

(a) The employer is not following proper industrial insurance claims procedures;

(b) The employer's accident prevention program is inadequate; or

(c) Any condition described in RCW 51.14.080 (1) through (5) exists.

(2) Corrective actions may be taken upon the director's initiative or in response to a petition filed under RCW 51.14.090. Corrective actions which may be taken by the director shall include:

(a) Probationary certification for a period of time determined by the director;

(b) Mandatory training for employers in areas including claims management, safety procedures, and administrative reporting requirements; and

(c) Monitoring of the activities of the employer to determine progress towards compliance.

The director shall adopt rules defining the corrective actions which may be taken in response to a given condition.

Corrective actions shall be limited to those described in (a), (b), and (c) of this subsection.

(3) Upon the termination of the corrective action, the director shall review the employer's program for compliance with state statutes and regulations. A written report regarding the employer's compliance shall be provided to the employer and to any party to a petition filed under RCW 51.14.090. If the director determines that compliance has been attained, no further action shall be taken. If compliance has not been attained, the director may take additional corrective action as defined in this section, or proceed toward decertification as described in RCW 51.14.080.

(4) An employer may appeal any action taken by the director under this section. Proceedings during the appeal shall be as prescribed in this title. An appeal by a self-insurer shall not act as a stay of the corrective action, unless the board or court, for good cause shown, orders otherwise.

(5) This section shall not be construed to limit the responsibilities or authority of the department under RCW 51.14.080 or 51.14.090.

Passed the House February 24, 1983.

Passed the Senate April 8, 1983.

Approved by the Governor April 18, 1983.

Filed in Office of Secretary of State April 18, 1983.

CHAPTER 22

[Substitute House Bill No. 47]

MUNICIPAL RESEARCH COUNCIL—MOTOR VEHICLE FUND APPROPRIATIONS—NO ALLOTMENT REDUCTION—SUNSET TERMINATION

AN ACT Relating to the municipal research council; amending section 2, chapter 108, Laws of 1969 as last amended by section 129, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.110.010; amending section 32, chapter 99, Laws of 1979 and RCW 43.131.211;

amending section 74, chapter 99, Laws of 1979 and RCW 43.131.212; adding a new section to chapter 43.88 RCW; providing an effective date; and declaring an emergency.

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

Sec. 1. Section 2, chapter 108, Laws of 1969 as last amended by section 129, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.110.010 are each amended to read as follows:

There shall be a state agency which shall be known as the municipal research council. The council shall be composed of eighteen members. Four members shall be appointed by the president of the senate, with equal representation from each of the two major political parties; four members shall be appointed by the speaker of the house of representatives, with equal representation from each of the two major political parties; one member shall be appointed by the governor(;;); and the other nine members, who shall be city officials, shall be appointed by the board of directors of the Association of Washington Cities. Of the members appointed by the association, at least one shall be an official of a city having a population of twenty thousand or more; at least one shall be an official of a city having a population of one thousand five hundred to twenty thousand; and at least one shall be an official of a town having a population of less than one thousand five hundred.

~~((No members shall be appointed by the speaker of the house of representatives until the second Monday in January, 1971, and no members shall be appointed by the president of the senate until the second Monday in January, 1973. In the meantime the governor shall appoint two additional members, one from each of the two major political parties, and the municipal research council shall consist of ten members only during such interim period until January, 1971.))~~

The terms of members shall be for two years and shall not be dependent upon continuance in legislative or city office. ~~((Vacancies shall be filled in the same manner as original appointments were made. The first members shall be appointed on or before July 31, 1969, and shall take office August 1, 1969.))~~ The terms of all members except legislative members shall commence on the first day of August in every odd-numbered year. The speaker of the house of representatives and the president of the senate shall make their appointments on or before the third Monday in January in each odd-numbered year, and the terms of the members thus appointed shall commence on the third Monday of January in each odd-numbered year. ~~((The terms of the two interim members appointed by the governor shall expire on the third Monday of January in each odd-numbered year until January, 1973, when they shall not be renewed.))~~ Certificates of appointment of all members shall be filed in the offices of the association within ten days after the appointments are made. ~~((The initial meeting of the council shall be held on or before September 1, 1969, and shall be called by the member who is an official of a city having a population of at least twenty thousand~~

~~who shall act as a temporary chairman. At such first meeting, the council shall elect a chairman and a vice chairman and appoint a secretary.))~~

Council members shall receive no compensation but shall be reimbursed ~~((from the municipal research account))~~ for travel expenses at rates in accordance with RCW 43.03.050 and 43.03.060 as now existing or hereafter amended, except that members of the council who are also members of the legislature shall be reimbursed ~~((from such account))~~ at the rates provided by RCW 44.04.120. ~~((None of the funds derived herein from motor vehicle excise taxes shall be used for any other expenses of the council.))~~

NEW SECTION. Sec. 2. There is added to chapter 43.88 RCW a new section to read as follows:

Appropriations of funds to the council from motor vehicle excise taxes shall not be subject to allotment by the office of financial management.

Sec. 3. Section 32, chapter 99, Laws of 1979 and RCW 43.131.211 are each amended to read as follows:

The municipal research council under chapter 43.110 RCW and its powers and duties shall be terminated on June 30, ~~((1983))~~ 1989, as provided in RCW 43.131.212.

Sec. 4. Section 74, chapter 99, Laws of 1979 and RCW 43.131.212 are each amended to read as follows:

The following acts or parts of acts, as now existing or hereafter amended, are each repealed, effective June 30, ~~((1984))~~ 1990:

(1) Section 2, chapter 108, Laws of 1969, section 1, chapter 218, Laws of 1975 1st ex. sess., section 129, chapter 34, Laws of 1975-'76 2nd ex. sess. and RCW 43.110.010; and

(2) Section 82.44.160, chapter 15, Laws of 1961, section 1, chapter 115, Laws of 1961, section 1, chapter 108, Laws of 1969, section 7, chapter 54, Laws of 1974 ex. sess. and RCW 82.44.160.

NEW SECTION. Sec. 5. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect June 30, 1983.

Passed the House February 25, 1983.

Passed the Senate April 8, 1983.

Approved by the Governor April 18, 1983.

Filed in Office of Secretary of State April 18, 1983.

CHAPTER 23

[House Bill No. 83]

HIGHER EDUCATION PERSONNEL BOARD—MEETING LOCATIONS

AN ACT Relating to hearings and meetings of the state higher education personnel board; and amending section 7, chapter 36, Laws of 1969 ex. sess. and RCW 28B.16.070.