

and trust companies, mutual savings banks, loan agencies, and other similar institutions that are performed by the supervisor so long as the supervisor is absent: PROVIDED, That such deputized supervisor shall not have the power to approve or disapprove new charters, licenses, branches, and satellite facilities, unless such action has received the prior written approval of the supervisor. Any person so deputized shall possess the same qualifications as those set out in this section for the supervisor.

Sec. 2. Section 43.19.100, chapter 8, Laws of 1965 and RCW 43.19.100 are each amended to read as follows:

The director of general administration, shall appoint and deputize an assistant director to be known as the supervisor of savings and loan associations, who shall have charge and supervision of the division of savings and loan associations.

With the approval of the director, he may appoint and employ such assistants and personnel as may be necessary to carry on the work of the division.

No person shall be eligible for appointment as supervisor of savings and loan associations unless he is, and for at least two years prior to his appointment has been, a citizen of the United States and a resident of this state, and has had at least two years' practical experience in savings and loan employment, examination, or supervision.

In the event of the supervisor's absence the director of general administration shall have the power to deputize one of the assistants of the supervisor to perform day to day functions that are performed by the supervisor so long as the supervisor is absent: PROVIDED, That such deputized supervisor shall not have the power to approve or disapprove new charters, branches, or satellite facilities. Any person so deputized shall possess the same qualifications as those set out in this section for the supervisor.

Passed the House April 23, 1977.

Passed the Senate May 27, 1977.

Approved by the Governor June 7, 1977.

Filed in Office of Secretary of State June 7, 1977.

CHAPTER 186

[Substitute House Bill No. 125]

STATE SOLDIERS' OR VETERANS' HOMES

AN ACT Relating to public institutions; amending section 72.36.030, chapter 28, Laws of 1959 as amended by section 1, chapter 13, Laws of 1975 and RCW 72.36.030; reenacting and amending section 72.36.040, chapter 28, Laws of 1959 as last amended by section 1, chapter 101, Laws of 1973 and section 102, chapter 154, Laws of 1973 1st ex. sess. and RCW 72.36.040; amending section 72.36.060, chapter 28, Laws of 1959 and RCW 72.36.060; amending section 72.36.070, chapter 28, Laws of 1959 and RCW 72.36.070; amending section 72.36.080, chapter 28, Laws of 1959 as last amended by section 2, chapter 13, Laws of 1975 and RCW 72.36.080; amending section 72.36.090, chapter 28, Laws of 1959 and RCW 72.36.090; creating new sections; and adding new sections to chapter 28, Laws of 1959 and to chapter 72.36 RCW.

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

Section 1. Section 72.36.030, chapter 28, Laws of 1959 as amended by section 1, chapter 13, Laws of 1975 and RCW 72.36.030 are each amended to read as follows:

All honorably discharged (~~soldiers, sailors and marines~~) veterans who have served the United States government in any of its wars, and members of the state militia disabled while in the line of duty, may be admitted to the state soldiers' home at Orting under such rules and regulations as may be adopted by the department: PROVIDED, That such applicants have been actual bona fide ((citizens)) residents of this state at the time of their application, and are indigent and unable to support themselves: PROVIDED FURTHER, That the surviving spouses of all veterans and members of the state militia disabled while in the line of duty, who were members of a soldiers' home or colony or veterans' home in this state or entitled to admission thereto at the time of death, and surviving spouses of all such veterans and members of the state militia, who would have been entitled to admission to a soldiers' home or colony or veterans' home in this state at the time of death, but for the fact that they were not indigent and unable to earn a support for themselves and families, which spouses have since the death of their husbands or wives, become indigent and unable to earn a support for themselves shall be admitted to such home: PROVIDED, FURTHER, That such spouses are not less than fifty years of age and were married and living with their husbands or wives on or before three years prior to the date of their application, and have not been married since the decease of their husbands or wives to any person not a member of a soldiers' home or colony or veterans' home in this state or entitled to admission thereto: AND PROVIDED, FURTHER, That sufficient facilities and resources are available to accommodate such applicant.

Sec. 2. Section 72.36.040, chapter 28, Laws of 1959 as last amended by section 1, chapter 101, Laws of 1973 and section 102, chapter 154, Laws of 1973 1st ex. sess. and RCW 72.36.040 are each reenacted and amended to read as follows:

There is hereby established what shall be known as the "Colony of the State Soldiers' Home." All of the following persons who reside within the limits of Orting school district and have been actual bona fide (~~(citizens))~~ residents of this state (~~((for a period of three years))~~) at the time of their application and who have personal property of less than one thousand five hundred dollars and/or a monthly income insufficient to meet their needs outside of residence in such colony and soldiers' home as determined by (~~(the))~~ standards of the (~~((county welfare))~~) department of veterans' affairs, may be admitted to membership in said colony under such rules and regulations as may be adopted by the department.

(1) All honorably discharged (~~soldiers, sailors and marines,))~~ veterans who have served in the armed forces of the United States during wartime, members of the state militia disabled while in the line of duty, and their respective spouses with whom they have lived for three years prior to application for membership in said colony. Also, the spouse of any such veteran or disabled member of the state militia is eligible for membership in said colony, if such spouse is the widow or widower of a veteran who was a member of a soldiers' home or colony in this state or entitled to admission thereto at the time of death: PROVIDED, That such veterans and members of the state militia shall, while they are members of said colony, be living with their said spouses.

(2) The spouses of all veterans who were members of a soldiers' home or colony in this state or entitled to admission thereto at the time of death, and the spouses of all veterans who would have been entitled to admission to a soldiers' home or

colony in this state at the time of death but for the fact that they were not indigent and unable to support themselves and families, which spouses have since the death of their said husbands or wives become indigent and unable to earn a support for themselves: PROVIDED, That such spouses are not less than fifty years of age and have not been married since the decease of their said husbands or wives to any person not a member of a soldiers' home or colony in this state or entitled to admission thereto. Any resident of said colony may be admitted to the (~~hospital at the~~) state soldiers' home for temporary care when requiring (~~hospital~~) treatment.

Sec. 3. Section 72.36.060, chapter 28, Laws of 1959 and RCW 72.36.060 are each amended to read as follows:

The state treasurer is authorized to receive any and all moneys appropriated or paid by the United States under the act of congress entitled "An Act to provide aid to state or territorial homes for disabled soldiers and sailors of the United States," approved August 27, 1888, or under any other act or acts of congress for the benefit of such homes. Such moneys shall be deposited in the general fund and shall be expended for the maintenance of the soldiers' home and veterans' home.

Sec. 4. Section 72.36.070, chapter 28, Laws of 1959 and RCW 72.36.070 are each amended to read as follows:

There shall be established and maintained in this state a branch of the state soldiers' home, under the name of the "Washington veterans' home," which branch shall be a home for honorably discharged (~~soldiers, sailors and marines~~) veterans who have served the United States government in any of its wars, members of the state militia disabled while in the line of duty, and who are bona fide citizens of the state, and also the (~~wives~~) spouses of such (~~soldiers, sailors and marines~~) veterans.

Sec. 5. Section 72.36.080, chapter 28, Laws of 1959 as last amended by section 2, chapter 13, Laws of 1975 and RCW 72.36.080 are each amended to read as follows:

All of the following persons who have been actual bona fide residents of this state at the time of their application, and who are indigent and unable to earn a support for themselves and families may be admitted to the Washington veterans' home under such rules and regulations as may be adopted by the director: PROVIDED, That sufficient facilities and resources are available to accommodate such person:

(1) All honorably discharged veterans of the armed forces of the United States who have served the United States in any of its wars, and members of the state militia disabled while in the line of duty, and the spouses of such veterans, and members of the state militia: PROVIDED, That such spouse was married to and living with such veteran on or before three years prior to the date of application for admittance, or, if married to him or her since that date, was also a member of a soldiers' home or colony or veterans' home in this state or entitled to admission thereto.

(2) The spouses of all soldiers, sailors, and marines and members of the state militia disabled while in the line of duty, who were members of a soldiers' home or colony or veterans' home in this state or entitled to admission thereto at the time of

death, and spouses of all such soldiers, sailors, and marines and members of the state militia, who would have been entitled to admission to a soldiers' home or colony or veterans' home in this state at the time of death but for the fact that they were not indigent and unable to earn a support for themselves and families, which spouses have since the death of their husbands or wives, become indigent and unable to earn a support for themselves: PROVIDED, That such spouses are not less than fifty years of age and were married and living with their husbands or wives on or before three years prior to the date of their application, and have not been married since the decease of their husbands or wives to any person not a member of a soldiers' home or colony or veterans' home in this state or entitled to admission thereto.

NEW SECTION. Sec. 6. There is added to chapter 28, Laws of 1959 and to chapter 72.36 RCW a new section to read as follows:

The soldiers' home and colony at Orting and the Washington veterans' home at Retsil shall provide both domiciliary and nursing care. The level of domiciliary members shall remain consistent with the facilities available to accommodate those members: PROVIDED, That nothing in this section shall preclude the department from moving residents between nursing and domiciliary care in order to better utilize facilities and maintain the appropriate care for the members.

NEW SECTION. Sec. 7. There is added to chapter 28, Laws of 1959 and to chapter 72.36 RCW a new section to read as follows:

All income of members of the soldiers' home in excess of allowable income shall be deposited in the soldiers' home revolving fund as established in section 55, chapter 269, Laws of 1975 1st ex. sess. (uncodified, and herein continued and reenacted).

(1) Allowable income shall be defined by the rules and regulations adopted by the department: PROVIDED, That the allowable income of members accepted for membership shall not be decreased below one hundred sixty dollars per month during periods that such members are resident thereat.

(2) Disbursements from the soldiers' home revolving fund shall be for the benefit and welfare of all members of the soldiers' home and such disbursements shall be on the authorization of the superintendent or his authorized representative after approval has been received from a duly constituted body representative of the members.

(3) In order to maintain an effective expenditure and revenue control, the soldiers' home revolving fund shall be subject in all respects to chapter 43.88 RCW, but no appropriation shall be required to permit expenditures from such funds.

NEW SECTION. Sec. 8. There is added to chapter 28, Laws of 1959 and to chapter 72.36 RCW a new section to read as follows:

All income of members of the veterans' home in excess of allowable income shall be deposited in the veterans' home revolving fund as established in section 55, chapter 269, Laws of 1975 1st ex. sess. (uncodified, and herein continued and reenacted).

(1) Allowable income shall be defined by the rules and regulations adopted by the department. However, the allowable income of members accepted for membership shall not be decreased below one hundred sixty dollars per month during periods that such members are resident thereat.

(2) Disbursements from the veterans' home revolving fund shall be for the benefit and welfare of all members of the Washington veterans' home and such disbursements shall be on the authorization of the superintendent of the home or his duly authorized representative after approval has been received from a duly constituted body representative of the members.

(3) In order to maintain an effective expenditure and revenue control, the veterans' home revolving fund shall be subject in all respects to chapter 43.88 RCW, but no appropriation shall be required to permit expenditures from such funds.

Sec. 9. Section 72.36.090, chapter 28, Laws of 1959 and RCW 72.36.090 are each amended to read as follows:

The superintendents of the state soldiers' home and colony ((is)) and the state veterans' home are hereby authorized to:

(1) Institute programs of ((~~occupational therapy and~~)) hobby promotion designed to improve the general welfare and mental condition of the persons under ((his)) their supervision;

(2) Provide for the financing of these programs by ((loans)) grants from funds in the superintendent's custody through operation of canteens and exchanges at such institutions;

(3) Limit the hobbies ((~~and occupational therapy~~)) sponsored to projects which will, in ((his)) their judgment, be self-liquidating or self-sustaining.

NEW SECTION. Sec. 10. There is added to chapter 28, Laws of 1959 and to chapter 72.36 RCW a new section to read as follows:

In the maintenance of the Washington soldiers' home and colony and the Washington veterans' home by the state through the department of veterans' affairs, such maintenance shall include, but not be limited to, the provision of members' room and board, medical and dental care, physical and occupational therapy, and recreational activities, with the necessary implementing transportation, equipment, and personnel therefor.

NEW SECTION. Sec. 11. There is added to chapter 28, Laws of 1959 and to chapter 72.36 RCW a new section to read as follows:

For purposes of this chapter, unless the context clearly indicates otherwise, "actual bona fide residents of this state" shall mean persons who have a domicile in the state of Washington immediately prior to application for membership in the soldiers' home or colony or veterans' home. The term "domicile" shall mean a person's true, fixed, and permanent home and place of habitation, and shall be the place where the person intends to remain, and to which the person expects to return when the person leaves without intending to establish a new domicile elsewhere.

NEW SECTION. Sec. 12. If any provision of this 1977 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

Passed the House March 23, 1977.

Passed the Senate May 25, 1977.

Approved by the Governor June 8, 1977.

Filed in Office of Secretary of State June 8, 1977.

CHAPTER 187

[Substitute House Bill No. 153]

PUBLIC WORKS CONTRACTS—RESIDENT EMPLOYEES

AN ACT Relating to public works contracts; amending section 1, chapter 28, Laws of 1972 ex. sess. as amended by section 1, chapter 29, Laws of 1973 1st ex. sess. and RCW 39.16.005; and amending section 2, chapter 246, Laws of 1943 and RCW 39.16.020.

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

Section 1. Section 1, chapter 28, Laws of 1972 ex. sess. as amended by section 1, chapter 29, Laws of 1973 1st ex. sess. and RCW 39.16.005 are each amended to read as follows:

In all contracts let by the state, or any department thereof, or any county, city, ~~((or))~~ town, municipality, or other political subdivision for the erection, construction, alteration, demolition, or repair of any public building, structure, bridge, highway, or any other kind of public work or improvement, the contractor or subcontractor shall employ ninety-five percent or more bona fide Washington residents as employees where more than forty persons are employed, and ninety percent or more bona fide Washington residents as employees where forty or less persons are employed: PROVIDED, That such limitations shall not apply to that portion of any contract in which a manufacturer's warranty on equipment is contingent upon the manufacturer's use of his own factory-trained personnel for installation or repair which places such equipment under warranty. The contractor shall pay the standard prevailing wages for the specific type of construction as determined by the United States department of labor in the city or county where the work is being performed. The term "resident", as used in this chapter, shall mean any person who has been a bona fide resident of the state of Washington for a period of ninety days prior to such employment: PROVIDED, That in contracts involving the expenditure of federal aid funds this chapter shall not be enforced in such manner to conflict with or be contrary to the federal statutes, rules, and regulations prescribing a labor preference to honorably discharged soldiers, sailors, and marines, or prohibiting as unlawful any other preference or discrimination among the citizens of the United States: PROVIDED FURTHER, That this section shall not apply to any employees who are residents of any state bordering on the state of Washington if such bordering state does not restrict the right of a resident of Washington to be employed in the performance of all contracts let by the bordering state, or any department thereof, or any county, city, ~~((or))~~ town, municipality, or other political subdivision for the erection, construction, alteration, demolition, or repair of any public building, structure, bridge, highway, or any other kind of public work or improvement.