

NEW SECTION. Sec. 18. 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 and RCW 28A.65.495 are each hereby repealed.

NEW SECTION. Sec. 19. This act shall apply to school district budgets, financial statements, and bookkeeping and accounting procedures, practices, and principles beginning with fiscal year 1983-'84 starting September 1, 1983. This act shall take effect September 1, 1983.

NEW SECTION. Sec. 20. 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 House February 10, 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 60

[Substitute House Bill No. 187]

### HANDICAPPED—PLACEMENT ALTERNATIVES

AN ACT Relating to state services and programs for the handicapped; amending section 2, chapter 246, Laws of 1975 1st ex. sess. as amended by section 57, chapter 80, Laws of 1977 ex. sess. and RCW 72.33.125; amending section 11, chapter 246, Laws of 1975 1st ex. sess. as amended by section 59, chapter 80, Laws of 1977 ex. sess. and RCW 72.33-.165; and declaring an emergency.

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

Sec. 1. Section 2, chapter 246, Laws of 1975 1st ex. sess. as amended by section 57, chapter 80, Laws of 1977 ex. sess. and RCW 72.33.125 are each amended to read as follows:

(1) In order to provide ongoing points of contact with the handicapped individual and his family so that they may have a place of entry for state services and return to the community as the need may appear; to provide a link between those individuals and services of the community and state operated services so that the individuals with handicapping conditions and their families may have access to the facilities best suited to them throughout the life of the individual; to offer viable alternatives to state residential school admission; and to encourage the placement of persons from state residential schools, the secretary of social and health services or his designee, pursuant to rules and regulations of the department, shall receive applications of persons for care, treatment, hospitalization, support, training, or rehabilitation provided by state programs or services for the handicapped. Written applications shall be submitted in accordance with the following requirements:

(a) In the case of a minor person, the application shall be made by his parents or by the parent, guardian, limited guardian where so authorized, person or agency legally entitled to custody, which application shall be in the form and manner required by the department; and

(b) In the case of an adult person, the application shall be made by such person, by his or her guardian, or limited guardian where so authorized, or agency legally entitled to custody, which application shall be in the form and manner required by the department.

(2) Upon receipt of the written application the secretary shall determine if the individual to receive services has a handicapping condition as defined in RCW 72.33.020 qualifying him for services. In order to determine eligibility for services, the secretary may require a supporting affidavit of a physician or a clinical psychologist, or one of each profession, certifying that the individual is handicapped as herein defined.

(3) After determination of eligibility because of a handicapping condition, the secretary shall determine the necessary services to be provided for the individual. Individuals may be temporarily admitted, for a period not to exceed thirty days, to departmental residential facilities for observation prior to determination of needed services, where such observation is necessary to determine the extent and necessity of services to be provided.

(4) The secretary shall annually advise the persons specified in subsection (1) (a) or (b) of this section that they may, by application, propose program and placement alternatives for care, treatment, hospitalization, support, training, or rehabilitation of the handicapped person.

(5) Upon receipt of an application for alternative care, the secretary shall consult with the applicant and within ninety days of the application determine whether the following criteria are met:

(a) That the alternative plan proposes a less dependent program than the current services provide;

(b) That the alternative plan is appropriate under the goals and objectives of the individual program plan;

(c) That the alternative plan is not in violation of applicable state and federal law; and

(d) That necessary services can reasonably be made available.

(6) If the alternative plan meets all the criteria of subsection (5) of this section, it shall be implemented as soon as reasonable, but not later than one hundred twenty days after completion of the determination process, unless the secretary determines that the alternative plan is more costly than the current plan.

(7) One year after the effective date of this 1983 act, the secretary shall forward to the appropriate legislative committees of the senate and house of representatives a report that includes a description of each application that was denied and the basis for denial.

(8) Within thirty days of the effective date of this 1983 act, the secretary shall submit to the appropriate legislative committees explicit criteria for determining whether an alternative plan is more costly than a current plan as required by subsection (6) of this section.

Sec. 2. Section 11, chapter 246, Laws of 1975 1st ex. sess. as amended by section 59, chapter 80, Laws of 1977 ex. sess. and RCW 72.33.165 are each amended to read as follows:

(1) The secretary of social and health services is authorized to make payments for nonresidential services which exceed the cost of caring for an average individual at home, and which are reasonably necessary for the care, treatment, maintenance, support, and training of handicapped persons, upon application pursuant to RCW 72.33.125. The department shall adopt rules and regulations determining the extent and type of care and training for which the department will pay all or a portion of the costs.

(2) If a developmentally disabled person is the parent of a child who is about to be placed for adoption or foster care by the department, the parent shall be eligible to receive services under this section in order to promote the integrity of the family unit.

NEW SECTION. Sec. 3. 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 immediately.

Passed the House March 22, 1983.

Passed the Senate April 11, 1983.

Approved by the Governor April 21, 1983.

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

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## CHAPTER 61

[Substitute House Bill No. 189]

### METROPOLITAN PARK DISTRICTS—BONDS, WARRANTS, SHORT-TERM OBLIGATIONS

AN ACT Relating to the issuance and sale of bonds by metropolitan park districts; amending section 35.61.100, chapter 7, Laws of 1965 as amended by section 14, chapter 42, Laws of 1970 ex. sess. and RCW 35.61.100; and amending section 35.61.160, chapter 7, Laws of 1965 and RCW 35.61.160.

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

Sec. 1. Section 35.61.100, chapter 7, Laws of 1965 as amended by section 14, chapter 42, Laws of 1970 ex. sess. and RCW 35.61.100 are each amended to read as follows:

Every metropolitan park district through its board of commissioners may contract indebtedness and evidence such indebtedness by the issuance and sale of warrants, short-term obligations as provided by chapter 39.50 RCW, or general obligation bonds, for park, boulevard, aviation landings,