

The department of ecology is authorized to participate fully in and is empowered to administer all programs of the federal Comprehensive Environmental Response, Compensation and Liability Act (42 U.S.C. 9601 et. seq.), as it exists on the effective date of this act, contemplated for state participation and administration under that act.

NEW SECTION. Sec. 4. There is added to chapter 43.21A RCW a new section to read as follows:

The department of ecology, the department of natural resources, the department of social and health services, and the oil and gas conservation committee are authorized to participate fully in and are empowered to administer all programs of Part C of the federal Safe Drinking Water Act (42 U.S.C. Sec. 300 (h) et. seq.), as it exists on the effective date of this act, contemplated for state participation in administration under the act. The department of ecology is also authorized to participate in any future federal program established under the federal Safe Drinking Water Act which provides matching funding for planning and implementation of a sole source aquifer protection program.

The department of ecology, in the implementation of powers provided herein shall enter into agreements of administration with the departments of social and health services and natural resources and the oil and gas conservation committee to administer those portions of the state program, approved under the federal act, over which the said departments and committee have primary subject-matter authority under existing state law. The departments of social and health services and natural resources and the oil and gas conservation committee are empowered to enter into such agreements and perform the administration contained therein.

NEW SECTION. Sec. 5. 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.

Passed the Senate April 23, 1983.

Passed the House April 21, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 271

[Senate Bill No. 3763]

GUARDIANS—ANNUAL STATEMENT REQUIREMENT MODIFIED

AN ACT Relating to guardians; and amending section 11.88.100, chapter 145, Laws of 1965 as last amended by section 7, chapter 309, Laws of 1977 ex. sess. and RCW 11.88.100.

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

Sec. 1. Section 11.88.100, chapter 145, Laws of 1965 as last amended by section 7, chapter 309, Laws of 1977 ex. sess. and RCW 11.88.100 are each amended to read as follows:

Before letters of guardianship are issued, each guardian or limited guardian shall take and subscribe an oath and, unless dispensed with by order of the court as provided in RCW 11.88.105, file a bond, with sureties to be approved by the court, payable to the state, in such sum as the court may fix, taking into account the character of the assets on hand or anticipated and the income to be received and disbursements to be made, and such bond shall be conditioned substantially as follows:

The condition of this obligation is such, that if the above bound A.B., who has been appointed guardian or limited guardian for C.D., shall faithfully discharge the office and trust of such guardian or limited guardian according to law and shall render a fair and just account of his guardianship or limited guardianship to the superior court of the county of, from time to time as he shall thereto be required by such court, and comply with all orders of the court, lawfully made, relative to the goods, chattels, moneys, care, management, and education of such incompetent or disabled person, or his or her property, and render and pay to such incompetent or disabled person all moneys, goods, chattels, title papers, and effects which may come into the hands or possession of such guardian or limited guardian, at such time and in such manner as the court may order or adjudge, then this obligation shall be void, otherwise to be and remain in full force and effect.

The bond shall be for the use of the incompetent or disabled person, and shall not become void upon the first recovery, but may be put in suit from time to time against all or any one of the obligors, in the name and for the use and benefit of any person entitled by the breach thereof, until the whole penalty is recovered thereon. The court may require an additional bond whenever for any reason it appears to the court that an additional bond should be given.

In all guardianships or limited guardianships of the person, and in all guardianship or limited guardianships of the estate, in which the petition alleges that the alleged incompetent or disabled person has total assets of a value of less than three thousand dollars, the court may dispense with the requirement of a bond pending filing of an inventory confirming that the estate has total assets of less than three thousand dollars: PROVIDED, That the guardian or limited guardian shall swear to report to the court any changes in the total assets of the incompetent or disabled person increasing their value to over three thousand dollars: PROVIDED FURTHER, That said guardian or limited guardian shall file a yearly statement showing the monthly income of the incompetent or disabled person if said monthly income, excluding moneys from state or federal benefits, is over the sum of

~~((two hundred fifty))~~ four hundred dollars per month for any three consecutive months.

Passed the Senate March 30, 1983.

Passed the House April 21, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 272

[Substitute Senate Bill No. 3812]

SURVEYS AND MAPS ACCOUNT—AUTHORIZED USE—FILING AND RECORDING—GUIDE OF PUBLIC PARKS AND RECREATION SITES—FEES

AN ACT Relating to local government; amending section 6, chapter 165, Laws of 1982 and RCW 58.24.060; amending section 7, chapter 165, Laws of 1982 and RCW 58.24.070; and repealing section 8, chapter 165, Laws of 1982 and RCW 58.24.080.

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

Sec. 1. Section 6, chapter 165, Laws of 1982 and RCW 58.24.060 are each amended to read as follows:

There is created in the general fund of the state treasury the surveys and maps account which shall be a separate account consisting of funds received or collected under chapters 58.22 and 58.24 RCW, moneys appropriated to it by law, and moneys deposited in the account from the sale of surveys, maps, map data, publications, and photographs. This account shall be used exclusively by the department of natural resources for carrying out the purposes and provisions of chapters 58.22 and 58.24 RCW ~~((and RCW 43.99-142))~~. Appropriations from the account shall be expended for no other purposes.

Sec. 2. Section 7, chapter 165, Laws of 1982 and RCW 58.24.070 are each amended to read as follows:

A fee ~~((to be established by rule in accordance with chapter 34.04 RCW by the department of natural resources in consultation with the surveys and maps advisory board shall not exceed the actual cost to the department of providing the service, and))~~ of fifteen dollars shall be charged by each county auditor, in addition to any other fees required by law, as a condition precedent to the filing and recording of any surveys, subdivision plats, short plats, and condominium surveys, plats, or maps. Ten percent of the fees imposed under this section shall be credited to the county current expense fund and ninety percent shall be forwarded monthly to the state treasurer to be deposited in the surveys and maps account in the general fund. The fees shall be verified in the same manner as other fees collected by the county auditor. Fees collected under this section shall be expended by the department only for the maintenance, sale, and distribution of survey records information ~~((and publications authorized by RCW 43.99.142))~~.