

CHAPTER 58

[House Bill No. 136]

UNFAIR LABOR PRACTICES—COMPLAINT FILING PERIOD

AN ACT Relating to unfair labor practice procedures; amending section 3, chapter 215, Laws of 1969 ex. sess. as amended by section 24, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.160; amending section 4, chapter 215, Laws of 1969 ex. sess. as amended by section 25, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.170; and amending section 16, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.150.

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

Sec. 1. Section 3, chapter 215, Laws of 1969 ex. sess. as amended by section 24, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.160 are each amended to read as follows:

The commission is empowered and directed to prevent any unfair labor practice and to issue appropriate remedial orders; PROVIDED, That a complaint shall not be processed for any unfair labor practice occurring more than six months before the filing of the complaint with the commission. This power shall not be affected or impaired by any means of adjustment, mediation or conciliation in labor disputes that have been or may hereafter be established by law.

Sec. 2. Section 4, chapter 215, Laws of 1969 ex. sess. as amended by section 25, chapter 296, Laws of 1975 1st ex. sess. and RCW 41.56.170 are each amended to read as follows:

Whenever a ~~((charge has been made))~~ complaint is filed concerning any unfair labor practice, the commission shall have power to issue and cause to be served a ~~((complaint stating the charges in that respect, and containing a))~~ notice of hearing before the commission at a place therein fixed to be held not less than seven days after the serving of said complaint. Any such complaint may be amended by the commission any time prior to the issuance of an order based thereon. The person so complained of shall have the right to file an answer to the original or amended complaint ~~((within five days after the service of such original or amended complaint))~~ and to appear in person or otherwise to give testimony at the place and time set in the complaint. In the discretion of the commission, any other person may be allowed to intervene in the said proceedings and to present testimony. In any such proceeding the commission shall not be bound by technical rules of evidence prevailing in the courts of law or equity.

Sec. 3. Section 16, chapter 288, Laws of 1975 1st ex. sess. and RCW 41.59.150 are each amended to read as follows:

(1) The commission is empowered to prevent any person from engaging in any unfair labor practice as defined in RCW 41.59.140; PROVIDED, That a complaint shall not be processed for any unfair labor practice occurring more than six months before the filing of the complaint with the

commission. This power shall not be affected by any other means of adjustment or prevention that has been or may be established by agreement, law, equity or otherwise.

(2) If the commission determines that any person has engaged in or is engaging in any such unfair labor practices as defined in RCW 41.59.140, then the commission shall issue and cause to be served upon such person an order requiring such person to cease and desist from such unfair labor practice, and to take such affirmative action as will effectuate the purposes and policy of this chapter, such as the payment of damages and/or the reinstatement of employees.

(3) The commission may petition the superior court for the county in which the main office of the employer is located or wherein the person who has engaged or is engaging in such unfair labor practice resides or transacts business, for the enforcement of its order and for appropriate temporary relief.

Passed the House February 24, 1983.

Passed the Senate April 11, 1983.

Approved by the Governor April 21, 1983.

Filed in Office of Secretary of State April 21, 1983.

CHAPTER 59

[Substitute House Bill No. 148]

SCHOOL DISTRICTS—BUDGET AND ACCOUNTING METHODS

AN ACT Relating to school district budgets and funds; amending section 1, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.400; amending section 2, chapter 118, Laws of 1975-'76 2nd ex. sess. as amended by section 1, chapter 18, Laws of 1980 and RCW 28A.65.405; amending section 5, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.420; amending section 6, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.425; amending section 8, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.435; amending section 9, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.440; amending section 10, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.445; amending section 11, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.450; amending section 13, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.460; amending section 14, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.465; amending section 17, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.480; amending section 18, chapter 118, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.485; amending section 2, chapter 250, Laws of 1981 as amended by section 6, chapter 191, Laws of 1982 and RCW 28A.58.441; amending section 2, chapter 243, Laws of 1975 1st ex. sess. as last amended by section 3, chapter 250, Laws of 1981 and RCW 28A.58.0461; amending section 4, chapter 115, Laws of 1980 as last amended by section 4, chapter 191, Laws of 1982 and RCW 28A.58.035; amending section 28A.59.185, chapter 223, Laws of 1969 ex. sess. as amended by section 12, chapter 191, Laws of 1982 and RCW 28A.59.185; amending section 3, chapter 256, Laws of 1979 ex. sess. and RCW 48.62.030; creating a new section; repealing section 20, chapter 118, Laws of 1975-'76 2nd ex. sess., section 1, chapter 124, Laws of 1975-'76 2nd ex. sess. and RCW 28A.65.495; and providing an effective date.

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