

(d) ~~Position no. 4—stone fruit producer, one year term;~~  
 (e) ~~Position no. 5—fruit tree nurseryman, one year term~~)).

In the event a committee member resigns, is disqualified, or vacates his position on the committee for any other reason the vacancy shall be filled by the director under the provisions of this section governing appointments.

NEW SECTION. Sec. 6. There is added to chapter 15.13 RCW a new section to read as follows:

An advisory committee is hereby established to advise the director in the administration of this chapter.

(1) The committee shall consist of the following members: The president, or an appointee designated by the president, of (a) the Washington state floricultural association, (b) the Washington state bulb association, and (c) the Washington state nursery association; and the director or his designated appointee.

(2) The terms of the members of the committee shall be the same as the terms of the officers for the association set forth in subsection (1) of this section.

NEW SECTION. Sec. 7. There is added to chapter 15.13 RCW a new section to read as follows:

(1) The director is hereby authorized to apply to the superior court of Thurston county for a prompt hearing on, and such court shall have jurisdiction upon, and for cause shown the court shall, without proof that an adequate remedy at law does not exist, grant, a temporary or permanent injunction restraining any person from operating as a nursery dealer without a valid license.

(2) An order restraining any person from operating as a nursery dealer without a valid license shall contain such provision for the payment of pertinent court costs and reasonable attorneys' fees and administrative expenses as is equitable and the court deems appropriate in the circumstances.

NEW SECTION. Sec. 8. Section 9, chapter 33, Laws of 1971 ex. sess. and RCW 15.13.330 are each repealed.

Passed the Senate May 19, 1983.

Passed the House May 18, 1983.

Approved by the Governor June 14, 1983.

Filed in Office of Secretary of State June 14, 1983.

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## CHAPTER 74

[Second Substitute Senate Bill No. 4102]

### MATH AND SCIENCE TEACHERS—HIGHER EDUCATION LOANS

AN ACT Relating to tuition and fees; adding new sections to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15 RCW; and making an appropriation.

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

NEW SECTION. Sec. 1. Unless the context clearly requires otherwise, the definitions in this section apply throughout sections 2 and 3 of this act.

(1) "Institution of higher education" or "institution" means a college or university in the state of Washington which is a member institution of an accrediting association recognized as such by rule of the council for post-secondary education.

(2) "Council" means the council for postsecondary education.

(3) "Eligible student" means a student registered for at least ten credit hours or the equivalent and demonstrates achievement of a 3.00 grade point average for each academic year, who is a resident student as defined by RCW 28B.15.012 through 28B.15.015, who is a "needy student" as defined in RCW 28B.10.802, and who has a declared major in a program leading to a degree in teacher education in a field of science or mathematics, or a certificated teacher who meets the same credit hour and "needy student" requirements and is seeking an additional degree in science or mathematics.

(4) "Public school" means a middle school, junior high school, or high school within the public school system referred to in Article IX of the state Constitution.

(5) "Forgiven" or "to forgive" means to collect service as a teacher in a field of science or mathematics at a public school in the state of Washington in lieu of monetary payment.

(6) "Satisfied" means paid-in-full.

(7) "Borrower" means an eligible student who has received a loan under section 2 of this act.

NEW SECTION. Sec. 2. (1) The council may make long-term loans to eligible students at institutions of higher education from the funds appropriated to the council for this purpose. The amount of any such loan shall not exceed the demonstrated financial need of the student or two thousand five hundred dollars for each academic year whichever is less, and the total amount of such loans to an eligible student shall not exceed ten thousand dollars. The interest rates and terms of deferral of such loans shall be consistent with the terms of the guaranteed loan program established by 20 U.S.C. Sec. 1701 et seq. The period for repaying the loan principal and interest shall be ten years with payments accruing quarterly commencing nine months from the date the borrower graduated. The entire principal and interest of each loan payment shall be forgiven for each payment period in which the borrower teaches science or mathematics in a public school in this state until the entire loan is satisfied or the borrower ceases to teach science or mathematics at a public school in this state. Should the borrower cease to teach science or mathematics at a public school in this state before the time in which the principal and interest on the loan are satisfied, payments on the unsatisfied portion of the principal and interest on the loan shall begin the next payment period and continue until the remainder of the loan is paid.

(2) The council is responsible for collection of loans made under subsection (1) of this section and shall exercise due diligence in such collection, maintaining all necessary records to insure that maximum repayments are made. Collection and servicing of loans under subsection (1) of this section shall be pursued using the full extent of the law, including wage garnishment if necessary, and shall be performed by entities approved for such servicing by the Washington student loan guaranty association or its successor agency. The council is responsible to forgive all or parts of such loans under the criteria established in subsection (1) of this section and shall maintain all necessary records of forgiven payments.

(3) Receipts from the payment of principal or interest or any other subsidies to which the council as lender is entitled, which are paid by or on behalf of borrowers under subsection (1) of this section, shall be deposited with the council for postsecondary education and shall be used to cover the costs of making the loans under subsection (1) of this section, maintaining necessary records, and making collections under subsection (2) of this section. The council shall maintain accurate records of these costs, and all receipts beyond those necessary to pay such costs shall be used to make loans to eligible students.

(4) The council for postsecondary education shall adopt necessary rules to implement this section.

NEW SECTION. Sec. 3. The council for postsecondary education and institutions of higher education shall work cooperatively to implement section 2 of this act and to publicize this program to eligible students.

NEW SECTION. Sec. 4. No loans shall be made after 6 years of the effective date of this act until the program is reviewed by the Legislative Budget Committee and is reenacted by the Legislature.

NEW SECTION. Sec. 5. There is appropriated for the biennium ending June 30, 1985, from the state general fund to the council for postsecondary education the sum of five hundred thousand dollars, or so much thereof as may be necessary to carry out the purposes of this 1983 act. No more than fifty thousand dollars may be used for administrative costs by the council for postsecondary education.

NEW SECTION. Sec. 6. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 7. Sections 1 through 4 of this act are each added to chapter 223, Laws of 1969 ex. sess. and to chapter 28B.15.RCW.

Passed the Senate May 24, 1983.

Passed the House May 24, 1983.

Approved by the Governor June 14, 1983.

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