

## CHAPTER 97

[House Bill No. 1694]

BACKGROUND CHECK ON TEACHERS IN THE COMMON SCHOOLS—  
EXCEPTION FOR CERTAIN TEACHERS OF OLDER STUDENTS

AN ACT Relating to the personal qualifications of applicants for certificates issued by the superintendent of public instruction; amending RCW 28A.70.005; repealing RCW 28A.70.140; and declaring an emergency.

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

Sec. 1. Section 28A.70.005, chapter 223, Laws of 1969 ex. sess. as last amended by section 8, chapter 486, Laws of 1987 and RCW 28A.70.005 are each amended to read as follows:

The state board of education shall establish, publish, and enforce rules and regulations determining eligibility for and certification of personnel employed in the common schools of this state, including certification for emergency or temporary, substitute or provisional duty and under such certificates or permits as the board shall deem proper or as otherwise prescribed by law. Except for applicants who are applying for certificates which restrict the holder of the certificate to the teaching of students who are sixteen years of age or older, the rules shall require that the initial application for certification shall require a background check of the applicant through the Washington state patrol criminal identification system at the applicant's expense.

The superintendent of public instruction shall act as the administrator of any such rules and regulations and have the power to issue any certificates or permits and revoke the same in accordance with board rules and regulations.

NEW SECTION. Sec. 2. Section 28A.70.140, chapter 223, Laws of 1969 ex. sess., section 145, chapter 176, Laws of 1969 ex. sess., section 1, chapter 55, Laws of 1974 ex. sess., section 136, chapter 275, Laws of 1975 1st ex. sess., section 5, chapter 92, Laws of 1975-'76 2nd ex. sess., section 13, chapter 56, Laws of 1983 and RCW 28A.70.140 are each repealed.

NEW SECTION. Sec. 3. 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.

NEW SECTION. Sec. 4. 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 February 15, 1988.

Passed the Senate March 2, 1988.

Approved by the Governor March 16, 1988.

Filed in Office of Secretary of State March 16, 1988.

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## CHAPTER 98

[Engrossed Substitute House Bill No. 1740]

### HIGHWAY FATALITY MARKERS

AN ACT Relating to highway fatality markers; adding a new section to chapter 47.42 RCW; and providing an expiration date.

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

NEW SECTION. Sec. 1. A new section is added to chapter 47.42 RCW to read as follows:

(1) The department of transportation shall conduct a demonstration project for the installation of highway fatality markers along state route number 26 between the cities of Vantage and Colfax, state route number 270 from the city of Pullman to the Washington and Idaho border, and state route number 195 between the cities of Colfax and Pullman.

(2) As used in this section "highway fatality marker" means a sign designed by the department and placed at or near the location of a traffic fatality. Each marker designates the loss of one life.

(3) The department shall issue permits for the erection and maintenance of highway fatality markers. Application for a permit shall be made on a form furnished by the department. The application shall contain a consent statement from the owner or lessee of the land upon which the marker is to be placed.

(4) The legislative authority of any county, city, or town, and private individuals and groups located within the demonstration project area may apply for permits for the erection and maintenance of highway fatality markers.

(5) An applicant with an approved permit is responsible for the erection and maintenance of the marker as specified in the permit issued by the department.

(6) A member of the immediate family of the deceased for whom a marker has been erected may request that the marker be removed.

(7) The markers shall be installed as close as practicable to the right of way of the highway. The markers shall be placed in such a manner as to maximize the visibility of the marker without obstructing the view of the motoring public.