

special assistance in carrying out necessary capital improvements to such property and maintenance of the appurtenances thereto, and in the event such property and capital improvements are leased to any organization conducting an agricultural fair pursuant to chapter 15.76 RCW and chapter 257 of the Laws of 1955, such leasehold and such leased property shall be exempt from real and personal property taxation.

NEW SECTION. Sec. 2. This 1973 amendatory 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 Senate March 2, 1973.

Passed the House February 27, 1973.

Approved by the Governor March 19, 1973.

Filed in Office of Secretary of State March 19, 1973.

CHAPTER 118

[House Bill No. 262]

STATE SCHOOL FOR THE BLIND--BOARD OF
TRUSTEES--CREATED

AN ACT Relating to state institutions; adding a new chapter to Title 72 RCW; and creating new sections.

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

NEW SECTION. Section 1. It is the intention of the legislature in creating a board of trustees for the state school for the blind to perform the duties set forth in this chapter, that the board of trustees perform needed advisory services to the legislature and directly to the secretary of the department of social and health services, hereinafter denominated the "secretary", in the development of programs for the blind, and in the operation of the Washington state school for the blind.

NEW SECTION. Sec. 2. There is hereby created a board of trustees for the state school for the blind to be composed of eleven trustees, of whom seven voting members shall be appointed by the governor from a list of nominees to be submitted by the nominating committee in accordance with section 9 of this 1973 act. In making such appointments the governor shall give consideration to geographical exigencies and shall appoint one trustee residing in each of the state's congressional districts. A representative of the parent-teachers association of the Washington state school for the blind, a representative of the Washington council of the blind, a representative of the Washington state association for the blind and

one representative designated by the teacher association, Washington state school for the blind shall each be ex officio and nonvoting members of the board of trustees and shall serve during their respective tenures in such positions.

The initial appointees of the governor to the board of trustees shall draw lots at the first meeting thereof to determine their respective initial terms. One trustee shall serve for one year, one for two years, two for three years, one for four years, and two for five years.

Thereafter the successors of the trustees initially appointed shall be appointed in accordance with procedure of section 9 of this 1973 act by the governor to serve for a term of five years except that any person appointed to fill a vacancy occurring prior to the expiration of any term shall be appointed only for the remainder of the term. V

One trustee shall be a resident and qualified elector from each of the state's seven congressional districts. No voting trustee may be an employee of the state school for the blind, a member of the board of directors of any school district, a member of the governing board of any public or private educational institution, or an elected officer or member of the legislative authority or any municipal corporation.

The board of trustees shall organize itself by electing a chairman from its members. The board shall adopt a seal and may adopt such bylaws, rules, and regulations as it deems necessary for its own government. Four voting members of the board shall constitute a quorum, but a lesser number may adjourn from time to time and may compel the attendance of absent members in such manner as prescribed in its bylaws, rules, or regulations. The superintendent of the state school for the blind shall serve as, or may designate another person to serve as, the secretary of the board, who shall not be deemed to be a member of the board.

NEW SECTION. Sec. 3. Within thirty days of their appointment or July 1, 1973, whichever is sooner, the board of trustees shall organize, adopt bylaws for its own government, and make such rules and regulations not inconsistent with this chapter as they deem necessary. At such organizational meeting it shall elect from among its members a chairman and a vice chairman, each to serve for one year, and annually thereafter shall elect such officers to serve until their successors are appointed or qualified.

NEW SECTION. Sec. 4. Under the general auspices of the secretary of the department of social and health services, the board of trustees of the state school for the blind:

(1) Shall monitor and inspect all existing facilities of the state school for the blind, and report its findings to the secretary;

(2) Shall study and recommend comprehensive programs of education and training and review the admission policy as set forth in RCW 72.40.040 and 72.40.050, and make appropriate recommendations to the secretary;

(3) Shall advise the secretary in selection of qualified candidates for superintendent, members of the faculty and such other administrative officers and other employees, who shall all be subject to chapter 41.06 RCW, the state civil service law, unless specifically exempted by other provisions of law. All employees and personnel classified under chapter 41.06 RCW shall continue, after the effective date of this chapter, to perform their usual duties upon the same terms as formerly, without any loss of rights, subject to any action that may be appropriate thereafter in accordance with the laws and rules governing the state civil service law;

(4) May recommend to the secretary the establishment of new facilities as needs demand;

(5) May recommend to the secretary rules and regulations for the government, management, and operation of such housing facilities deemed necessary or advisable;

(6) May make recommendations to the secretary concerning classrooms and other facilities to be used for summer or night schools, or for public meetings and for any other uses consistent with the use of such classrooms or facilities for the school for the blind;

(7) May make recommendations to the secretary for adoption of rules and regulations for pedestrian and vehicular traffic on property owned, operated, or maintained by the school for the blind;

(8) Shall recommend to the secretary, with the assistance of the faculty, the course of study including vocational training in the school for the blind, in accordance with other applicable provisions of law and rules and regulations;

(9) May grant to every student, upon graduation or completion of a program or course of study, a suitable diploma, nonbaccalaureate degree, or certificate.

(10) Shall participate in the development of, and monitor the enforcement of the rules and regulations pertaining to the school for the blind;

(11) Shall perform any other duties and responsibilities prescribed by the secretary.

NEW SECTION. Sec. 5. The board of trustees shall recommend rules and regulations determining eligibility for and certification of teachers in the state school for the blind, including certification for emergency or temporary, substitute or provisional duty.

NEW SECTION. Sec. 6. Each member of the board of trustees

shall receive per diem as provided in RCW 43.03.050, and necessary expenses and other actual mileage or transportation costs as provided in RCW 43.03.060, and such payments shall be a proper charge to any funds appropriated or allocated for the support of the state school for the blind.

NEW SECTION. Sec. 7. The board of trustees shall meet at least six times each year.

NEW SECTION. Sec. 8. The board of trustees shall appoint a local advisory committee consisting of five or more persons from the local community and surrounding areas to advise the board on any matter relating to the development of vocational programs for the blind or relating to the operation of the state school for the blind.

NEW SECTION. Sec. 9. There is hereby created a nominating committee to select no less than seven nominees for consideration by the governor for initial trustees of the state school for the blind. The nominating committee shall be composed of the superintendent of the state school for the blind, the secretary of the department of social and health services, and the president of the parent-teachers association of the blind school. The members of the nominating committee shall be entitled to per diem and expenses as provided in RCW 43.03.050 and 43.03.060 and such payments shall be a proper charge to the board of trustees of the state school for the blind.

NEW SECTION. Sec. 10. Sections 1 through 9 shall constitute a new chapter in Title 72 RCW.

Passed the House March 3, 1973.

Passed the Senate February 28, 1973.

Approved by the Governor March 19, 1973, with the exception of two items in Section 2 and all of Section 9 which are vetoed.

Filed in Office of Secretary of State March 19, 1973.

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

"I am returning herewith, without my approval as to two items and one section, Engrossed House Bill 262 entitled:

"AN ACT Relating to state institutions."

Engrossed House Bill 262 creates a Board of Trustees for the State School for the Blind. The Board will be able to provide useful assistance to the School for the Blind and to the Department of Social and Health Services in improving the programs offered the students at the school.

The bill provides for seven members appointed by the

Veto
Message

Governor and four ex-officio members. The members appointed by the Governor must be selected from a list of nominees submitted by a nominating committee in accordance with section 9 of the bill.

Veto
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The nominating committee created by section 9 includes the superintendent of the state school for the blind, the secretary of the department of social and health services and the president of the parent-teacher association of the blind school. There is no requirement that more than seven nominees be submitted for the Governor's consideration.

This method of selecting the members of the Board of Trustees is excessively restrictive and does not assure that there will be an opportunity for adequate representation of those interested in the needs of the students at the School for the Blind and the interest of the general public.

Accordingly, I have determined to veto section 9 of the bill and those items in section 2 of the bill which refer to the nominating procedure contained in section 9. With the exception of section 9 and two items in section 2, I have approved the remainder of Engrossed House Bill 262."

CHAPTER 119

[House Bill No. 75]

FOOD AND DRUGS--HARMFUL ALTERATION--PENALTY

AN ACT Relating to certain alterations of edible substances; amending section 264, chapter 249, Laws of 1909 and RCW 69.40.030; and prescribing penalties.

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

Section 1. Section 264, chapter 249, Laws of 1909 and RCW 69.40.030 are each amended to read as follows:

Every person who shall wilfully mingle poison or place any harmful object or substance, including but not limited to pins, tacks, needles, nails, razor blades, wire, or glass in any food, drink ~~((or))~~, medicine, or other edible substance intended or prepared for the use of a human being or who shall knowingly furnish, with intent to harm another person, any food, drink, medicine, or other edible substance containing such poison or harmful object or