during the year next preceding said report, together with all other securities belonging to said university which may be in his custody, setting forth in separate statements those which have been derived from the sale or lease of agricultural college lands and those which have been derived from the sale or lease of the scientific school lands or other university lands.~~

~~(2) Of all interest received during the year next preceding said report, on all stocks, bonds or other securities belonging to the agricultural college, the school of science, or other colleges of the university which may be or may have been in the custody of said treasurer, and of all premiums which may have been received on securities sold or redeemed during the aforesaid period.~~

~~(3) Of all stocks, bonds or other securities belonging to the agricultural college, the school of science, or other colleges of the university, which may have been paid, redeemed or sold during the year next preceding such report, together with the principal sum or sums remaining in the hands of said treasurer uninvested))~~ as to the status of any university assets held in trust by the treasurer and the annual income therefrom.

Sec. 24. Section 28B.30.310, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.310 are each amended to read as follows:

It shall be the duty of the state land commissioner to make a report to the board of regents of Washington State University on or as soon as practicable after the ~~((first Monday in April))~~ close of each fiscal year, which shall contain a complete detailed statement(:

~~(1) Of all lands which have been selected under an act of congress approved July 2, 1862, entitled "An act donating public lands to the several states and territories which may provide colleges for the benefit of agriculture and the mechanic arts," and all acts supplementary thereto, and under the act of congress of February 22, 1889, entitled "An act to provide for the division of Dakota into two states to enable the people of North Dakota, South Dakota, Montana and Washington to form constitutions and state governments and to be admitted to the union on an equal footing with the original states, and to make donations of public lands to institutions," which said selections have been approved by the secretary of the interior, for the use and support of agricultural colleges and for a scientific school, which statement shall set forth the lands set apart for the agricultural college and for the school of science in distinct and separate lists: PROVIDED, That the land commissioner shall not be required to include in such annual report a statement of approved selections and locations made in any previous annual report: AND PROVIDED FURTHER, That when the entire amount of the one hundred and ninety thousand acres of land set apart for the use and support of the agricultural college and school of science shall have been selected, located, and approved by the secretary of the interior, and included in any annual report or reports to the said board of regents, that thereafter the land commissioner shall not be required to make such annual report:~~

~~(2) Of all lands belonging to the agricultural college and likewise to the school of science, or other colleges of the university, sold prior to the first Monday in April during the year next preceding said report, which statement shall accurately describe the lands sold, the price received for the same and all moneys received from the sale or lease of said lands or from the sale of timber, stone, hay or other valuable material from said lands and the disposition thereof: PROVIDED, That the land commissioner shall not be required to include in such annual report a statement of lands sold or moneys received which shall have been included in any previous annual report))~~ of the current status of trust land sale contracts and income for the university from trust lands managed by the commissioner.

Sec. 25. Section 28B.40.130, chapter 223, Laws of 1969 ex. sess. and RCW 28B.40.130 are each amended to read as follows:

Each board of state college trustees(~~(, prior to each regular session of the legislature, through its secretary,))~~ shall ~~((make a biennial))~~ report upon request to the governor of the state(~~(, for his use and for the use of))~~ and to the legislature, ~~((which report shall contain))~~ such information as the ~~((board))~~ governor and the legislature may deem advisable for informing ~~((the governor and legislature of their))~~ them of the college's program and needs.

Sec. 26. Section 28B.50.070, chapter 223, Laws of 1969 ex. sess. as amended by section 15, chapter 62, Laws of 1973 and RCW 28B.50.070 are each amended to read as follows:

The governor shall, within thirty days after April 3, 1967, make the appointments to the college board.

The college board shall, within thirty days after its appointment, organize, adopt a seal, and adopt bylaws for its administration, not inconsistent herewith, as it may deem expedient and may from time to time amend such bylaws. At such organizational meeting it shall elect from among its members a chairman and a vice chairman, each to serve for one year, and annually thereafter shall elect such officers; all to serve until their successors are appointed and qualified. The college board shall at its initial meeting fix a date and place for its regular meeting. Four members shall constitute a quorum, and no meeting shall be held with less than a quorum present, and no action shall be taken by less than a majority of the college board.

Special meetings may be called as provided by its rules and regulations. Regular meetings shall be held at the college board's established offices in Olympia, but whenever the convenience of the public or of the parties may be promoted, or delay or expenses may be prevented, it may hold its meetings, hearings or proceedings at any other place designated by it. The college board shall transmit a report in writing to the governor (~~((before December 1st of))~~) each year which report shall contain ~~((a summary of its proceedings during the preceding fiscal year, a detailed and itemized statement of all revenue and all expenditures made by or on behalf of the college board;))~~ such ~~((other))~~ information as ~~((it may deem necessary or useful and any other additional information which))~~ may be requested by the governor. The fiscal year of the college board shall conform to the fiscal year of the state.

Sec. 27. Section 28B.50.130, chapter 223, Laws of 1969 ex. sess. as amended by section 18, chapter 62, Laws of 1973 and RCW 28B.50.130 are each amended to read as follows:

Within thirty days of their appointment or July 1, 1967, whichever is sooner, the various district boards of trustees shall organize, adopt bylaws for its own government, and make such rules and regulations not inconsistent with this chapter as they deem necessary. At such organizational meeting it shall elect from among its members a chairman and a vice chairman, each to serve for one year, and annually thereafter shall elect such officers to serve until their successors are appointed or qualified. The chief executive officer of the community college district, or his designee, shall serve as secretary of the board. Three trustees shall constitute a quorum, and no action shall be taken by less than a majority of the trustees of the board. The district boards shall transmit ~~((a))~~ such reports ~~((in writing))~~ to the college board ~~((before October 1st of each year which report shall contain a summary of its proceedings during the preceding fiscal year, a detailed and itemized statement of all revenue and all expenditures made by or on behalf of the district boards, such other information as it may deem necessary or useful, and any other additional information which))~~ as may be requested by the college board. The fiscal year of the district boards shall conform to the fiscal year of the state.

Sec. 28. Section 17, chapter 15, Laws of 1970 ex. sess. as amended by section 19, chapter 62, Laws of 1973 and RCW 28B.50.140 are each amended to read as follows:

Each community college board of trustees:

(1) Shall operate all existing community colleges and vocational-technical institutes in its district;

(2) Shall create comprehensive programs of community college education and training and maintain an open-door policy in accordance with the provisions of RCW 28B.50.090(3);

(3) Shall employ for a period to be fixed by the board a college president for each community college, a director for each vocational-technical institute or school operated by a community college, a district president, if deemed necessary by the board, in the event there is more than one college and/or separated institute or school located in the district, members of the faculty and such other administrative officers and other employees as may be necessary or appropriate and fix their salaries and duties;

(4) May establish, under the approval and direction of the college board, new facilities as community needs and interests demand;

(5) May establish or lease, operate, equip and maintain dormitories, food service facilities, bookstores and other self-supporting facilities connected with the operation of the community college;

(6) May, with the approval of the college board, borrow money and issue and sell revenue bonds or other evidences of indebtedness for the construction, reconstruction, erection, equipping with permanent fixtures, demolition and major alteration of buildings or other capital assets, and the acquisition of sites, rights-of-way, easements, improvements or appurtenances, for dormitories, food service facilities, and other self-supporting facilities connected with the operation of the community college in accordance with the provisions of RCW 28B.10.300 through 28B.10.330 where applicable;

(7) May establish fees and charges for the facilities authorized hereunder, including reasonable rules and regulations for the government thereof, not inconsistent with the rules and regulations of the college board; each board of trustees operating a community college may enter into agreements, subject to rules and regulations of the college board, with owners of facilities to be used for housing regarding the management, operation, and government of such facilities, and any board entering into such an agreement may:

(a) Make rules and regulations for the government, management and operation of such housing facilities deemed necessary or advisable; and

(b) Employ necessary employees to govern, manage and operate the same;

(8) May receive such gifts, grants, conveyances, devises and bequests of real or personal property from private sources, as may be made from time to time, in trust or otherwise, whenever the terms and conditions thereof will aid in carrying out the community college programs as specified by law and the regulations of the state college board; sell, lease or exchange, invest or expend the same or the proceeds, rents, profits and income thereof according to the terms and conditions thereof; and adopt regulations to govern the receipt and expenditure of the proceeds, rents, profits and income thereof;

(9) May establish and maintain night schools whenever in the discretion of the board of trustees it is deemed advisable, and authorize classrooms and other facilities to be used for summer or night schools, or for public meetings and for any other uses consistent with the use of such classrooms or facilities for community college purposes;

(10) May make rules and regulations for pedestrian and vehicular traffic on property owned, operated, or maintained by the community college district;

(11) Shall prescribe, with the assistance of the faculty, the course of study in the various departments of the community college or colleges under its control, and ~~((notwithstanding any other provision of law;))~~ publish such catalogues and bulletins as may become necessary;

(12) May grant to every student, upon graduation or completion of a course of study, a suitable diploma, nonbaccalaureate degree or certificate;

(13) Shall enforce the rules and regulations prescribed by the state board for community college education for the government of community colleges, students and teachers, and promulgate such rules and regulations and perform all other acts not inconsistent with law or rules and regulations of the state board for community college education as the board of trustees may in its discretion deem necessary or appropriate to the administration of community college districts: **PROVIDED**, That such rules and regulations shall include, but not be limited to, rules and regulations relating to housing, scholarships, conduct at the various community college facilities, and discipline: **PROVIDED, FURTHER**, That the board of trustees may suspend or expel from community colleges students who refuse to obey any of the duly promulgated rules and regulations;

(14) May, by written order filed in its office, delegate to the president or district president any of the powers and duties vested in or imposed upon it by this chapter. Such delegated powers and duties may be exercised in the name of the district board;

(15) May perform such other activities consistent with this chapter and not in conflict with the directives of the college board;

(16) Shall be authorized to pay dues to any association of trustees that may be formed by the various boards of trustees; and

(17) Shall perform any other duties and responsibilities imposed by law or rule and regulation of the state board.

Sec. 29. Section 35.21.260, chapter 7, Laws of 1965 and RCW 35.21.260 are each amended to read as follows:

The governing authority of each city and town on or before ~~((February 1st))~~ March 31st of each year shall submit such records and reports regarding street operations therein to the director of highways on forms furnished by him as are necessary to enable him to compile an annual report thereon.

Sec. 30. Section 1, chapter 27, Laws of 1971 ex. sess. as amended by section 17, chapter 288, Laws of 1971 ex. sess. and RCW 36.21.015 are each amended to read as follows:

Any person having the responsibility of valuing real property for purposes of taxation including persons acting as assistants or deputies to a county assessor under RCW 36.21.011 as now or hereafter amended, shall have first:

(1) Graduated from an accredited high school or passed a high school equivalency examination;

(2) Had at least one year of experience in transactions involving real property, in appraisal of real property, or in assessment of real property, or at least one year of experience in a combination of the three;

(3) Become knowledgeable in repair and remodeling of buildings and improvement of land, and in the significance of locality and area to the value of real property; and

(4) Become knowledgeable in the standards for appraising property set forth by the department of revenue.

The department of personnel shall prepare with the advice of the department of revenue and administer an examination on the subjects of subsections (3) and (4), and no person shall assess real property for purposes of taxation without having passed said examination. A person passing said examination shall be certified accordingly by the director of the department of personnel: PROVIDED, HOWEVER, That this section shall not apply to any person who (~~prior to the effective date of this act~~) shall have either:

(1) Been certified as a real property appraiser by the department of personnel(~~(:)~~) prior to May 21, 1971; or

(2) Attended and satisfactorily completed the assessor's school operated jointly by the department of revenue and the Washington state assessors association(~~(: PROVIDED FURTHER, That the department of revenue shall be required to report to the 1973 legislature as to the extent of compliance to the provision of this section by each county within this state)~~) prior to August 9, 1971.

Sec. 31. Section 36.75.260, chapter 4, Laws of 1963 and RCW 36.75.260 are each amended to read as follows:

The board of each county shall on or before (~~February 1st~~) March 31st of each year submit such records and reports to the director, on forms furnished by the highway commission, as are necessary to enable the director to compile an annual report on county highway operations.

Sec. 32. Section 3, chapter 250, Laws of 1957 and RCW 38.12.020 are each amended to read as follows:

(1) The adjutant general shall keep rosters of all active, reserve, and retired officers of the militia, and all other records, and papers required to be kept and filed therein, and shall submit to the governor (~~during October of each even-numbered year a biennial~~) such reports of the operations and conditions of the organized militia as the governor may require.

(2) He shall cause the military law, and such other military publications as may be necessary for the military service, to be prepared and distributed at the expense of the state, to the commissioned officers of the organized militia.

(3) He shall keep just and true accounts of all moneys received and disbursed by him.

(4) He shall attest all commissions issued to military officers of this state.

(5) He shall make out and transmit all militia reports, returns, and communications prescribed by acts of congress or by direction of the War Department.

(6) He shall have a seal, and all copies, orders, records, and papers in his office, duly certified and authenticated under the seal, shall be evidence in all cases in like manner as if the originals were produced. The seal now used in the office of the adjutant general shall be the seal of his office and shall be delivered by him to his successor. All orders issued from his office shall be authenticated with the seal.

(7) He shall make such regulations pertaining to the preparation of reports and returns and to the use, maintenance, care, and preservation of property in possession of the state for military purposes, whether belonging to the state or to the United States, as in his opinion the conditions demand.

(8) He shall attend to the care, preservation, safekeeping, and repairing of the arms, ordinance, accoutrements, equipment, and all other military property belonging to the state, or issued to the state by the United States for military purposes, and keep accurate accounts thereof. Any property of the state military department which, after proper inspection, is found unsuitable or no longer needed for use of the state military forces, shall be disposed of in such manner as the governor shall direct and the proceeds thereof used for replacements in kind or by other needed authorized military supplies, and the adjutant general may execute the necessary instruments of conveyance to effect such sale or disposal.

(9) He shall issue the military property as the necessity of service requires and make purchases for that purpose. No military property shall be issued or loaned to persons or organizations other than those belonging to the militia, except in an emergency and then only with the approval of the adjutant general.

(10) He shall keep on file in his office the reports and returns of military units, and all other writings and papers required to be transmitted to and preserved at the general headquarters of the state militia.

(11) He shall keep all records of volunteers commissioned or enlisted for all wars or insurrections, and of individual claims of citizens for service rendered in these wars or insurrections, and he shall also be the custodian of all records, relics, trophies, colors, and histories relating to such wars now in possession of, or which may be acquired by the state.

(12) He shall establish and maintain as part of his office a bureau of records of the services of the organized militia of the state, and upon request furnish a copy thereof or extract therefrom, attested under seal of his office, and such attested copy shall be prima facie proof of service, birthplace, and citizenship.

(13) He shall keep a record of all real property owned or used by the state for military purposes, and in connection therewith he shall have sole power to execute all leases to acquire the use of real property by the state for military purposes, or lease it to other agencies for use for authorized activities. He shall also have full power to execute and grant easements for rights of way for construction, operation, and maintenance of utility service, water, sewage, and drainage for such realty.

Sec. 33. Section 3, chapter 78, Laws of 1949 and RCW 41.04.060 are each amended to read as follows:

Copies of a report of the qualified actuary made to the retirement board after completion of the investigation, together with any recommendations to the board which the actuary may deem appropriate, and a report of the action taken by the board thereon, shall be furnished promptly by the retirement board of the system to the governor ~~((and the insurance commissioner of the state. The insurance commissioner, upon receipt of such reports, shall review them and shall submit his comments thereon, together with any recommendations as to corrective legislation or change in administrative procedures which he may deem appropriate, to the chairman of the appropriations and insurance committees of both houses of the~~

~~legislature within ten days after that body shall convene for its first session following the receipt of said reports)).~~

Sec. 34. Section 2, chapter 39, Laws of 1970 ex. sess. as last amended by section 85, chapter 34, Laws of 1975-'76 2nd ex. sess. and section 3, chapter 106, Laws of 1975-'76 2nd ex. sess. and RCW 41.05.020 are each reenacted and amended to read as follows:

(1) There is hereby created a state employees' insurance board to be composed as follows: The governor or his designee; one administrative officer representing all of higher education to be appointed by the governor; two higher education faculty members to be appointed by the governor; the director of the department of personnel who shall act as trustee; one representative of an employee association certified as an exclusive representative of at least one bargaining unit of classified employees and one representative of an employee union certified as exclusive representative of at least one bargaining unit of classified employees, both to be appointed by the governor; one member of the senate who shall be appointed by the president of the senate; and one member of the house of representatives who shall be appointed by the speaker of the house. The senate and house members of the board shall serve in ex officio capacity only. All appointments shall be made effective immediately. The terms of office of the administrative officer representing higher education, the two higher education faculty members, the representative of an employee association, and the representative of an employee union shall be for four years: PROVIDED, That the first term of one faculty member and one employee association or union representative member shall be for three years. The first meeting of the board shall be held as soon as possible thereafter at the call of the director of personnel. The board shall prescribe rules for the conduct of its business and shall elect a chairman and vice chairman at its first meeting and annually thereafter. Members of the board shall receive no compensation for their services, but shall be paid for their travel expenses while on official business in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended, and legislative members shall receive allowances provided for in RCW 44.04.120.

(2) The board shall study all matters connected with the providing of adequate health care coverage, life insurance, liability insurance, accidental death and dismemberment insurance, and disability income insurance or any one of, or a combination of, the enumerated types of insurance and health care plans for state employees, employees of county, municipal, or other political subdivisions of the state, and their dependents on the best basis possible with relation both to the welfare of the employees and to the state: PROVIDED, That liability insurance shall not be made available to dependents. The board shall design benefits, devise specifications, analyze carrier responses to advertisements for bids, determine the terms and conditions of employee participation and coverage, and decide on the award of contracts which shall be signed by the trustee on behalf of the board: PROVIDED, That all contracts for insurance, health care plans, or protection applying to employees covered by RCW 28B.10.660 and 48.24.010 and chapters 41.04 and 41.05 RCW shall provide that the beneficiaries of such insurance, health care plans, or protection may utilize on an equal participation basis the services of practitioners licensed pursuant to chapters 18.22, 18.25, 18.32, 18.53, 18.57, 18.71, 18.74, 18.83, and 18.88 RCW: PROVIDED FURTHER, That the boards of trustees and boards



of regents of the several institutions of higher education shall retain sole authority to provide liability insurance as provided in RCW 28B.10.660. The board shall from time to time review and amend such plans. Contracts for all plans shall be rebid and awarded at least every five years.

(3) The board shall develop and provide employee health care benefit plans; at least one plan will provide major medical benefits as its primary feature, at least one plan will provide basic first-dollar benefits as its primary feature plus major medical, either or all of which may be provided through a contract or contracts with regularly constituted insurance carriers or health care service contractors as defined in chapter 48.44 RCW, and another plan to be provided by a panel medicine plan in its service area only when approved by the board. Except for panel medicine plans, no more than one insurance carrier or health care service contractor shall be contracted with to provide the same plan of benefits: PROVIDED, That employees may choose participation in only one of the health care benefit plans sponsored by the board: PROVIDED FURTHER, That employees of the institutions of higher education shall be retained as a separate actuarial and experience group (~~and the board shall report its recommendation on such retention to the legislative budget committee by November 1, 1974~~).

***\*NEW SECTION Sec. 35. There is added to chapter 42.04 RCW a new section to read as follows:***

***Each state agency and each local agency, as defined in RCW 42.17.020, shall at least once each year contact all persons on its mailing lists and inquire whether they wish to remain on the agency mailing lists. Upon receipt of a negative reply, or if no reply is received within sixty days of such contact, the agency shall remove such names from its mailing lists: PROVIDED, That mailings by a state or local agency subject to requirements of federal statutes, rules, or regulations shall be exempt from the provisions of this section.***

***\*Sec. 35. was vetoed, see message at end of chapter.***

Sec. 36. Section 43.03.028, chapter 8, Laws of 1965 as last amended by section 2, chapter 43, Laws of 1970 ex. sess. and RCW 43.03.028 are each amended to read as follows:

There is hereby created a committee to be known as the state committee on salaries, to consist of seven members as follows: The president of the University of Puget Sound or his nominee; the president of Washington State University or his nominee; the chairman of the State Personnel Board; the president of the Association of Washington Business; the president of the Pacific Northwest Personnel Managers' Association; the president of the Washington State Bar Association, and the president of the Washington State Labor Council or his nominee. If any of the titles or positions mentioned in this subsection are changed or abolished, any person occupying an equivalent or like position shall be qualified for appointment by the governor to membership upon the committee.

(1) The committee herein created shall study the duties and salaries of the directors of the several departments and the members of the several boards and commissions of state government who are subject to appointment by the governor, the director of game, the director of highways, the director of aeronautics, the director of parks and recreation (~~(; the director of the veterans' rehabilitation council)~~) and the statutory assistant directors of all departments the executive head of

which is an individual appointed by the governor, and to recommend to the governor the salaries to be fixed for each respective position. Such recommendations shall be submitted to the governor in writing at least once in each fiscal biennium on such date as the governor may designate, but not later than seventy-five days prior to the convening of the legislature.

(2) The committee shall also make a study of the duties and salaries of all state elective officials, including members of the supreme, appellate, superior, and district courts and of the members of the legislature, and also a study of the duties and salaries of county elective officials, and report to the governor (~~and the legislative council~~) not later than sixty days prior to the convening of each regular session of the legislature and recommend the salaries to be established for each position. Copies of the committee report to the governor shall be provided to the appropriate standing committees of the house and senate upon request.

Sec. 37. Section 3, chapter 41, Laws of 1967 ex. sess. as amended by section 2, chapter 17, Laws of 1973 2nd ex. sess. and RCW 43.06.140 are each amended to read as follows:

Not later than the first day of any regular legislative session, the governor shall submit to the legislature a report listing federal programs(~~(, including those programs in which funds have been received directly by any state agency,)~~) in which the state has begun participation since the (~~end of the last~~) first day of the previous regular legislative session. This report may be made a part of the budget document submitted to the legislature pursuant to chapter 43.88 RCW and may exclude any new federal program reported as provided in RCW 43.79.280 if clearly identified at that time as a new program.

Sec. 38. Section 43.08.010, chapter 8, Laws of 1965 and RCW 43.08.010 are each amended to read as follows:

The state treasurer shall:

(1) Receive and keep all moneys of the state in the manner provided in RCW 43.88.160, as now or hereafter amended;

(2) Disburse the public moneys only upon warrants or checks drawn upon the treasurer in the manner provided by law;

(3) Account for moneys in the manner provided by law;

(4) Render accounts in the manner provided by law;

(5) Indorse on each warrant when required by law, the date of payment, the amount of the principal, and the interest due on that date;

(6) Report annually to (~~each house of~~) the legislature(~~(, within ten days after the commencement of each regular session,)~~) a detailed statement of the condition of the treasury, and of its operations for the preceding fiscal year;

(7) Give information, in writing, to either house of the legislature, whenever required, upon any subject connected with the treasury, or touching any duty of his office;

(8) Account for and pay over all moneys on hand to his successor in office, and deliver all books, vouchers, and effects of office to him, who shall receipt therefor;

(9) Upon payment of any warrant, or check, take upon the back thereof the indorsement of the person to whom it is paid.

Sec. 39. Section 43.08.150, chapter 8, Laws of 1965 and RCW 43.08.150 are each amended to read as follows:

~~((On or before the tenth day))~~ As soon as possible after the close of each calendar month, the state treasurer shall prepare ~~((three hundred printed copies of))~~ a report as to the state of the general fund and ~~((separately as to each and))~~ every other fund under his control itemized as to:

- (1) The amount in the fund at the close of business at the end of the preceding month;
- (2) The amount of revenue deposited or transferred to the credit of each fund during the current month;
- (3) The amount of withdrawals or transfers from each fund during the current month; and
- (4) The amount on hand in each fund at the close of business at the end of the current month.

One copy of each report shall be ~~((mailed on or before the fifteenth day of the reporting month))~~ provided promptly to ~~((each member of the state legislature and to each elected state officer. The remaining copies shall be distributed to))~~ those requesting them so long as the supply lasts.

Sec. 40. Section 43.09.050, chapter 8, Laws of 1965 as amended by section 1, chapter 170, Laws of 1971 ex. sess. and RCW 43.09.050 are each amended to read as follows:

The auditor shall:

- (1) Audit, adjust, and settle all claims against the state, payable out of the treasury, except such as are expressly required by law to be audited and settled by other persons;
- (2) Except as otherwise specifically provided by law, audit, settle, and adjust the accounts of all collectors of the revenue and other holders of public money required by law to pay the same into the treasury;
- (3) In his discretion, inspect the books of any person charged with the receipt, safekeeping, and disbursement of public moneys;
- (4) Direct prosecutions in the name of the state for all official delinquencies in relation to the assessment, collection, and payment of the revenue, against all persons who, by any means, become possessed of public money or property, and fail to pay over or deliver the same, and against all debtors of the state;
- (5) Give information in writing to the legislature, whenever required, upon any subject relating to the financial affairs of the state, or touching any duties of his office;
- (6) Require all persons who have received any moneys belonging to the state, and have not accounted therefor, to settle their accounts and make payment thereof;
- (7) In his discretion, require any person presenting an account for settlement to be sworn before him, and to answer, orally or in writing, as to any facts relating to it;
- (8) Authenticate with his official seal papers issued from his office;
- (9) Make his official report ~~((biennially,))~~ annually on or before the 31st of December~~((, in each year, preceding the meeting of the legislature))~~.

Sec. 41. Section 43.09.230, chapter 8, Laws of 1965 and RCW 43.09.230 are each amended to read as follows:

The state auditor shall require from every taxing district(~~(, and public institution;)~~) and other political subdivisions financial reports covering the full period of each fiscal year, in accordance with the forms and methods prescribed by him, which shall be uniform for all accounts of the same class.

Such reports shall be prepared, certified, and filed with the division within thirty days after the close of each fiscal year(~~(, by the auditing department of the taxing district or public institution)~~).

The reports shall contain accurate statements, in summarized form, of all collections made, or receipts received, by the officers from all sources; all accounts due the public treasury, but not collected; and all expenditures for every purpose, and by what authority authorized; and also: (1) A statement of all costs of ownership and operation, and of all income, of each and every public service industry owned and operated by a municipality; (2) a statement of the entire public debt of every taxing district, to which power has been delegated by the state to create a public debt, showing the purpose for which each item of the debt was created, and the provisions made for the payment thereof; (3) a classified statement of all receipts and expenditures by any public institution; together with such other information as may be required by the state auditor.

The reports shall be certified as to their correctness by the state auditor, his deputies, or other person legally authorized to make such certificate.

Their substance shall be published in an annual volume of comparative statistics(~~(, which shall be issued for each class of accounts;)~~) at the expense of the state(~~(;)~~) as a public document(~~(, and shall be submitted by the state auditor to the governor for transmittal to the legislature at the next regular session, or at a special session when required)~~).

Sec. 42. Section 43.10.100, chapter 8, Laws of 1965 and RCW 43.10.100 are each amended to read as follows:

The attorney general shall annually prepare and report to the governor and the legislature(~~(, at or before the convening of each biennial session;)~~) a concise statement of all matters pertaining to his official duties, making such suggestions for lessening the public expenses and promoting frugality in the public offices as he deems expedient and proper.

Sec. 43. Section 43.19.090, chapter 8, Laws of 1965 and RCW 43.19.090 are each amended to read as follows:

The supervisor shall file in his office all reports required to be made to him, prepare and furnish to banks and trust companies blank forms for such reports as are required of them, and (~~(on or before the first day of February of)~~) each year make a report (~~(for the preceding year)~~) to the governor showing:

(1) A summary of the conditions of the banks and trust companies at the date of their last report; and

(2) A list of those organized or closed during the year(;

~~(3) The amount of money collected and expended by him)~~.

~~((He shall publish annually at the expense of his division, in pamphlet form, at least five hundred copies of such report and shall furnish a copy thereof free to each bank and trust company, and may furnish them to other interested persons:))~~

He ~~((shall))~~ may publish such other statements, reports, and pamphlets as he deems advisable.

Sec. 44. Section 43.20.100, chapter 8, Laws of 1965 and RCW 43.20.100 are each amended to read as follows:

The state board of health shall make an annual report to the governor ~~((on or before the first day of January of each year;))~~ including therein ~~((so much of the proceedings of the board and such information concerning vital statistics, such knowledge respecting diseases, and such instructions as may be thought useful by the board for dissemination among the people, with))~~ suggestions for such legislative action as it deems necessary.

Sec. 45. Section 2, chapter 189, Laws of 1971 ex. sess. as amended by section 98, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.20A.360 are each amended to read as follows:

The secretary is hereby authorized to appoint such advisory committees or councils as may be required by any federal legislation as a condition to the receipt of federal funds by the department. The secretary may appoint state-wide committees or councils in the following subject areas: (1) Health facilities; (2) radiation control; (3) ~~((veteran's affairs; (4)))~~ children and youth services; ~~((5))~~ (4) blind services; ~~((6))~~ (5) services to the aging; ~~((7))~~ (6) medical and health care; ~~((8))~~ (7) drug abuse and alcoholism; ~~((9))~~ (8) social services; ~~((10))~~ (9) economic services; ~~((11))~~ (10) vocational services; ~~((12))~~ (11) rehabilitative services; ~~((13))~~ (12) public health services; and on such other subject matters as are or come within the department's responsibilities. The secretary shall appoint committees or councils advisory to the department in each service delivery region to be designated by the secretary. The state-wide and the regional councils shall have representation from both major political parties and shall have substantial consumer representation. Such committees or councils shall be constituted as required by federal law or as the secretary in his discretion may determine. The members of the committees or councils shall hold office as follows: one-third to serve one year; one-third to serve two years; and one-third to serve three years. Upon expiration of said original terms, subsequent appointments shall be for three years except in the case of a vacancy, in which event appointment shall be only for the remainder of the unexpired term for which the vacancy occurs. No member shall serve more than two consecutive terms.

Members of such state advisory committees or councils may be paid their travel expenses in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended. Members of regional advisory committees may, in the discretion of the secretary, be paid the same travel expenses as set forth above.

~~((The secretary shall report to the next ensuing session of the legislature concerning the actions taken pursuant to this 1971 amendatory act and relating to advisory committees and councils generally, and the effectiveness of same, and shall make such recommendations for further legislative action as he deems appropriate.))~~

Sec. 46. Section 43.21.130, chapter 8, Laws of 1965 and RCW 43.21.130 are each amended to read as follows:

The director of ~~((conservation, through the division of water resources,))~~ the department of ecology shall have the following powers and duties:

(1) The supervision of public waters within the state and their appropriation, diversion, and use, and of the various officers connected therewith;

(2) Insofar as may be necessary to assure safety to life or property, he shall inspect the construction of all dams, canals, ditches, irrigation systems, hydraulic power plants, and all other works, systems, and plants pertaining to the use of water, and he may require such necessary changes in the construction or maintenance of said works, to be made from time to time, as will reasonably secure safety to life and property;

(3) He shall regulate and control the diversion of water in accordance with the rights thereto;

(4) He shall determine the discharge of streams and springs and other sources of water supply, and the capacities of lakes and of reservoirs whose waters are being or may be utilized for beneficial purposes;

(5) He shall keep such records as may be necessary ~~((in the administration of the division and))~~ for the recording of the financial transactions and statistical data thereof, and shall procure all necessary documents, forms, and blanks. He shall keep a seal of the office, and all certificates by him covering any of his acts or the acts of his office, or the records and files of his office, under such seal, shall be taken as evidence thereof in all courts;

(6) He shall render ~~((to the governor, on or before the last day of November immediately preceding the regular session of the legislature, and at other times))~~ when required by the governor, a full written report of the work of his office ~~((; including a detailed statement of the expenditure thereof;))~~ with such recommendations for legislation as he may deem advisable for the better control and development of the water resources of the state;

(7) ~~((He;))~~ The ~~((supervisor;))~~ director and duly authorized deputies may administer oaths;

(8) He shall establish and promulgate rules governing the administration of chapter 90.03 RCW;

(9) He shall perform such other duties as may be prescribed by law.

Sec. 47. Section 20, chapter 62, Laws of 1970 ex. sess. and RCW 43.21A.200 are each amended to read as follows:

In matters submitted to the commission for advice and guidance, as set forth in RCW 43.21A.190, it shall be the responsibility of the director to accompany such request with a statement of the background occasioning the request, together with the director's proposal for dealing with the same. Each member shall individually submit to the director in writing his views within such time as the director shall prescribe. In considering a matter submitted to it by the director, the commission shall conduct such public hearings and make such investigations as it deems necessary. The secretary of the commission shall be the director, or an employee of the department designated by the director. It shall be the duty of the secretary to act as liaison between the commission and department as well as other state agencies; to prepare the minutes of the commission; and otherwise to assist the commission. The director shall furnish to the commission such staff and facilities as may be necessary to fulfill its duties. He shall submit to the governor ~~((during July of))~~

each year, a report containing a summary of the advice and guidance rendered by the commission (~~((during the preceding twelve month period))~~).

Sec. 48. Section 43.22.270, chapter 8, Laws of 1965 as last amended by section 32, chapter 296, Laws of 1975 1st ex. sess. and RCW 43.22.270 are each amended to read as follows:

The director of labor and industries shall have the power, and it shall be his duty, through and by means of the division of industrial relations:

(1) To study and keep in touch with problems of industrial relations and, from time to time, make public reports and recommendations to the legislature;

(2) To, with the assistance of the industrial statistician, exercise all the powers and perform all the duties in relation to collecting, assorting, and systematizing statistical details relating to labor within the state (~~((, now vested in, and required to be performed by, the secretary of state, and to report to, and file with, the secretary of state duly certified copies of the statistical information collected, assorted, systematized, and compiled, and in collecting, assorting;))~~) and systematizing such statistical information to, as far as possible, conform to the plans and reports of the United States department of labor;

(3) To, with the assistance of the industrial statistician, make such special investigations and collect such special statistical information as may be needed for use by the department or division of the state government having need of industrial statistics;

(4) To, with the assistance of the supervisor of employment standards, supervise the administration and enforcement of all laws respecting the employment and relating to the health, sanitary conditions, surroundings, hours of labor, and wages of employees employed in business and industry in accordance with the provisions of chapter 49.12 RCW;

(5) To exercise all the powers and perform all the duties, not specifically assigned to any other division of the department of labor and industries, now vested in, and required to be performed by, the commissioner of labor;

(6) To exercise such other powers and perform such other duties as may be provided by law.

Sec. 49. Section 43.22.330, chapter 8, Laws of 1965 and RCW 43.22.330 are each amended to read as follows:

The director of labor and industries shall submit to the governor (~~((on or before the first Monday in January of))~~) each year (~~((in which the legislature regularly convenes))~~) a report of business transacted by the department during the preceding (~~((two year period;))~~) fiscal year together with such statistics and information as (~~((he))~~) the governor deems of public interest and such recommendations as (~~((he))~~) the director believes merit consideration in the interest of improved administration.

Sec. 50. Section 43.23.120, chapter 8, Laws of 1965 and RCW 43.23.120 are each amended to read as follows:

The director of agriculture (~~((shall))~~) may publish and distribute bulletins and reports embodying information upon the subjects of agriculture, horticulture, livestock, dairying, foods and drugs, and other matters pertaining to his department.

Sec. 51. Section 43.23.130, chapter 8, Laws of 1965 and RCW 43.23.130 are each amended to read as follows:

The director of agriculture shall make ((a)) an annual report to the governor((; at least thirty days before the commencement of each biennial session of the legislature;)) containing an account of all matters pertaining to his department and its administration((, which shall be printed and published in the manner provided by law)).

Sec. 52. Section 43.30.200, chapter 8, Laws of 1965 and RCW 43.30.200 are each amended to read as follows:

The administrator shall submit to the governor and to the legislature, ((on or before the last day of December immediately preceding each regular session of the legislature and at other times)) when required by the governor or the legislature, a written report of the work of the department((, including a statement of the expenditures thereof;)) with such recommendations for legislation as the department may deem advisable for the better management of the lands, forests, and other natural resources of the state.

Sec. 53. Section 43.31.050, chapter 8, Laws of 1965 and RCW 43.31.050 are each amended to read as follows:

The director of commerce and economic development, through the tourist promotion division shall:

(1) Conduct promotion of the state, other than that carried on or planned by the various departments or other political subdivisions within the state, for the purpose of attracting visitors to the state, and encouraging tourist expansion in the state;

(2) Formulate, supervise, and carry out a continuous factual information program for the promotion of the state;

(3) Assemble and distribute such data, statistics, information, and exhibits as will publicize and popularize the advantages of the state;

(4) Take active steps by sending representatives to other areas and by inviting representatives from other areas for the purpose of attracting visitors, inviting conferences and conventions, and sportsmen and tourists to the state of Washington;

(5) The department of commerce and economic development may ((publish or encourage the private publication of a magazine named by it and shall also)) publish maps, pamphlets, and other descriptive material designed to carry out the purposes of this chapter. ((The department of commerce and economic development shall fix the price to be paid for annual subscriptions to, for single copies of, and the discount to be allowed dealers of the magazine. The publication may be distributed free of charge to libraries, schools, chambers of commerce and to such hotels, tourist agencies, visitors and prospective visitors and to such other persons or agencies, and in such quantities, as the department deems beneficial in carrying out the purposes of this chapter. In no case shall the number of free copies each month exceed ten percent of the total number of paid subscriptions;))

Sec. 54. Section 43.31.160, chapter 8, Laws of 1965 and RCW 43.31.160 are each amended to read as follows:



The director shall submit to the governor and the legislature (~~(a biennial)~~) an annual report on the activities, growth, progress, problems, and costs of the programs of the department and its divisions, and on recommendations for future program and needed legislation including legislation designed to encourage investment of risk venture capital in this state.

Sec. 55. Section 33, chapter 117, Laws of 1972 ex. sess. and RCW 43.31A.330 are each amended to read as follows:

The authority shall keep proper records of accounts and shall be subject to audit by the state auditor. An annual accounting of the condition of the industrial mortgage payment insurance revolving account shall be made. (~~(Biennial)~~) Annual reports on the activities of the authority shall be made by the chairman to the governor and the legislature.

Sec. 56. Section 43.49.070, chapter 8, Laws of 1965 and RCW 43.49.070 are each amended to read as follows:

The records and data of all state officials and departments shall be available to the commission and its sections, and all officers and departments are directed to cooperate with the commission and its sections.

~~((The commission shall report to all regular and special sessions of the legislature and present statements in detail of all activities, expenditures, and developments, and may recommend such legislation as may be required to promote the construction and development of the project.))~~ The commission may hold hearings and subpoena and serve compulsory process to compel the attendance of witnesses before it.

Sec. 57. Section 43.51.040, chapter 8, Laws of 1965 as amended by section 1, chapter 90, Laws of 1967 ex. sess. and RCW 43.51.040 are each amended to read as follows:

The commission shall:

(1) Have the care, charge, control, and supervision of all parks and parkways acquired or set aside by the state for park or parkway purposes.

(2) Adopt, promulgate, issue, and enforce rules and regulations pertaining to the use, care, and administration of state parks and parkways, which shall become effective ten days after adoption. The commission shall cause a copy of the rules and regulations to be kept posted in a conspicuous place in every state park to which they are applicable, but failure to post or keep any rule or regulation posted shall be no defense to any prosecution for the violation thereof.

(3) Permit the use of state parks and parkways by the public under such rules and regulations as shall be prescribed.

(4) Clear, drain, grade, seed, and otherwise improve or beautify parks and parkways, and erect structures, buildings, fireplaces, and comfort stations and build and maintain paths, trails, and roadways through or on parks and parkways.

(5) Grant concessions in state parks and parkways, upon such rentals, fees, or percentage of income or profits and for such terms, in no event longer than twenty years, and upon such conditions as shall be approved by the commission: **PROVIDED**, That the commission may, by unanimous consent of its members grant such concessions for terms not to exceed forty years in state parks and parkways lying within the Columbia basin area in Douglas, Grant, Franklin, and Walla

Walla counties and within Mount Spokane state park. No concession shall be granted which will prevent the public from having free access to the scenic attractions of any park or parkway.

(6) Employ such assistance as it deems necessary.

(7) By majority vote of its authorized membership select and purchase or obtain options upon, lease, or otherwise acquire for and in the name of the state such tracts of land, including shore and tide lands, for park and parkway purposes as it deems proper. If the commission cannot acquire any tract at a price it deems reasonable, it may, by majority vote of its authorized membership, obtain title thereto, or any part thereof, by condemnation proceedings conducted by the attorney general as provided for the condemnation of rights of way for state highways. Option agreements executed under authority of this subdivision shall be valid only if:

(a) The cost of the option agreement does not exceed one dollar; and

(b) Moneys used for the purchase of the option agreement are from (i) funds appropriated therefor, or (ii) funds appropriated for undesignated land acquisitions, or (iii) funds deemed by the commission to be in excess of the amount necessary for the purposes for which they were appropriated; and

(c) The maximum amount payable for the property upon exercise of the option does not exceed the appraised value of the property.

(8) Cooperate with the United States, or any county or city of this state, in any matter pertaining to the acquisition for park and parkway purposes of any area not within the limits of any city, and in the care, control, or supervision of any park or parkway, and enter into contracts in writing to that end. All parks or parkways, to the acquisition or improvement of which the state shall have contributed or in whose care, control, or supervision the state shall participate pursuant to the provisions of this section, shall be governed by the provisions hereof.

~~((9) Investigate and report to the governor on or before the first day of January next preceding the regular session of the legislature regarding any proposed park or parkway, and make recommendations respecting other regions in the state desirable for state park or parkway purposes.))~~

Sec. 58. Section 6, chapter 19, Laws of 1967 ex. sess. and RCW 43.51.800 are each amended to read as follows:

(1) The council shall—

(a) Advise the governor and the Washington state parks and recreation commission on matters relating to historic preservation; recommend measures to coordinate activities of state, and local agencies and private institutions and individuals relating to historic preservation; and advise on the dissemination of information pertaining to such activities;

(b) Encourage public interest and participation in historic preservation;

(c) Advise as to guidelines for the assistance of local governments in drafting ordinances relating to historic preservation; and

(d) Encourage, in cooperation with appropriate public and private agencies and institutions, training and education in the field of historic preservation.

(2) The council shall submit annually a comprehensive report of its activities and the results of its studies to ~~((the governor and))~~ the Washington state parks and recreation commission and shall from time to time submit such additional and

special reports as it deems advisable. Each report (~~(shall)~~) may propose such legislative enactments and other actions as in the judgment of the council, are necessary and appropriate to carry out its recommendations.

Sec. 59. Section 43.56.030, chapter 8, Laws of 1965 and RCW 43.56.030 are each amended to read as follows:

The board shall keep a record of all its transactions, and shall, at each (~~(biennial)~~) regular session, and may at any other time, make a report to the legislature(~~(:)~~) of its doings and recommendations.

Sec. 60. Section 43.61.040, chapter 8, Laws of 1965 as last amended by section 22, chapter 115, Laws of 1975-'76 2nd ex. sess. and RCW 43.61.040 are each amended to read as follows:

The director of veterans affairs shall make such rules and regulations as may be necessary to carry out the purposes of this chapter. The department shall furnish information, advice, and assistance to veterans and coordinate all programs and services in the field of veterans' claims service, education, health, vocational guidance and placement, and services not provided by some other agency of the state or by the federal government. The director shall submit a report of the departments' activities hereunder (~~(before the fifteenth of January of)~~) each year to the governor.

Sec. 61. Section 43.62.030, chapter 8, Laws of 1965 as amended by section 2, chapter 50, Laws of 1969 ex. sess. and RCW 43.62.030 are each amended to read as follows:

The (~~(planning and community affairs agency)~~) office of program planning and fiscal management shall annually as of April 1st, determine the populations of all cities and towns of the state; and on or before July 1st of each year, shall file with the secretary of state a certificate showing its determination as to the populations of cities and towns of the state. A copy of such certificate shall be forwarded by the agency to each state official or department responsible for making allocations or payments, and on and after January 1st next following the date when such certificate or certificates are filed, the population determination shown in such certificate or certificates shall be used as the basis for the allocation and payment of state funds, to cities and towns until the next January 1st following the filing of successive certificates by the agency: PROVIDED, That whenever territory is annexed to a city or town, the population of the annexed territory shall be added to the population of the annexing city or town upon the effective date of the annexation as specified in the relevant ordinance, and upon approval of the agency as provided in RCW 35.13.260, as now or hereafter amended, a revised certificate reflecting the determination of the population as increased from such annexation shall be forwarded by the agency to each state official or department responsible for making allocations or payments, and upon and after the date of the commencement of the next quarterly period, the population determination indicated in such revised certificate shall be used as the basis for allocation and payment of state funds to such city or town until the next annual population determination becomes effective: PROVIDED FURTHER, That whenever any city or town becomes incorporated subsequent to the determination of such population, the populations of such cities and towns as shown in the records of incorporation filed with the secretary of state

shall be used in determining the amount of allocation and payments, and the agency shall so notify the proper state officials or departments, and such cities and towns shall be entitled to participate in allocations thereafter made: **PROVIDED FURTHER**, That in case any incorporated city or town disincorporates subsequent to the filing of such certificate or certificates, the agency shall promptly notify the proper state officials or departments thereof, and such cities and towns shall cease to participate in allocations thereafter made, and all credit accrued to such incorporated city or town shall be distributed to the credit of the remaining cities and towns. The secretary of state shall promptly notify the agency of the incorporation of each new city and town and of the disincorporation of any cities or towns.

For the purposes of this section, each quarterly period shall commence on the first day of the months of January, April, July, and October. Whenever a revised certificate due to an annexation is forwarded by the agency thirty days or less prior to the commencement of the next quarterly period, the population of the annexed territory shall not be considered until the commencement of the following quarterly period.

Sec. 62. Section 43.62.050, chapter 8, Laws of 1965 as amended by section 2, chapter 293, Laws of 1975 1st ex. sess. and RCW 43.62.050 are each amended to read as follows:

The ~~((board))~~ office of program planning and fiscal management shall develop and maintain student enrollment forecasts of Washington schools, including both public and private, elementary schools, junior high schools, high schools, colleges, and universities. ~~((The board shall submit reports on))~~ A current report of such forecasts ((to the governor, the legislative budget committee, and)) shall be submitted to the standing committees on ways and means of the house and the senate on or before the fifteenth day of November of each even-numbered year.

Sec. 63. Section 8, chapter 74, Laws of 1967 and RCW 43.63A.080 are each amended to read as follows:

The planning and community affairs agency shall have the following community affairs functions and responsibilities:

(1) Administration or coordination of state programs and projects relating to community affairs for the planning and carrying out of the acquisition, preservation, use and development of land and provision of public facilities and services for fully carrying out the state's role in related federal grant or loan programs.

(a) Where not otherwise authorized by state law, authorize state financial participation with cities, towns, counties, and other municipal corporations in financing public works projects and service programs. The assisted projects and programs shall be consistent with local, regional and state comprehensive plans and policies.

(b) All applications for federal grants and/or loans for this purpose shall be submitted to the planning and community affairs agency for recommendation as to consistency with, state, regional, local or other plans or policies and for duplication or conflicts so as to maximize federal benefits available to the state.

(c) The director shall approve or disapprove state grants administered by the planning and community affairs agency to apply toward the nonfederal share of project costs in conformity with the provisions of this chapter. Such approval may be conditional upon approval of a governmental conference or council, or regional

planning agency, which provides review of federal aid applications within its regional area, and upon subsequent approval of the project by an appropriate federal agency for federal grant funds. Upon approval of the application the director shall transmit it to the appropriate federal agency. Any application disapproved by the director shall be returned to the applicant with written notice of modification necessary to make the project eligible in terms of state or federal policies.

(2) Cooperate with and provide technical and financial assistance to counties, cities, municipal corporations, governmental conferences or councils, regional planning commissions, parks or recreation boards, community development groups, community action agencies, Indian tribes, and similar agencies created for the purposes of aiding and encouraging an orderly productive and coordinated development of the state, and to strengthen local planning responsibility and capability.

(3) Assist the governor in coordinating the activities of state agencies which have an impact on the solution of community development problems and the implementation of community plans.

(4) Encourage and, when requested, assist the efforts of local governments to develop mutual and cooperative solutions to their common problems.

(5) Study existing legal provisions that affect the structure and financing of local government and those state activities which involve significant relations with local governmental units and recommend to the governor and the legislature such changes in these provisions and activities as may seem necessary to strengthen local government.

(6) Serve as a clearinghouse for information, data, and other materials which may be helpful or necessary to local governments to discharge their responsibilities. The clearinghouse should also provide information on available federal and state financial and technical assistance.

(7) Carry out continuing studies and analyses of the problems faced by communities within the state and develop such recommendations for administrative or legislative action as would appear necessary. In carrying out such studies and analyses, particular attention should be paid to the problems of regional, metropolitan, urban, suburban, rural, and other areas in which economic and population factors are rapidly changing.

(8) Develop and/or test model or demonstration programs and projects, which may include contracting to administer certain functions or services within a community of the state for such purposes, and otherwise provide a program of practical research in the solution of community problems.

(9) Carry out the provisions of RCW 43.31.200 through 43.31.230; RCW 35.13.171(3) relating to annexation review board responsibilities; and ~~((that portion of RCW 58.16.110))~~ RCW 58.17.270 relating to state review of subdivision regulations. The department of commerce and economic development shall transfer all records, books, documents, papers, files, or other writings, all cabinets, furniture, office equipment and other tangible property, and all funds in custody or under control or use by the department and any other pertinent information relative to the business being carried on thereunder to the agency as soon as practicable after July 1, 1967 and give such other assistance to the director of the planning and community affairs agency as essential to carrying out the purposes of this chapter. The transfer of powers and duties as provided in this subsection shall not affect the

validity of any acts performed by such agency or any officer or employee thereof before taking effect of this chapter. All matters relating to functions transferred under the provisions of this subsection which at the time of transfer have not been completed may be undertaken and completed by the director of the planning and community affairs agency, who is authorized, empowered, and directed to promulgate any and all orders, rules and regulations necessary to accomplish this purpose.

~~(10) ((Carry out the provisions of RCW 43.62.010 through 43.62.050. The state census board shall transfer all records, books, documents, papers, files or other writings, all cabinets, furniture, office equipment and other tangible property, and all funds in custody or under control or use by the board and any other pertinent information relative to the business being carried on thereunder to the agency as soon as practicable after July 1, 1967 and give such other assistance to the director of the planning and community affairs agency as essential to carrying out the purposes of this chapter. The transfer of powers and duties as provided in this subsection shall not affect the validity of any acts performed by such agency or any officer or employee thereof before taking effect of this chapter. All matters relating to functions transferred under the provisions of this subsection which at the time of transfer have not been completed may be undertaken and completed by the director of the planning and community affairs agency, who is authorized, empowered, and directed to promulgate any and all orders, rules and regulations necessary to accomplish this purpose.~~

~~((H))~~) Review all proposals for the location of capital improvements by any state agency to be located within any city or within any urbanized area not located within a city, and advise and make recommendations concerning location of such capital improvements.

The office shall, in carrying out its functions, consult with local and federal officials, private groups and individuals, and with officials of other states, and may, if the director deems it desirable, hold public hearings to obtain information for the purpose of carrying out the purposes of this chapter. All state agencies and their officials and the officials of any political subdivision of the state shall cooperate with and give such assistance to the office, including the submission of requested information as to allow the office to carry out its purposes under this chapter.

Sec. 64. Section 1, chapter 53, Laws of 1969 ex. sess. and RCW 43.63A.085 are each amended to read as follows:

The ~~((planning and community affairs agency))~~ office of program planning and fiscal management shall provide by administrative regulation for the maintenance of an inventory of all state owned or controlled land resources by all state agencies owning or controlling land. ~~((The planning and community affairs agency))~~ That office shall cooperate with the state departments and agencies charged with administering state owned and/or controlled land resources to assist them in developing and maintaining land resources inventories that will permit their respective inventories to be summarized into meaningful reports for the purposes of providing executive agencies with information for planning, budgeting, and managing state owned or administered land resources and to provide the legislature, its members, committees, and staff with data needed for formulation of public policy.

Such departments or agencies shall maintain and make available such summary inventory information as may be prescribed by the rules and regulations of the

~~((planning and community affairs agency))~~ office of program planning and fiscal management. That ~~((agency))~~ office shall give each affected department or agency specific written notice of hearings for consideration, adoption, or modification of such rules and regulations. All information submitted to ~~((the planning and community affairs agency))~~ that office as provided herein shall be a matter of public record and shall be available from said agency upon request.

Sec. 65. Section 2, chapter 76, Laws of 1972 ex. sess. and RCW 43.125.020 are each amended to read as follows:

(1) The commission shall prepare a comprehensive program for commemorating the bicentennial of the American revolution in Washington state and plan, encourage, develop, and coordinate observances and activities commemorating the historic events that are associated with the American revolution.

(2) In preparing its plans and program, the commission shall consider any related plans and programs developed by the national American revolution bicentennial commission and local and private groups, and it may designate special committees with representatives from such bodies to plan, develop, and coordinate such activities.

(3) In all planning, the commission shall give special emphasis to the ideas associated with the American revolution and to the involvement of local citizens, communities and areas so that the people of the state may, to the greatest practical extent, serve as participants in, rather than merely as observers of the commemoration.

(4) The commission ~~((shall))~~ may submit an annual report to the governor ~~((on the 1st of January incorporating its specific recommendations for the commemoration of the American revolution bicentennial and related events. The report may recommend activities including, but not limited to:~~

~~(a) The production, publication and distribution of books, pamphlets, films, and other educational materials on the history, culture, and political thought of the period of the American revolution;~~

~~(b) Bibliographical and documentary projects and publications;~~

~~(c) Conferences, convocations, lectures, seminars, and other programs;~~

~~(d) The development of libraries, museums, historic sites, and exhibits, including mobile exhibits;~~

~~(e) Ceremonies and celebrations commemorating specific events; and~~

~~(f) Programs and activities on the national and international significance of the American revolution and its implications for present and future generations.~~

~~(5) The annual report of the commission shall include recommendations for the allocation of financial and administrative responsibility among the public and private authorities and organizations recommended for participation by the commission. The report shall also))~~ and the legislature which may include proposals for such legislation and administrative action as the commission considers necessary to carry out its recommendations. The governor shall transmit ((the commission's report)) to the legislature((; together with any comments and)) any recommendations for legislation and a report of such administrative actions as may be taken by him.

Sec. 66. Section 29, chapter 21, Laws of 1961 ex. sess. as last amended by section 5, chapter 32, Laws of 1967 and RCW 46.01.290 are each amended to read as follows:

The director shall ~~((, on or before the first day of October of each year, make to the governor a full))~~ report ~~((of))~~ annually to the governor on the activities of the department ~~((relating to motor vehicle administration for the prior fiscal year, incorporating therein a statement of the program for the ensuing fiscal year. Such report shall contain a statistical analysis of the activities of the department relating to driver licensing and driver improvement, vehicle licensing and liquid fuel tax collections))~~.

Sec. 67. Section 46.52.060, chapter 12, Laws of 1961 as amended by section 56, chapter 32, Laws of 1967 and RCW 46.52.060 are each amended to read as follows:

It shall be the duty of the chief of the Washington state patrol to file, tabulate, and analyze all accident reports and to publish annually, immediately following the close of each ~~((calendar))~~ fiscal year, and monthly during the course of the ~~((calendar))~~ year, statistical information based thereon showing the number of accidents, the location, the frequency and circumstances thereof and other statistical information which may prove of assistance in determining the cause of vehicular accidents.

Such accident reports and analysis or reports thereof shall be available to the director of motor vehicles, the highway commission, the utilities and transportation commission, or their duly authorized representatives, for further tabulation and analysis for pertinent data relating to the regulation of highway traffic, highway construction, vehicle operators and all other purposes, and to publish information so derived as may be deemed of publication value.

Sec. 68. Section 1, chapter 12, Laws of 1973 2nd ex. sess. and RCW 47.01.141 are each amended to read as follows:

The highway commission shall submit an annual report~~((s))~~ to the governor and legislature ~~((at the time each regular session of the legislature convenes))~~, including but not limited to ~~((the following information:~~

~~(1) The amount of money expended by or under its direction during the preceding two fiscal years including data and information as shall show a strict accounting of sums expended;~~

~~(2) Projects constructed or under construction in the preceding two fiscal years;~~

~~(3) Such))~~ operational and construction activities of the preceding ~~((two))~~ fiscal year~~((s))~~ as the commission may deem important and recommendations for ~~((the))~~ future operations of the commission~~((;~~

~~(4) A summary of the proposed construction program by functional classification of highways including the national system of interstate and defense highways for the ensuing six years with the portion thereof to be accomplished during the ensuing biennium shown in detail with estimated costs therefor. In addition, the highway commission shall submit a budget in accordance with RCW 47.05.070).~~

Sec. 69. Section .02.17, chapter 79, Laws of 1947 and RCW 48.02.170 are each amended to read as follows:

The commissioner shall, as ~~((early each year))~~ soon as accurate preparation enables, transmit to the legislature a report of his official transactions during the preceding ~~((calendar))~~ fiscal year, containing ~~((for the year reported:~~



~~(1) A list of all insurers authorized to transact insurance in this state, showing for each insurer its name, location, date of incorporation, date of admission into this state, capital funds, and kinds of insurance transacted.~~

~~(2) Fabricated abstracts of the annual statements of all authorized insurers as filed with the commissioner.~~

~~(3) A statement as to insurers whose authority to transact insurance in this state was terminated, the reasons for each termination, and if for insolvency the amount of the insurer's assets and liabilities as latest ascertained.~~

~~(4) A statement of his receipts and the sum of his expenditures.~~

~~(5) His)) recommendations for amendment of this code(;) and ((additional)) information and recommendations relative to insurance as he deems proper.~~

Sec. 70. Section 1, chapter 225, Laws of 1959 and RCW 48.02.180 are each amended to read as follows:

(1) In addition to such publications as are otherwise authorized under this code, the commissioner may from time to time prepare and publish:

(a) Booklets containing the insurance code, or supplements thereto, and such related statutes as the commissioner deems suitable and useful for inclusion in an appendix of such booklet or supplement.

(b) Manuals and other material relative to examinations for licensing as provided in chapter 48.17 RCW.

(2) The commissioner may furnish copies of the insurance code, supplements thereto, and related statutes referred to in subdivision (a) above, free of charge to public offices and officers in this state concerned therewith, ~~((to public libraries in this state,))~~ to public officials of other states and jurisdictions(;) having supervision of insurance, to the library of congress, and to officers of the armed forces of the United States of America located at military installations in this state who are concerned with insurance transactions at or involving such military installations.

(3) Except as provided in subsection (2) above, the commissioner shall sell copies of the insurance code, supplements thereto, examination manuals, and materials as referred to in subsection (1) above, at a reasonable price, fixed by the commissioner, in amount not less than the cost of publication, handling, and distribution thereof. The commissioner shall promptly deposit all funds received by him pursuant to this subsection with the state treasurer to the credit of the general fund.

Sec. 71. Section .33.11, chapter 79, Laws of 1947 and RCW 48.48.110 are each amended to read as follows:

The state fire marshal shall submit annually ~~((as of the first day of January))~~ a report to the governor of this state. The report shall contain a ~~((detailed))~~ statement of his official acts pursuant to this chapter.

Sec. 72. Section 1, chapter 231, Laws of 1941 as last amended by section 143, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 49.04.010 are each amended to read as follows:

The director of labor and industries shall appoint an apprenticeship council, composed of three representatives each from employer and employee organizations, respectively. The terms of office of the members of the apprenticeship council first

appointed by the director of labor and industries shall be as follows: One representative each of employers and employees shall be appointed for one year, two years, and three years, respectively. Thereafter, each member shall be appointed for a term of three years. Each member shall hold office until his successor is appointed and has qualified and any vacancy shall be filled by appointment for the unexpired portion of the term. The state official who has been designated by the state board for vocational education as being in charge of trade and industrial education and the state official who has immediate charge of the state public employment service shall ex officio be members of said council, without vote. Each member of the council, not otherwise compensated by public moneys, shall be reimbursed for travel expenses in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended and shall be paid not more than twenty-five dollars for each day spent in attendance at meetings of the council. The apprenticeship council with the consent of employee and employer groups shall: (1) Establish standards for apprenticeship agreements in conformity with the provisions of this chapter; (2) issue such rules and regulations as may be necessary to carry out the intent and purposes of this chapter; and (3) perform such other duties as are hereinafter imposed. Not less than once a year the apprenticeship council shall make a report ~~((through))~~ to the director of labor and industries on ~~((November 1,))~~ of its activities and findings ~~((to the legislature))~~ which shall be ~~((made))~~ available to the public.

Sec. 73. Section 20, chapter 174, Laws of 1913 and RCW 49.12.180 are each amended to read as follows:

The committee shall ~~((biennially make a))~~ report annually to the governor ~~((and state legislature of))~~ on its investigations and proceedings.

Sec. 74. Section 7, chapter 270, Laws of 1955 and RCW 49.60.100 are each amended to read as follows:

The board, at the close of each ~~((calendar))~~ fiscal year, shall report to the governor, describing ~~((in detail))~~ the investigations, proceedings, and hearings it has conducted and their outcome, the decisions it has rendered, the recommendations it has issued, and the other work performed by it, and shall make such recommendations for further legislation as may appear desirable. The board ~~((shall))~~ may present its reports to ~~((each regular session of))~~ the legislature; the board's reports shall be ~~((published and))~~ made available upon request.

Sec. 75. Section 40, chapter 35, Laws of 1945 as last amended by section 1, chapter 286, Laws of 1955 and RCW 50.12.010 are each amended to read as follows:

The commissioner shall administer this title. He shall have the power and authority to adopt, amend, or rescind such rules and regulations, to employ such persons, make such expenditures, require such reports, make such investigations, and take such other action as he deems necessary or suitable to that end. Such rules and regulations shall be effective upon publication and in the manner, not inconsistent with the provisions of this title, which the commissioner shall prescribe. The commissioner, in accordance with the provisions of this title, shall determine the organization and methods of procedure of the divisions referred to in this title, and shall have an official seal which shall be judicially noticed. ~~((Not later than the thirty-first day of December of each year, he))~~ The commissioner shall submit to

the governor a report covering the administration and operation of this title during the preceding fiscal year, July 1 through June 30, and shall make such recommendations for amendments to this title as he deems proper (~~(-PROVIDED, That the report submitted in 1955 shall cover the eighteen months beginning January 1, 1954)~~). Such report shall include a balance sheet of the moneys in the fund in which there shall be provided, if possible, a reserve against the liability in future years to pay benefits in excess of the then current contributions, which reserve shall be set up by the commissioner in accordance with accepted actuarial principles on the basis of statistics of employment, business activity, and other relevant factors for the longest possible period. Whenever the commissioner believes that a change in contribution or benefit rates will become necessary to protect the solvency of the fund, he shall promptly so inform the governor and legislature and make recommendations with respect thereto.

Sec. 76. Section 55, chapter 35, Laws of 1945 and RCW 50.12.160 are each amended to read as follows:

The commissioner (~~(shall)~~) may cause to be printed for distribution to the public the text of this title, the regulations and general rules, (~~(his annual reports to the governor,)~~) and (~~(any)~~) other material which he deems relevant and suitable (~~(and shall furnish the same to any person upon application therefor)~~).

Sec. 77. Section 51.04.020, chapter 23, Laws of 1961 as amended by section 1, chapter 29, Laws of 1963 and RCW 51.04.020 are each amended to read as follows:

The director shall:

- (1) Establish and promulgate rules governing the administration of this title;
- (2) Ascertain and establish the amounts to be paid into and out of the accident fund;
- (3) Regulate the proof of accident and extent thereof, the proof of death and the proof of relationship and the extent of dependency;
- (4) Supervise the medical, surgical, and hospital treatment to the intent that it may be in all cases efficient and up to the recognized standard of modern surgery;
- (5) Issue proper receipts for moneys received and certificates for benefits accrued or accruing;
- (6) Investigate the cause of all serious injuries and report to the governor from time to time any violations or laxity in performance of protective statutes or regulations coming under the observation of the department;
- (7) Create a division of statistics within which shall be compiled such statistics as will afford reliable information upon which to base operations of all divisions under the department;
- (8) Make an annual report to the governor (~~((one of them not more than sixty nor less than thirty days prior to each regular session of the legislature)))~~) of the workings of the department (~~(, and showing the financial status and the outstanding obligations of the accident fund and the statistics aforesaid))~~);
- (9) Be empowered to enter into agreements with the appropriate agencies of other states relating to conflicts of jurisdiction where the contract of employment is in one state and injuries are received in the other state, and insofar as permitted by the Constitution and laws of the United States, to enter into similar agreements with the provinces of Canada.

Sec. 78. Section 67, chapter 289, Laws of 1971 ex. sess. as last amended by section 150, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 51.04.110 are each amended to read as follows:

The director shall appoint a workmen's compensation advisory committee composed of nine members: Three representing subject workmen, three representing subject employers, one representing self-insurers, one representing workmen of self-insurers, and one ex officio member, without a vote, representing the department, who shall be chairman. This committee shall conduct a continuing study of any aspects of workmen's compensation as the committee shall determine require their consideration. The committee shall report its findings to the department or the board of industrial insurance appeals for such action as deemed appropriate. The members of the committee shall be appointed for a term of three years commencing on July 1, 1971 and the terms of the members representing the workmen and employers shall be staggered so that the director shall designate one member from each such group initially appointed whose term shall expire on June 30, 1972 and one member from each such group whose term shall expire on June 30, 1973. The members shall serve without compensation, but shall be entitled to travel expenses as provided in RCW 43.03.050 and 43.03.060 as now existing or hereafter amended. The committee may hire such experts, if any, as it shall require to discharge its duties, and may utilize such personnel and facilities of the department and board of industrial insurance appeals as it shall need without charge. All expenses of this committee shall be paid by the department.

~~((The workmen's compensation advisory committee created by this section shall conduct a study of the advisability and necessity of deposits by self-insurers into the reserve fund to guarantee the payments of pensions established pursuant to this title, and shall report its findings and recommendations on this study to the department, and the department shall transmit said findings and recommendations to the next regular session of the legislature.))~~

Sec. 79. Section 72, chapter 62, Laws of 1933 ex. sess. as last amended by section 1, chapter 182, Laws of 1955 and RCW 66.08.028 are each amended to read as follows:

The board shall, from time to time, make reports to the governor covering such matters in connection with the administration and enforcement of this title as he may require, and the board shall prepare and forward to the governor annually, to be laid before the legislature, a report for the fiscal ~~((period ending on the thirtieth day of June of 1955 and annually thereafter on the thirtieth day of June of each year, which report shall be a public document, and contain))~~ year containing:

(1) A ~~((detailed))~~ financial statement and balance sheet showing in general the condition of the business and its operation during the year ~~((; and in detail the price paid for all liquor purchased, including the amount of each purchase and the price thereof));~~

(2) ~~((A statement of the nature and amount of the business transacted by each vendor during the year covered by the report;~~

~~((3)))~~ (3) A summary of all prosecutions for infractions and the results thereof;

~~((4)))~~ (3) General information and remarks; and

~~((5)))~~ (4) Any further information requested by the governor.

Sec. 80. Section 3, chapter 55, Laws of 1933 and RCW 67.16.015 are each amended to read as follows:

The commission shall organize by electing one of its members chairman, and shall appoint and employ a secretary, and such other clerical, office, and other help as is necessary in the performance of the duties imposed upon it by this chapter. The commission shall keep detailed records of all meetings and of the business transacted therein, and of all the collections and disbursements(~~(, reports of which shall be embodied in a biennial report which the)~~). The commission shall prepare and submit an annual report to the governor (~~(on or before the thirty-first day of December preceding the date of the expiration of the term of office of any member of the commission, and it shall cover the activities of the commission for the preceding biennial period, or portion thereof as to the first report, to the first day of December))~~). All records of the commission shall be public records and as such, subject to public inspection. (~~(The director of general administration shall provide office accommodations for the commission at the state capitol, unless the commission deems it more advantageous to have its office established elsewhere.)~~)

Sec. 81. Section 9, chapter 55, Laws of 1933 as last amended by section 7, chapter 148, Laws of 1965 and RCW 67.16.100 are each amended to read as follows:

In addition to the license fees required by this chapter the licensee shall pay to the commission five percent of the gross receipts of all parimutuel machines at each race meet, which sums shall be paid daily to the commission.

All sums paid to the commission, together with all sums collected for license fees under the provisions of this chapter, shall be disposed of by the commission as follows: Twenty percent thereof shall be retained by the commission for the payment of the salaries of its members, secretary, clerical, office, and other help and all expenses incurred in carrying out the provisions of this chapter. No salary, wages, expenses, or compensation of any kind shall be paid by the state in connection with the work of the commission. Of the remaining eighty percent, forty-seven percent shall, on the next business day following the receipt thereof, be paid to the state treasurer to be deposited in the general fund, and three percent shall, on the next business day following the receipt thereof, be paid to the state treasurer, who is hereby made ex officio treasurer of a fund to be known as the "state trade fair fund" which shall be maintained as a separate and independent fund, and made available to the director of commerce and economic development for the sole purpose of assisting state trade fairs. The remaining thirty percent shall be paid to the state treasurer, who is hereby made ex officio treasurer of a fund to be known as the "fair fund," which shall be maintained as a separate and independent fund outside of the state treasury, and made available to the director of agriculture for the sole purpose of assisting fairs in the manner provided in Title 15 RCW. Any moneys collected or paid to the commission under the terms of this chapter and not expended at the (~~(time of making its report to the legislature,)~~) close of the fiscal biennium shall be paid to the state treasurer and be placed in the general fund. The commission may, with the approval of the office of program planning and fiscal management, retain any sum required for working capital.

Sec. 82. Section 14, chapter 5, Laws of 1973 1st ex. sess. and RCW 70.39.130 are each amended to read as follows:

The commission shall prepare and, prior to each legislative session beginning in January, transmit to the governor and to ~~((members of))~~ the legislature an annual report of commission operations and activities for the preceding fiscal year. This report shall include ~~((a compilation of all summaries and reports required by this chapter, together with))~~ such findings and recommendations as the commission deems necessary.

Sec. 83. Section 4, chapter 197, Laws of 1949 as amended by section 4, chapter 252, Laws of 1959 and RCW 70.40.040 are each amended to read as follows:

In carrying out the purposes of the chapter the director is authorized and directed:

(1) To require such reports, make such inspections and investigations and prescribe such regulations as he deems necessary;

(2) To provide such methods of administration, appoint a head and other personnel of the section and take such other action as may be necessary to comply with the requirements of the federal act and the regulations thereunder;

(3) To procure in his discretion the temporary or intermittent services of experts or consultants or organizations thereof, by contract, when such services are to be performed on a part time or fee for service basis and do not involve the performance of administrative duties;

(4) To the extent that he considers desirable to effectuate the purposes of this chapter, to enter into agreements for the utilization of the facilities and services of other departments, agencies, and institutions public or private;

(5) To accept on behalf of the state and to deposit with the state treasurer, any grant, gift, or contribution made to assist in meeting the cost of carrying out the purposes of this chapter, and to expend the same for such purpose; and

(6) To make an annual report to the governor on activities ~~((and expenditures))~~ pursuant to this chapter, including recommendations for such additional legislation as the director considers appropriate to furnish adequate hospital and medical facilities to the people of this state.

Sec. 84. Section 72.01.320, chapter 28, Laws of 1959 and RCW 72.01.320 are each amended to read as follows:

The director shall examine into the conditions and needs of the several state institutions under his control and ~~((on or before the first day of December of the year preceding the session of the legislature))~~ report in writing to the governor the condition of each institution ~~((and what amount of money he deems advisable to appropriate for its maintenance and betterment, having reference to the probable growth of the institution, its general welfare and the purpose of its creation))~~.

~~((On or before the first Tuesday after the convening of each regular session of the legislature))~~ The director shall ~~((make to))~~ also provide the governor and legislature a full report of the activities of his department each fiscal year, incorporating therein suggestions respecting legislation for the benefit of the several institutions under his control and in the interests of improved administration generally. ~~((Such report shall contain the reports made to the director by the executive officer of each institution or so much thereof as in his opinion may be proper. There shall be published in the report a complete list of the officers and employees of the department and the several institutions and the annual salary paid to each.))~~

Sec. 85. Section 32, chapter 171, Laws of 1961 and RCW 72.01.420 are each amended to read as follows:

The director (~~of institutions~~) shall make or cause to be made at least yearly an inspection of all jails and detention facilities, and shall in addition have the following powers and duties:

(1) To establish recommended procedures concerned with the safekeeping, health, and welfare of all prisoners committed to such jails and other local detention facilities;

(2) To prescribe minimum standards for the operation of jails and other local detention facilities, including the training of personnel;

(3) To have authority to recommend (~~the~~) rules and regulations for the control and discipline of the prisoners;

(4) To make such recommendations to the local sheriff and other officials for the improvement of the jail conditions in such area; and

(5) To maintain adequate records of such jails (~~and make annual reports to the legislature~~).

Sec. 86. Section 5, chapter 273, Laws of 1959 as amended by section 12, chapter 189, Laws of 1971 ex. sess. and RCW 72.60.280 are each amended to read as follows:

The secretary shall prepare (~~and forward to the governor~~) annually a report (~~for the fiscal year ending on the thirtieth day of June of the fiscal year in which the report is made~~) to the governor, which report shall (~~be a public document and~~) contain(~~:~~

~~(1) A detailed financial statement and balance showing in general the condition of the industrial and agricultural programs of the department and their operation during the year; (2))~~ general information concerning institutional industrial and agricultural programs(~~;- and (3))~~) and any further information requested by the governor.

Sec. 87. Section 75.08.020, chapter 12, Laws of 1955 and RCW 75.08.020 are each amended to read as follows:

The director shall devote his time to the duties of his office and enforce the laws and regulations of the director relating to propagation, protection, conservation, preservation, and management of food fish and shellfish.

The director shall purchase, construct, charter, and operate vehicles, boats, and aircraft necessary to properly patrol the shores and waters of the state and the offshore waters in the enforcement of this title and the regulations of the director.

The director shall make an annual report (~~on or before the first day of June of~~) each year to the governor, containing a (~~detailed~~) statement of his official actions, of the operation and result of the laws pertaining to the fish and shellfish industry, (~~the method of taking fish and shellfish, the number of fish and shellfish propagated, and full and complete~~) statistics of the fishing business, and suggestions as to needed legislation whenever he deems it necessary.

Sec. 88. Section 4, chapter 125, Laws of 1911 and RCW 76.04.050 are each amended to read as follows:

The forester may at his discretion, subject to the approval of the board, appoint trained forest assistants, possessing technical qualifications, and may employ necessary clerical assistants, and fix the amount of their respective salaries, which shall be payable in equal monthly installments to each assistant so appointed or employed.

He shall act as secretary of the board, or he may delegate that duty to one of his assistants. He shall, acting under the supervision of the board, and whenever he may deem it necessary to the best interests of the state, cooperate in forest surveys, in forest studies, in forest products studies, in forest fire fighting and patrol, and in the preparation of plans for the protection, management, replacement of trees, wood lots, and timber tracts, with any of the several departments of the governments of other states, and with the government or with the departments of the government of the United States with the Dominion of Canada, or with any province thereof, and with counties, towns, corporations, and individuals within the state of Washington.

He shall, subject to the rules and regulations of the board, have direct charge and supervision of all matters pertaining to forestry, including the forest fire service of the state.

The term "forest fire service" as used in this act shall be held to include all wardens, rangers and help especially employed for preventing or fighting forest fires.

In times of emergency or unusual danger the forester is empowered to mass the forest fire service of the state where its presence might be required by reason of forest fires, and to take charge of, and direct the work of suppressing such fires.

The forester shall enforce all laws for the preservation of the forests within the state, investigate the origin of all forest fires, and vigorously prosecute all violators of this act(~~(; prepare and print for public distribution an abstract of the forest laws and the forest fire laws of Washington, together with such rules and regulations as may be formulated by the board)~~).

The forester may, with the approval of the board, publish for free distribution, information pertaining to forestry, and to forest products, which he may consider of benefit to the people of the state.

~~((It shall be the duty of the forester to annually notify the county clerk in each county where wardens or rangers are appointed, giving the names of such appointees:))~~

The forester shall furnish notices (~~((printed in large letters on cloth,))~~) calling attention to the dangers from forest fires, and to the penalties for the violation of this act; such notices to be posted in conspicuous places by the wardens or rangers in all timbered districts along roads and trails, streams and lakes, frequented by tourists, campers, hunters and fishermen, and in other visited regions.

The forester shall, subject to the approval of the board, prepare all necessary printed forms for use of wardens and rangers, in connection with the granting of applications for permits to burn; for the appointment of wardens and rangers, and any and all forms or blanks required or desirable, and shall supply each warden and ranger with such forms and blanks.

The forester shall become familiar with the location and the areas of all state timbered and cut-over lands, and shall prepare maps of each of the timbered



counties showing the state land therein, ~~((and supply such maps to each warden,))~~ and in all ways that are practical and feasible protect such lands from the dangers of fire, trespass, and the illegal cutting of timber, reporting from time to time direct to the board such information as may be of benefit to the state in the care and protection of its timber.

It shall be the duty of the forester to institute inquiry into the extent, kind, value and condition of all timber lands within the state; the amount of acres, and the value of the timber that is cut and removed each year, to determine what state lands are chiefly valuable for growing timber; the extent to which timber lands are being destroyed by fire; and also to examine into the production, quality and quantity of second growth timber, with a view to ascertaining conditions for reforestation ~~((, and not later than the first day of December of each year, make a written report to the board upon all such tracts so examined by him, together with detailed information as to the work of the forest fire service of the state)).~~

Sec. 89. Section 77.04.060, chapter 36, Laws of 1955 as last amended by section 175, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 77.04.060 are each amended to read as follows:

The state game commission shall hold regular meetings on the first Mondays of January, April, July, and October of each year, and special meetings at such times as may be called by the chairman or by two-thirds majority of the members.

The commission at its first regular meeting after the appointment and qualification of its membership, shall meet at the state capitol and organize by electing one of its members as chairman to serve for a term of two years, and until his successor is elected and qualified, and biennially thereafter the commission shall meet at its office and elect one of its members as chairman, who shall serve for a term of two years and until his successor is elected and qualified.

At such meeting, and at any other meeting after a vacancy in the office of the director of game has occurred, the commission shall elect a director of game by a two-thirds vote of its membership, who shall hold office at the pleasure of the commission. The director shall receive such salary as shall be fixed by the governor in accordance with the provisions of RCW 43.03.040. The said director shall be ex officio secretary of the state game commission, attend its meetings, keep a record of the business transacted by it, and perform such other duties as the commission may direct.

Each member of the commission shall receive twenty-five dollars for each day actually spent in the performance of official duties and travel expenses in connection therewith in going to, attending, and returning from meetings of the commission in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended.

The commission shall ~~((, on or before the last Monday of October in each odd-numbered year,))~~ make a full and complete report of the official business transacted by it ~~((, which report shall be published in pamphlet form))~~ each year.

The commission shall maintain its offices in the principal office of the department of game.

Sec. 90. Section 1, chapter 293, Laws of 1955 as amended by section 1, chapter 129, Laws of 1965 and RCW 79.24.300 are each amended to read as follows:

The state capitol committee may construct parking facilities for the state capitol adequate to provide parking space for automobiles, said parking facilities to be either of a single level, multiple level, or both, and to be either on one site or more than one site and located either on or in close proximity to the capitol grounds, though not necessarily contiguous thereto. The state capitol committee may select such lands as are necessary therefor and acquire them by purchase or condemnation. As an aid to such selection the committee may cause location, topographical, economic, traffic, and other surveys to be conducted, and for this purpose may utilize the services of existing state agencies, may employ personnel, or may contract for the services of any person, firm or corporation. In selecting the location and plans for the construction of the parking facilities the committee shall consider recommendations of the director of general administration.

Space in parking facilities may be rented to the officers and employees of the state on a monthly basis at a rental to be determined by the director of general administration. The state shall not sell gasoline, oil, or any other commodities or perform any services for any vehicles or equipment other than state equipment. ~~((The director of general administration shall include in his biennial report a comprehensive statement on such parking facilities, their location and charges together with any recommendations he may have.))~~

Sec. 91. Section 80.01.090, chapter 14, Laws of 1961 and RCW 80.01.090 are each amended to read as follows:

All proceedings of the commission and all documents and records in its possession shall be public records, and it shall adopt and use an official seal. The commission shall make and submit to the governor and the legislature ~~((a biennial))~~ an annual report containing a statement of the transactions and proceedings of its office, together with the information gathered by the commission and such other facts, suggestions, and recommendations as ~~((may be by it deemed necessary))~~ the governor may require or the legislature request.

Sec. 92. Section 3, chapter 26, Laws of 1967 ex. sess. and RCW 82.01.060 are each amended to read as follows:

The director of revenue, hereinafter in this 1967 amendatory act referred to as the director, through the department of revenue, hereinafter in this 1967 amendatory act referred to as the department, shall:

(1) Assess and collect all taxes and administer all programs relating to taxes which are the responsibility of the tax commission at the time this 1967 amendatory act takes effect or which the legislature may hereafter make the responsibility of the director or of the department;

(2) Make, adopt and publish such rules and regulations as he may deem necessary or desirable to carry out the powers and duties imposed upon him or the department by the legislature: **PROVIDED**, That rules and regulations adopted by the tax commission prior to the effective date of this 1967 amendatory act shall remain in force until such time as they may be revised or rescinded by the director;

(3) Provide by general regulations for an adequate system of departmental review of the actions of the department or of its officers and employees in the assessment or collection of taxes;

(4) Maintain a tax research section with sufficient technical, clerical and other employees to conduct constant observation and investigation of the effectiveness

and adequacy of the revenue laws of this state and of the sister states in order to assist the governor, the legislature and the director in estimation of revenue, analysis of tax measures, and determination of the administrative feasibility of proposed tax legislation and allied problems;

(5) Recommend to the governor (~~(in a report at least sixty days before the meeting of any regular session of the legislature)~~) such amendments, changes in, and modifications of the revenue laws as seem proper and requisite to remedy injustice and irregularities in taxation, and to facilitate the assessment and collection of taxes in the most economical manner.

Sec. 93. Section 5, chapter 158, Laws of 1919 as last amended by section 5, chapter 51, Laws of 1972 ex. sess. and RCW 89.16.050 are each amended to read as follows:

In carrying out the purposes of this chapter, the director of the department of ecology of the state of Washington shall be authorized and empowered:

To make surveys and investigations of the wholly or partially unreclaimed and undeveloped lands in this state and to determine the relative agricultural values, productiveness and uses, and the feasibility and cost of reclamation and development thereof;

To formulate and adopt a sound policy for the reclamation and development of the agricultural resources of the state, and from time to time select for reclamation and development such lands as may be deemed advisable, and the director may in his discretion advise as to the formation and assist in the organization of reclamation districts under the laws of this state;

To purchase the bonds of any reclamation district whose project is approved by the director and which is found to be upon a sound financial basis, to contract with any such district for making surveys and furnishing engineering plans and supervision for the construction of its project, or for constructing or completing its project and to advance money to the credit of the district for any or all of such purposes, and to accept the bonds, coupon notes or coupon warrants of such district in payment therefor, and to expend the moneys appropriated from the reclamation account in the purchase of such bonds, notes or warrants or in carrying out such contracts: **PROVIDED**, That interest not to exceed the annual rate provided for in the bonds, notes or warrants agreed to be purchased, shall be charged and received for all moneys advanced to the district prior to the delivery of the bonds, notes or warrants and the amount of such interest shall be included in the purchase price of such bonds, notes or warrants: **PROVIDED FURTHER**, That no district, the bonds, notes or warrants of which have been purchased by the state under the provisions of the state reclamation act, shall thereafter during the life of said bonds, notes or warrants make expenditures of any kind from the bond or coupon warrant funds of the district or incur obligations chargeable against such funds or issue any additional coupon notes without previous written approval of the director of ecology of the state of Washington, and any obligations incurred without such approval shall be void;

To sell and dispose of any reclamation district bonds acquired by the director, at public or private sale, and to pay the proceeds of such sale into the reclamation account: **PROVIDED**, That such bonds shall not be sold for less than the purchase price plus accrued interest, except in case of a sale to an agency supplied with

money by the United States of America, or to the United States of America in furtherance of refunding operations of any irrigation district, diking or drainage district, or diking or drainage improvement district, now pending or hereafter carried on by such district, in which case the director shall have authority to sell any bonds of such district owned by the state of Washington under the provisions of the state reclamation act, to the United States of America, or other federal agency on such terms as said United States of America, or other federal agency shall prescribe for bonds of the same issue of such district as that held by the state of Washington in connection with such refunding operations;

To borrow money upon the security of any bonds, including refunding bonds, of any reclamation district, acquired by the director, on such terms and rate of interest and over such period of time as the director may see fit, and to hypothecate and pledge reclamation district bonds or refunding bonds acquired by the director as security for such loan. Such loans shall have, as their sole security, the bonds so pledged and the revenues therefrom, and the director shall not have authority to pledge the general credit of the state of Washington: **PROVIDED**, That in reloaning any money so borrowed, or obtained from a sale of bonds it shall be the duty of the director to fix such rates of interest as will prevent impairment of the reclamation revolving account;

To purchase delinquent general tax or delinquent special assessment certificates chargeable against lands included within any reclamation district obligated to the state under the provisions of the state reclamation act, and to purchase lands included in such districts and placed on sale on account of delinquent taxes or delinquent assessments with the same rights, privileges and powers with respect thereto as a private holder and owner of said certificates, or as a private purchaser of said lands: **PROVIDED**, That the director shall be entitled to a delinquent tax certificate upon application to the proper county treasurer therefor without the necessity of a resolution of the board of county commissioners authorizing the issuance of certificates of delinquency required by law in the case of the sale of such certificates to private purchasers;

To sell said delinquent certificates or the lands acquired at sale on account of delinquent taxes or delinquent assessments at public or private sale, and on such conditions as the director shall determine;

To, whenever the director shall deem it advisable, require any district with which he may contract, to provide such safeguards as he may deem necessary to assure bona fide settlement and development of the lands within such district, by securing from the owners of lands therein agreements to limit the amount of their holdings to such acreage as they can properly farm and to sell their excess land holdings at reasonable prices;

To employ all necessary experts, assistants and employees and fix their compensation and to enter into any and all contracts and agreements necessary to carry out the purposes of this chapter;

To have the assistance, cooperation and services of, and the use of the records and files in, all the departments and institutions of the state, particularly the office of the commissioner of public lands, the state department of agriculture, Washington State University, and the University of Washington; and all state officers and the governing authorities of all state institutions are hereby authorized

and directed to cooperate with the director in furthering the purpose of this chapter;

To cooperate with the United States in any plan of land reclamation, land settlement or agricultural development which the congress of the United States may provide and which may effect the development of agricultural resources within the state of Washington, and the director shall have full power to carry out the provisions of any cooperative land settlement act that may be enacted by the United States.

~~((The director shall prepare and report to the legislature, at the commencement of each biennial session, a full statement of his operations and recommendations.))~~

Sec. 94. Section 7, chapter 225, Laws of 1971 ex. sess. and RCW 90.54.070 are each amended to read as follows:

The department shall report to ~~((each regular session of))~~ the legislature:

(1) On the experience of the department, including the progress made and any difficulties encountered, in formulating, adopting, and maintaining a state management program for water resources as provided in RCW 90.54.040(1), and

(2) Make recommendations on legislation necessary to meet these objectives~~((: PROVIDED, That the department shall submit to the next regular or special session, by the first day of said session, a report setting forth, in addition to the information hereinbefore provided, a detailed outline of the basics of the program developed by the department to carry out the direction of RCW 90.54.040(1))).~~

Sec. 95. Section 10, chapter 225, Laws of 1971 ex. sess. and RCW 90.54.090 are each amended to read as follows:

All agencies of state and local government, including counties and municipal and public corporations, shall, whenever possible, carry out powers vested in them in manners which are consistent with the provisions of this chapter. The director of the department of ecology shall submit a report to the legislature~~((, not later than thirty days prior to each regular session, setting forth))~~ at least annually noting any failures by such agencies to comply with the mandate of this section, and the circumstances surrounding such failure.

NEW SECTION. Sec. 96. The following acts or parts of acts are each repealed:

- (1) Section 9, chapter 254, Laws of 1951 and RCW 9.81.130;
- (2) Section 15.32.696, chapter 11, Laws of 1961 and RCW 15.32.696;
- (3) Section 15.60.160, chapter 11, Laws of 1961 and RCW 15.60.160;
- (4) Section 15.64.020, chapter 11, Laws of 1961 and RCW 15.64.020;
- (5) Section 30, chapter 165, Laws of 1927 and RCW 16.44.170;
- (6) Section 10, chapter 226, Laws of 1949 and RCW 18.04.110;
- (7) Section 24, chapter 52, Laws of 1956 and RCW 18.32.060;
- (8) Section 28B.30.320, chapter 223, Laws of 1969 ex. sess. and RCW 28B.30.320;
- (9) Section 11, chapter 277, Laws of 1969 ex. sess., section 8, chapter 132, Laws of 1975 1st ex. sess. and RCW 28B.80.100;
- (10) Section 5, chapter 16, Laws of 1967 ex. sess. and RCW 43.03.140;
- (11) Section 43.07.060, chapter 8, Laws of 1965 and RCW 43.07.060;
- (12) Section 43.07.070, chapter 8, Laws of 1965 and RCW 43.07.070;

- (13) Section 43.07.080, chapter 8, Laws of 1965 and RCW 43.07.080;
- (14) Section 43.92.030, chapter 8, Laws of 1965 and RCW 43.92.030;
- (15) Section 15, chapter 96, Laws of 1961 and RCW 47.42.150;
- (16) Section 47.56.350, chapter 13, Laws of 1961 and RCW 47.56.350;
- (17) Section 6, chapter 82, Laws of 1967 and RCW 70.83.060;
- (18) Section 5, chapter 188, Laws of 1961 and RCW 70.94.340;
- (19) Section 72.16.090, chapter 28, Laws of 1959 and RCW 72.16.090;
- (20) Section 74.09.140, chapter 26, Laws of 1959 and RCW 74.09.140;
- (21) Section 8, chapter 154, Laws of 1923 and RCW 76.12.150;
- (22) Section 84.08.090, chapter 15, Laws of 1961, section 153, chapter 278, Laws of 1975 1st ex. sess. and RCW 84.08.090;
- (23) Section 84.08.100, chapter 15, Laws of 1961 and RCW 84.08.100;
- (24) Section 24, chapter 200, Laws of 1907 and RCW 88.04.270; and
- (25) Section 2, chapter 284, Laws of 1969 ex. sess. and RCW 90.48.295.

Passed the Senate March 8, 1977.

Passed the House March 4, 1977.

Approved by the Governor March 30, 1977, with the exception of section 35 which is vetoed.

Filed in Office of Secretary of State March 30, 1977.

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

"I am returning herewith, without my approval of one section, Senate Bill No. 2133 entitled:

"AN ACT Relating to state government reports and publications."

The specific section I have vetoed is New Section 35 at page 40, lines 15 through 25, which requires each state and local agency to purge its mailing lists each year of all persons not responding positively to inquiries on whether they wish to remain on such lists. The scope of this section is unnecessarily broad, and would, for example, require some agencies which mail valuable but unsolicited information to large segments of the population to curtail such activities. In many cases such mailings are required by law. Furthermore, section 35 would severely restrict the ability of our state institutions of higher learning to regularly solicit donations from their alumni or to keep their large constituencies informed of continuing educational opportunities. Even members of the legislature and other state and local elected officials would have to curtail their mailings.

For the reasons stated above, and because I am confident that the legislature will pass appropriate legislation to deal with the problem of unnecessary mailing expenses because of the use of stale mailing lists, I have vetoed section 35 of Senate Bill No. 2133. The remainder of the bill is approved."

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## CHAPTER 76

[Senate Bill No. 2067]

### TRAFFIC SAFETY EDUCATION PROGRAM—COURSES—INSTRUCTORS—FISCAL SUPPORT

AN ACT Relating to traffic safety education courses; amending section 2, chapter 39, Laws of 1963 as amended by section 1, chapter 218, Laws of 1969 ex. sess. and RCW 46.81.010; amending section 3, chapter 39, Laws of 1963 as amended by section 2, chapter 218, Laws of 1969 ex. sess. and RCW 46.81.020; amending section 8, chapter 39, Laws of 1963 as last amended by section 6, chapter 218, Laws of 1969 ex. sess. and RCW 46.81.070; creating new sections; and adding a new section to chapter 46.81 RCW.

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