

~~((6))~~ **(7) Persons killing quail, partridge, and pheasant shall immediately validate their punchcard as provided by rule of the commission.**

~~((7))~~ **(8) Upland bird punchcards required under this section expire March 31st following the date of issuance.**

\*Sec. 19 was vetoed, see message at end of chapter.

**NEW SECTION.** Sec. 20. The following acts or parts of acts are each repealed:

(1) Section 2, chapter 243, Laws of 1979 ex. sess., section 90, chapter 46, Laws of 1983 1st ex. sess. and RCW 75.25.020; and

(2) Section 5, chapter 87, Laws of 1987 and RCW 75.25.125.

**NEW SECTION.** Sec. 21. This act shall take effect on January 1, 1990.

Passed the House April 22, 1989.

Passed the Senate April 22, 1989.

Approved by the Governor May 11, 1989, with the exception of certain items which were vetoed.

Filed in Office of Secretary of State May 11, 1989.

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

"I am returning herewith, without my approval as to sections 18 and 19, Engrossed Substitute House Bill No. 1028 entitled:

"AN ACT Relating to recreational fishing licenses."

Section 18 of this bill provides half-price hunting and fishing licenses to veterans with a service connected disability of 30 percent or greater. Section 19 of this bill creates a reduced rate (\$5) steelhead punch-card for persons under 15 or 70 years and older. Currently, persons in these age brackets pay \$15. To enact these sections will cause the Department of Wildlife the loss of approximately \$160,000 over the next biennium.

I regret denying these groups reduced fees; however, we need to approach the issue of special groups in consistent fashion to avoid greater erosion of the funding for this department. When the Legislature created the Department of Wildlife in 1987 (HB 758), it directed the Wildlife Commission to conduct a study of license fees with its report due by July 1989. At a minimum, the Legislature should review this work before adding to the list of reduced or free licenses.

With the exception of sections 18 and 19, Engrossed Substitute House Bill No. 1028 is approved."

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## CHAPTER 306

[Substitute Senate Bill No. 5293]

### COLLEGES AND UNIVERSITIES—TUITION AND FEES—EXEMPTIONS— CONGRESSIONAL DEPENDENTS AND VIETNAM VETERANS

AN ACT Relating to higher education; amending RCW 28B.15.014, 28B.15.620, and 28A.58.217; and adding new sections to chapter 28B.80 RCW.

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

**\*NEW SECTION.** Sec. 1. A new section is added to chapter 28B.80 RCW to read as follows:

***The higher education coordinating board shall conduct an assessment of upper-division and graduate level programs and courses needed by placebound students living in areas of the state not addressed by the board's branch campus initiative. The assessment shall include consideration of the needs in Clallam and Jefferson counties. The board shall also consider alternatives for the delivery of such programs and courses. The board shall report its findings and recommendations to the governor and the house of representatives and senate committees on higher education by September 1, 1990.***

\*Sec. 1 was vetoed, see message at end of chapter.

**NEW SECTION.** Sec. 2. A new section is added to chapter 28B.80 RCW to read as follows:

The higher education coordinating board may develop and administer demonstration projects designed to prepare and assist persons to obtain a higher education in this state.

Sec. 3. Section 4, chapter 273, Laws of 1971 ex. sess. as last amended by section 1, chapter 362, Laws of 1985 and RCW 28B.15.014 are each amended to read as follows:

The following nonresidents shall be exempted from paying the nonresident tuition and fee differential:

(1) Any person who resides in the state of Washington and who holds a graduate service appointment designated as such by a public institution of higher education or is employed for an academic department in support of the instructional or research programs involving not less than twenty hours per week during the term such person shall hold such appointment.

(2) Any faculty member, classified staff member or administratively exempt employee holding not less than a half time appointment at an institution who resides in the state of Washington, and the dependent children and spouse of such persons.

(3) Active-duty military personnel stationed in the state of Washington and the spouses and dependents of such military personnel.

(4) Any immigrant refugee and the spouse and dependent children of such refugee, if the refugee (a) is on parole status, or (b) has received an immigrant visa, or (c) has applied for United States citizenship.

(5) Any dependent of a member of the United States congress representing the state of Washington.

Sec. 4. Section 22, chapter 279, Laws of 1971 ex. sess. as last amended by section 1, chapter 307, Laws of 1983 and RCW 28B.15.620 are each amended to read as follows:

Notwithstanding any other provision of law, veterans of the Vietnam conflict who have served in the southeast Asia theater of operations attending institutions of higher learning shall be exempted from the payment of any increase in tuition and fees otherwise applicable to any other resident or nonresident student at any institution of higher education, and shall not be

required to pay more than the total amount of tuition and fees paid by veterans of the Vietnam conflict on October 1, 1977: PROVIDED, That for the purposes of this exemption, "veterans of the Vietnam conflict" shall be those persons who have been on active federal service as a member of the armed military or naval forces of the United States between a period commencing August 5, 1964, and ending on May 7, 1975, and who qualify as a resident student under RCW 28B.15.012, and who have enrolled in state institutions of higher education on or before May 7, ((1989)) 1990. This section shall expire June 30, 1995.

**\*Sec. 5, Section 222, chapter 518, Laws of 1987 and RCW 28A.58.217 are each amended to read as follows:**

**(1) ((School districts are hereby authorized to)) The superintendent of public instruction shall contract with the University of Washington for the education of eligible academically highly capable high school students at such early entrance or transition schools as are now or hereafter established and maintained by the university.**

**(2) ((School districts may authorize)) The superintendent of public instruction ((to)) shall allocate all or a portion of the state basic education allocation moneys, state categorical moneys and federal moneys generated by a student attending a University of Washington early entrance or transition school pursuant to this section directly to the university: PROVIDED, That such state moneys shall be expended exclusively for instruction and related activities necessary for students to fulfill the high school graduation requirements established by their school district of enrollment.**

**(3) The superintendent of public instruction shall adopt rules pursuant to chapter ((34.04)) 34.05 RCW implementing subsection (2) of this section.**

**(4) State and federal funds provided to the early entrance program or transition school at the University of Washington may be supplemented with additional payments by other parties as necessary to cover the actual and full costs of instruction and related activities.**

**\*Sec. 5 was vetoed, see message at end of chapter.**

Passed the Senate April 18, 1989.

Passed the House April 13, 1989.

Approved by the Governor May 11, 1989, with the exception of certain items which were vetoed.

Filed in Office of Secretary of State May 11, 1989.

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

"I am returning herewith, without my approval as to sections 1 and 5, Substitute Senate Bill No. 5293 entitled:

"AN ACT Relating to higher education."

Section 1 reenacts RCW 28B.80.330, which requires the Higher Education Coordinating Board to perform planning duties including the preparation of a comprehensive master plan. The plan includes but is not limited to assessments of the state's higher education needs. These assessments may include "the needs of recent high school graduates and place-bound adults. The board should consider the needs of

residents of all geographic areas, but its initial priorities should be applied to heavily populated areas underserved by public institutions.\* The board has already completed its assessment of upper division and graduate level courses and programs needed in heavily populated areas. It can now begin assessing the needs of place-bound students in those areas that are less populated, including Clallam and Jefferson counties.

Section 5 of this bill requires that the Superintendent of Public Instruction: (1) contract with the University of Washington's Early Entrance Program or Transition School; and, (2) allocate state and federal funds generated by the student directly to the University of Washington. Similar language achieving the same result is included in section 9 of Engrossed Substitute House Bill No. 1444, which I have signed into law. To avoid confusion, I have vetoed section 5 of this bill.

With the exception of sections 1 and 5, Substitute Senate Bill No. 5293 is approved.\*

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## CHAPTER 307

[Substitute Senate Bill No. 5018]

### INCORPORATION OF NONPROFIT COOPERATIVES

AN ACT Relating to cooperative associations; amending RCW 18.11.070, 23.86.010, 23.86.030, 23.86.050, 23.86.070, 23.86.080, 23.86.090, 23.86.100, 23.86.160, 23.86.195, 23.86.210, 23.86.220, 23.86.230, 15.35.240, 20.01.030, 24.06.360, 43.07.120, 43.07.130, 43.07.190, and 23A.32.050; reenacting and amending RCW 21.20.320; adding new sections to chapter 23.86 RCW; creating a new section; and repealing RCW 23.86.040, 23.86.060, 23.86.110, 23.86.120, 23.86.130, 23.86.140, 23.86.150, 23.86.180, 24.32.010, 24.32.020, 24.32.030, 24.32.040, 24.32.050, 24.32.060, 24.32.070, 24.32.080, 24.32.090, 24.32.100, 24.32.110, 24.32.150, 24.32.160, 24.32.200, 24.32.210, 24.32.240, 24.32.250, 24.32.260, 24.32.270, 24.32.280, 24.32.290, 24.32.300, 24.32.310, 24.32.320, 24.32.330, 24.32.340, 24.32.350, 24.32.355, 24.32.360, 24.32.400, 24.32.410, 24.32.900, and 21.20.321.

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

**NEW SECTION.** Sec. 1. The legislature finds that since 1921 there have existed in the laws of this state two separate incorporation statutes expressly designed for corporations intending to operate as nonprofit cooperatives. The existence of two cooperative incorporation statutes has been the source of confusion, disparity of treatment, and legal and administrative ambiguities, and the rationale for having two cooperative incorporation statutes is no longer valid. These cooperative incorporation statutes have not been updated with the regularity of this state's business incorporation statutes and, as a result, are deficient in certain respects.

**NEW SECTION.** Sec. 2. A new section is added to chapter 23.86 RCW to read as follows:

The provisions of this chapter relating to domestic cooperative associations shall apply to:

- (1) All cooperative associations organized under this chapter; and
- (2) All agricultural cooperative associations organized under chapter 24.32 RCW. All such agricultural cooperatives are deemed to have been incorporated under this chapter.

**NEW SECTION.** Sec. 3. A new section is added to chapter 23.86 RCW to read as follows: