

CHAPTER 84

[House Bill No. 707]

COMMUNITY MENTAL HEALTH AND MENTAL RETARDATION SERVICES--  
FEDERAL MATCHING FUNDS

AN ACT Relating to community mental health and mental retardation services; and amending section 16, chapter 110, Laws of 1967 ex. sess. as amended by section 8, chapter 47, Laws of 1970 ex. sess. and RCW 71.20.110.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 16, chapter 110, Laws of 1967 ex. sess. as amended by section 8, chapter 47, Laws of 1970 ex. sess. and RCW 71.20.110 are each amended to read as follows:

In order to provide additional funds for the coordination of community mental retardation services and to provide community mental retardation or mental health services, the board of county commissioners of each county in the state shall budget and levy annually a tax in a sum equal to the amount which would be raised by a levy of one-fortieth of a mill against the actual value of the taxable property in the county to be used for such purposes: PROVIDED, That all or part of the funds collected from the tax levied for the purposes of this section may be transferred to the state of Washington, department of social and health services, for the purpose of obtaining federal matching funds to provide and coordinate community mental retardation and mental health services. In the event a county elects to transfer such tax funds to the state for this purpose, the state shall grant these moneys and the additional funds received as matching funds to service-providing community agencies in the county which has made such transfer, pursuant to the plan approved by the county, as provided by chapters 71.16, 71.20, 71.24, and 71.28 RCW.

Passed the House March 19, 1971.

Passed the Senate May 5, 1971.

Approved by the Governor May 17, 1971.

Filed in Office of Secretary of State May 18, 1971.

CHAPTER 85

[House Bill No. 738]

WASHINGTON STATE ASSOCIATION OF COUNTIES

AN ACT Relating to counties; changing the name of the Washington state association of county commissioners to the Washington state association of counties; anending section 11, chapter

117, Laws of 1951 and RCW 18.51.100; amending section 36.21.011, chapter 4, Laws of 1963 as amended by section 7, chapter 146, Laws of 1967 ex. sess. and RCW 36.21.011; amending section 36.32.350, chapter 4, Laws of 1963 as amended by section 1, chapter 47, Laws of 1970 ex. sess. and RCW 36.32.350; amending section 36.40.040, chapter 4, Laws of 1963 as amended by section 1, chapter 252, Laws of 1969 ex. sess. and RCW 36.40.040; amending section 3, chapter 120, Laws of 1965 ex. sess. and RCW 36.78.030; amending section 43.32.010, chapter 8, Laws of 1965 and RCW 43.32.010; amending section 3, chapter 147, Laws of 1967 ex. sess. as amended by section 1, chapter 105, Laws of 1969 ex. sess. and RCW 43.59.030; amending section 18, chapter 83, Laws of 1967 ex. sess. as amended by section 1, chapter 171, Laws of 1969 ex. sess. and RCW 47.26.120; amending section 27, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.260; and amending section 8, chapter 183, Laws of 1945 as amended by section 19, chapter 51, Laws of 1967 ex. sess. and RCW 70.46.080.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 11, chapter 117, Laws of 1951 and RCW 18.51.100 are each amended to read as follows:

The director shall appoint an advisory nursing home council to consult with the department. The council shall be comprised of the director who shall serve as chairman ex officio, and ten members and shall include one representative of each of the following organizations or groups except, that the Washington association of licensed nursing homes shall have three members: State medical association, state hospital association, state nurses association, department of social ((~~security~~ [department of public assistance])) and health services, Washington state fire marshal, association of Washington cities, association of ((~~county commissioners~~)) counties. Each member shall hold office for a term of four years, except that any member appointed to fill a vacancy occurring prior to the expiration of the term for which his predecessor was appointed shall be appointed for the remainder of such term and the terms of office of the members first taking office shall expire, as designated at the time of appointment, two at the end of the first year, three at the end of the second year, three at the end of the third year, and two at the end of the fourth year after the date of appointment. Thereafter all appointments shall be for four years. The council shall meet as frequently as the chairman deems necessary, but not less than once each year. Upon request by four or more members, it shall be the duty of the chairman to call a meeting of the council.

Sec. 2. Section 36.21.011, chapter 4, Laws of 1963 as amended by section 7, chapter 146, Laws of 1967 ex. sess. and RCW 36.21.011

are each amended to read as follows:

Any assessor who deems it necessary to enable him to complete the listing and the valuation of the property of his county within the time prescribed by law, (1) may appoint one or more well qualified persons to act as his assistants or deputies; and each such assistant or deputy so appointed shall, under the direction of the assessor, after taking the required oath, perform all the duties enjoined upon, vested in or imposed upon assessors, and (2) may contract with any persons, firms or corporations, who are expert appraisers, to assist in the valuation of property.

To assist each assessor in obtaining adequate and well qualified assistants or deputies, the state department of personnel, after consultation with the Washington state association of county assessors, the Washington state association of ((county commissioners)) counties, and the department of revenue, shall establish by July 1, 1967, and shall thereafter maintain, a classification and salary plan for those employees of an assessor who act as appraisers. The plan shall recommend the salary range and employment qualifications for each position encompassed by it, and shall, to the fullest extent practicable, conform to the classification plan, salary schedules and employment qualifications for state employees performing similar appraisal functions.

If an assessor intends to put such plan into effect in his county, he shall inform the department of revenue and the board of county commissioners of this intent in writing. The department of revenue and the board may thereupon each designate a representative, and such representative or representatives as may be designated by the department of revenue or the board, or both, shall form with the assessor a committee. The committee so formed may, by unanimous vote only, determine the required number of certified appraiser positions and their salaries necessary to enable the county assessor to carry out the requirements relating to revaluation of property in chapter 84.41 RCW. The determination of the committee shall be certified to the board of county commissioners. The committee provided for herein may be formed only once in a period of four calendar years.

After such determination, the assessor may provide, in each of his four next succeeding annual budget estimates, for as many positions as are established in such determination. Each board of county commissioners to which such a budget estimate is submitted shall allow sufficient funds for such positions. An employee may be appointed to a position covered by the plan only if the employee meets the employment qualifications established by the plan.

Sec. 3. Section 36.32.350, chapter 4, Laws of 1963 as amended by section 1, chapter 47, Laws of 1970 ex. sess. and RCW 36.32.350 are each amended to read as follows:

County commissioners may designate the Washington state association of ((county commissioners)) counties as a coordinating agency in the execution of duties imposed by RCW 36.32.335 through 36.32.360 and reimburse the association from county current expense funds in the county commissioners' budget for the costs of any such services rendered: PROVIDED, That the total of such reimbursements from any county in any calendar year shall not exceed a sum equal to the amount which would be raised by a levy of one two-hundredths of a mill against the actual value of the taxable property of the county. Such reimbursement shall be paid on vouchers submitted to the county auditor and approved by the board of county commissioners in the manner provided for the disbursement of other current expense funds and the vouchers shall set forth the nature of the service rendered, supported by affidavit that the service has actually been performed.

Sec. 4. Section 36.40.040, chapter 4, Laws of 1963 as amended by section 1, chapter 252, Laws of 1969 ex. sess. and RCW 36.40.040 are each amended to read as follows;

Upon receipt of the estimates the auditor shall prepare the county budget which shall set forth the complete financial program of the county for the ensuing fiscal year, showing the expenditure program the sources of revenue by which it is to be financed.

The revenue section shall set forth the estimated receipts from sources other than taxation for each office, department, service, or institution for the ensuing fiscal year and the actual receipts for the last completed fiscal year and the estimated surplus at the close of the current fiscal year and the amount proposed to be raised by the taxation.

The expenditure section shall set forth in comparative and tabular form by offices, departments, services, and institutions the estimated expenditures for the ensuing fiscal year, the appropriations for the current fiscal year the actual expenditures for the first six months of the current fiscal year including all contracts or other obligations against current appropriations, and the actual expenditures for the last completed fiscal year.

All estimates or receipts and expenditures for the ensuing year shall be fully detailed in the annual budget and shall be classified and segregated according to a standard classification of accounts to be adopted and prescribed by the state auditor through the division of municipal corporations after consultation with the Washington state association of ((county commissioners)) counties and the Washington state association of elected county officials.

The county auditor shall set forth separately in the annual budget to be submitted to the board for county commissioners the total amount of emergency warrants issued during the preceding fiscal

year, together with a statement showing the amount issued for each emergency, and the board shall include in the annual tax levy, a levy sufficient to raise an amount equal to the total of such warrants: PROVIDED, That the board may fund the warrants or any part thereof into bonds instead of including them in the budget levy.

Sec. 5. Section 3, chapter 120, Laws of 1965 ex. sess. and RCW 36.78.030 are each amended to read as follows:

There is created hereby a county road administration board consisting of nine members who shall be appointed by the executive committee of the Washington state association of ((county commissioners)) counties. Prior to July 1, 1965 the executive committee of the Washington state association of ((county commissioners)) counties shall appoint the first members of the county road administration board: Three members to serve one year; three members to serve two years; and three members to serve three years from July 1, 1965. Upon expiration of the original terms subsequent appointments shall be made by the same appointing authority for three year terms except in the case of a vacancy, in which event the appointment shall be only for the remainder of the unexpired term in which the vacancy has occurred.

Sec. 6. Section 43.32.010, chapter 8, Laws of 1965 and RCW 43.32.010 are each amended to read as follows:

There is created a state design standards committee of seven members, six of which shall be appointed by the executive committee of the Washington state association of ((county commissioners)) counties to hold office at its pleasure and the seventh to be the assistant state director of highways in charge of state aid. The members to be appointed by the executive committee of the Washington state association of ((county commissioners)) counties shall be restricted to the membership of such association or to those holding the office and/or performing the functions of chief engineer in any of the several counties of the state.

Sec. 7. Section 3, chapter 147, Laws of 1967 ex. sess. as amended by section 1, chapter 105, Laws of 1969 ex. sess. and RCW 43.59.030 are each amended to read as follows:

The governor shall be assisted in his duties and responsibilities by the Washington state traffic safety commission. The Washington traffic safety commission shall be comprised of the governor as chairman, the superintendent of public instruction, the director of motor vehicles, the director of highways, the chief of the state patrol, the director of the state department of health, a representative of the association of Washington cities to be appointed by the governor, a member of the association of ((county commissioners)) counties to be appointed by the governor, and a representative of the judiciary to be appointed by the governor.

Appointments to any vacancies among appointee members shall be as in the case of original appointment.

Sec. 8. Section 18, chapter 83, Laws of 1967 ex. sess. as amended by section 1, chapter 171, Laws of 1969 ex. sess. and RCW 47.26.120 are each amended to read as follows:

(1) There is hereby created an urban arterial board of thirteen members, six of whom shall be county members, six of whom shall be city members. The chairman shall be the assistant director of highways for state aid.

(2) Of the county members of the board, one member shall be a county engineer from a county of the first class or larger; one member shall be a county engineer from a county of the second class or smaller; one member shall be an engineer occupying the position of county road administration engineer, created by RCW 36.78.060; one member shall be the chairman of the county road administration board created by RCW 36.78.030; one member shall be a county commissioner from a county of the first class or larger; one member shall be a county commissioner from a county of the second class or smaller. All county members of the board, except the county road administration engineer and the chairman of the county road administration board, shall be appointed. Not more than one county member of the board shall be from one county. For the purposes of this subsection, the term county engineer shall mean the director of public works in any county in which such a position exists.

(3) Of the city members of the board two shall be chief city engineers of cities over twenty thousand population; one shall be a chief city engineer of a city of less than twenty thousand population; two shall be mayors of cities of more than twenty thousand population; and one shall be a mayor of a city of less than twenty thousand population. All of the city members shall be appointed. Not more than one city member of the board shall be from one city. For the purposes of this subsection the term chief city engineer shall mean the director of public works in any city in which such a position exists.

(4) Prior to July 1, 1967, the state highway commission shall appoint the first appointive county members of the board: Two members to serve two years and two members to serve four years from July 1, 1967.

(5) Prior to July 1, 1967, the state highway commission shall appoint the first city members of the board: Three members to serve two years and three members to serve four years from July 1, 1967.

(6) Upon expiration of the original terms subsequent appointments shall be made by the same appointing authority for four year terms except in the case of a vacancy, in which event the appointment shall be only for the remainder of the unexpired term in

which the vacancy has occurred. A vacancy shall be deemed to have occurred on the board when any member elected to public office completes his term of office or is removed therefrom for any reason or when any member employed by a political subdivision terminates such employment for whatsoever reason.

(7) Before appointing any member to the urban arterial board, the state highway commission shall request from the executive committee of the Washington state association of ((county commissioners)) counties, in the case of a county member appointment, and from the executive committee of the association of Washington cities, in the case of a city member appointment, recommendations of at least two eligible persons for each appointment to be made. The commission shall give due consideration to the recommendations submitted to it.

(8) Any member of the board, including the chairman, may designate an official representative to serve on the board in his place with the same authority as the member, subject to the conditions and under the circumstances set forth in rules adopted by the board.

Sec. 9. Section 27, chapter 271, Laws of 1969 ex. sess. and RCW 58.17.260 are each amended to read as follows:

In order that there be a degree of uniformity of survey monumentation throughout the cities, towns and counties of the state of Washington, there is hereby created a joint committee composed of six members to be appointed as follows: The Washington state association of ((county commissioners)) counties shall appoint two county road engineers; the association of Washington cities shall appoint two city engineers; the land surveyors association of Washington shall appoint one member; and the consulting engineers association of Washington shall appoint one member. The joint committee is directed to cooperate with the department of natural resources to establish recommendations pertaining to requirements of survey, monumentation and plat drawings for subdivisions and dedications throughout the state of Washington. The department of natural resources shall publish such recommendation.

Sec. 10. Section 8, chapter 183, Laws of 1945 as amended by section 19, chapter 51, Laws of 1967 ex. sess. and RCW 70.46.080 are each amended to read as follows:

Each health district shall establish a fund to be designated as the "district health fund", in which shall be placed all sums received by the district from any source, and out of which shall be expended all sums disbursed by the district. The county treasurer of the county in the district embracing only one county; or, in a district composed of more than one county the county treasurer of the county having the largest population shall be the custodian of the

fund, and the county auditor of said county shall keep the record of the receipts and disbursements, and shall draw and the county treasurer shall honor and pay all warrants, which shall be approved before issuance and payment as directed by the board: PROVIDED, That in local health departments wherein a city of over one hundred thousand population is a part of said department, the local board of health may pool the funds available for public health purposes in the office of the city treasurer in a special pooling fund to be established and which shall be expended as set forth above.

Each county, city or town which is included in the district shall contribute such sums towards the expense for maintaining and operating the district as shall be agreed upon between it and the local board of health in accordance with guidelines established by the state board of health after consultation with the Washington state association of ((county commissioners)) counties and the association of Washington cities. In the event that no agreement can be reached between the district board of health and the county, city or town, the matter shall be resolved by a board of arbitrators to consist of a representative of the district board of health, a representative from the county, city or town involved, and a third representative to be appointed by the two representatives, but if they are unable to agree, a representative shall be appointed by a judge in the county in which the city or town is located. The determination of the proportionate share to be paid by a county, city or town shall be binding on all parties. Payments into the fund of the district may be made by the county or city or town members during the first year of membership in said district from any funds of the respective county, city or town as would otherwise be available for expenditures for health facilities and services, and thereafter the members shall include items in their respective budgets for payments to finance the health district.

Passed the House April 2, 1971.

Passed the Senate May 6, 1971.

Approved by the Governor May 17, 1971.

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#### CHAPTER 86

[Engrossed Senate Bill No. 153]

CONVICTION UPON NEW TRIAL--

FORMER IMPRISONMENT DEDUCTIBLE

AN ACT Relating to crimes and punishments; and amending section 4, chapter 42, Laws of 1955 as amended by section 47, chapter 81,