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HOUSE BILL 1429

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State of Washington                      62nd Legislature                      2011 Regular Session

By Representatives Anderson, Finn, Bailey, Hurst, and Kelley

Read first time 01/21/11. Referred to Committee on State Government & Tribal Affairs.

1            AN ACT Relating to consolidating veterans' programs and benefits  
2 into one title; amending RCW 28A.230.120, 28A.660.040, 28A.660.055,  
3 28B.15.910, 41.16.220, 41.20.050, 42.56.440, 77.32.480, 79A.05.065, and  
4 82.24.290; reenacting and amending RCW 41.06.133 and 68.50.230; adding  
5 new chapters to Title 73 RCW; creating a new section; and recodifying  
6 RCW 2.48.070, 2.48.080, 2.48.090, 2.48.100, 2.48.110, 26.19.045,  
7 28A.230.160, 28A.300.370, 28A.660.050, 28A.660.055, 28B.15.621,  
8 28B.15.910, 37.08.280, 41.04.005, 41.04.007, 41.04.010, 41.16.220,  
9 42.56.440, 43.60A.150, 43.60A.151, 43.60A.152, 43.60A.153, 43.180.250,  
10 46.04.164, 46.16A.215, 46.18.210, 46.18.212, 46.18.230, 46.18.235,  
11 46.18.245, 46.18.265, 46.18.270, 46.18.280, 46.18.295, 46.20.027,  
12 47.01.430, 74.04.635, 74.04.657, 82.24.290, 43.60A.010, 43.60A.020,  
13 43.60A.030, 43.60A.040, 43.60A.050, 43.60A.060, 43.60A.070, 43.60A.075,  
14 43.60A.080, 43.60A.100, 43.60A.110, 43.60A.120, 43.60A.130, 43.60A.140,  
15 43.60A.154, 43.60A.155, 43.60A.160, 43.60A.165, 43.60A.170, 43.60A.175,  
16 43.60A.185, 43.60A.190, 43.60A.195, 43.60A.200, 43.60A.210, 43.60A.215,  
17 43.60A.900, 43.60A.901, 43.60A.902, 43.60A.903, 43.60A.904, 43.60A.905,  
18 43.60A.906, 43.60A.907, 43.60A.908, 43.61.030, 43.61.040, 43.61.060,  
19 43.61.070, 72.36.010, 72.36.020, 72.36.030, 72.36.035, 72.36.037,  
20 72.36.040, 72.36.045, 72.36.050, 72.36.055, 72.36.060, 72.36.070,  
21 72.36.075, 72.36.077, 72.36.090, 72.36.100, 72.36.110, 72.36.115,

1 72.36.120, 72.36.140, 72.36.145, 72.36.150, 72.36.160, 72.36.1601,  
2 72.36.900, 84.39.010, 84.39.020, 84.39.030, 84.39.040, 84.39.050, and  
3 84.39.060.

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

5 **Sec. 1.** RCW 28A.230.120 and 2008 c 185 s 1 are each amended to  
6 read as follows:

7 (1) School districts shall issue diplomas to students signifying  
8 graduation from high school upon the students' satisfactory completion  
9 of all local and state graduation requirements. Districts shall grant  
10 students the option of receiving a final transcript in addition to the  
11 regular diploma.

12 (2) School districts or schools of attendance shall establish  
13 policies and procedures to notify senior students of the transcript  
14 option and shall direct students to indicate their decisions in a  
15 timely manner. School districts shall make appropriate provisions to  
16 assure that students who choose to receive a copy of their final  
17 transcript shall receive such transcript after graduation.

18 ~~((3)(a) A school district may issue a high school diploma to a  
19 person who:~~

20 ~~(i) Is an honorably discharged member of the armed forces of the  
21 United States; and~~

22 ~~(ii) Left high school before graduation to serve in World War II,  
23 the Korean conflict, or the Vietnam era as defined in RCW 41.04.005.~~

24 ~~(b) A school district may issue a diploma to or on behalf of a  
25 person otherwise eligible under (a) of this subsection notwithstanding  
26 the fact that the person holds a high school equivalency certification  
27 or is deceased.~~

28 ~~(c) The superintendent of public instruction shall adopt a form for  
29 a diploma application to be used by a veteran or a person acting on  
30 behalf of a deceased veteran under this subsection (3). The  
31 superintendent of public instruction shall specify what constitutes  
32 acceptable evidence of eligibility for a diploma.))~~

33 NEW SECTION. **Sec. 2.** (1) A school district may issue a high  
34 school diploma to a person who:

1 (a) Is an honorably discharged member of the armed forces of the  
2 United States; and

3 (b) Left high school before graduation to serve in World War II,  
4 the Korean conflict, or the Vietnam era as defined in RCW 41.04.005 (as  
5 recodified by this act).

6 (2) A school district may issue a diploma to or on behalf of a  
7 person otherwise eligible under subsection (1) of this section  
8 notwithstanding the fact that the person holds a high school  
9 equivalency certification or is deceased.

10 (3) The superintendent of public instruction shall adopt a form for  
11 a diploma application to be used by a veteran or a person acting on  
12 behalf of a deceased veteran under this section. The superintendent of  
13 public instruction shall specify what constitutes acceptable evidence  
14 of eligibility for a diploma.

15 **Sec. 3.** RCW 28A.660.040 and 2010 c 235 s 504 are each amended to  
16 read as follows:

17 Alternative route programs under this chapter shall operate one to  
18 four specific route programs. Successful completion of the program  
19 shall make a candidate eligible for residency teacher certification.  
20 The mentor of the teacher candidate at the school and the supervisor of  
21 the teacher candidate from the teacher preparation program must both  
22 agree that the teacher candidate has successfully completed the  
23 program.

24 (1) Alternative route programs operating route one programs shall  
25 enroll currently employed classified instructional employees with  
26 transferable associate degrees seeking residency teacher certification  
27 with endorsements in special education, bilingual education, or English  
28 as a second language. It is anticipated that candidates enrolled in  
29 this route will complete both their baccalaureate degree and  
30 requirements for residency certification in two years or less,  
31 including a mentored internship to be completed in the final year. In  
32 addition, partnership programs shall uphold entry requirements for  
33 candidates that include:

34 (a) District or building validation of qualifications, including  
35 one year of successful student interaction and leadership as a  
36 classified instructional employee;

37 (b) Successful passage of the statewide basic skills exam; and

1 (c) Meeting the age, good moral character, and personal fitness  
2 requirements adopted by rule for teachers.

3 (2) Alternative route programs operating route two programs shall  
4 enroll currently employed classified staff with baccalaureate degrees  
5 seeking residency teacher certification in subject matter shortage  
6 areas and areas with shortages due to geographic location. Candidates  
7 enrolled in this route must complete a mentored internship complemented  
8 by flexibly scheduled training and coursework offered at a local site,  
9 such as a school or educational service district, or online or via  
10 video-conference over the K-20 network, in collaboration with the  
11 partnership program's higher education partner. In addition,  
12 partnership grant programs shall uphold entry requirements for  
13 candidates that include:

14 (a) District or building validation of qualifications, including  
15 one year of successful student interaction and leadership as classified  
16 staff;

17 (b) A baccalaureate degree from a regionally accredited institution  
18 of higher education. The individual's college or university grade  
19 point average may be considered as a selection factor;

20 (c) Successful completion of the subject matter assessment required  
21 by RCW 28A.410.220(3);

22 (d) Meeting the age, good moral character, and personal fitness  
23 requirements adopted by rule for teachers; and

24 (e) Successful passage of the statewide basic skills exam.

25 (3) Alternative route programs seeking funds to operate route three  
26 programs shall enroll individuals with baccalaureate degrees, who are  
27 not employed in the district at the time of application. When  
28 selecting candidates for certification through route three, districts  
29 and approved preparation program providers shall give priority to  
30 individuals who are seeking residency teacher certification in subject  
31 matter shortage areas or shortages due to geographic locations.  
32 Cohorts of candidates for this route shall attend an intensive summer  
33 teaching academy, followed by a full year employed by a district in a  
34 mentored internship, followed, if necessary, by a second summer  
35 teaching academy. In addition, partnership programs shall uphold entry  
36 requirements for candidates that include:

37 (a) A baccalaureate degree from a regionally accredited institution

1 of higher education. The individual's grade point average may be  
2 considered as a selection factor;

3 (b) Successful completion of the subject matter assessment required  
4 by RCW 28A.410.220(3);

5 (c) External validation of qualifications, including demonstrated  
6 successful experience with students or children, such as reference  
7 letters and letters of support from previous employers;

8 (d) Meeting the age, good moral character, and personal fitness  
9 requirements adopted by rule for teachers; and

10 (e) Successful passage of statewide basic skills exam.

11 (4) Alternative route programs operating route four programs shall  
12 enroll individuals with baccalaureate degrees, who are employed in the  
13 district at the time of application, or who hold conditional teaching  
14 certificates or emergency substitute certificates. Cohorts of  
15 candidates for this route shall attend an intensive summer teaching  
16 academy, followed by a full year employed by a district in a mentored  
17 internship. If employed on a conditional certificate, the intern may  
18 serve as the teacher of record, supported by a well-trained mentor. In  
19 addition, partnership programs shall uphold entry requirements for  
20 candidates that include:

21 (a) A baccalaureate degree from a regionally accredited institution  
22 of higher education. The individual's grade point average may be  
23 considered as a selection factor;

24 (b) Successful completion of the subject matter assessment required  
25 by RCW 28A.410.220(3);

26 (c) External validation of qualifications, including demonstrated  
27 successful experience with students or children, such as reference  
28 letters and letters of support from previous employers;

29 (d) Meeting the age, good moral character, and personal fitness  
30 requirements adopted by rule for teachers; and

31 (e) Successful passage of statewide basic skills exam.

32 ~~((5) Applicants for alternative route programs who are eligible  
33 veterans or national guard members and who meet the entry requirements  
34 for the alternative route program for which application is made shall  
35 be given preference in admission.))~~

36 NEW SECTION. **Sec. 4.** Applicants for alternative route programs  
37 under chapter 28A.660 RCW who are eligible veterans or national guard

1 members and who meet the entry requirements for the alternative route  
2 program for which application is made shall be given preference in  
3 admission.

4 **Sec. 5.** RCW 28A.660.055 and 2009 c 192 s 3 are each amended to  
5 read as follows:

6 As used in (~~this~~) chapter 28A.660 RCW, "eligible veteran or  
7 national guard member" means a Washington domiciliary who was an active  
8 or reserve member of the United States military or naval forces, or a  
9 national guard member called to active duty, who served in active  
10 federal service, under either Title 10 or Title 32 of the United States  
11 Code, in a war or conflict fought on foreign soil or in international  
12 waters or in another location in support of those serving on foreign  
13 soil or in international waters, and if discharged from service, has  
14 received an honorable discharge.

15 **Sec. 6.** RCW 28B.15.910 and 2008 c 188 s 3 are each amended to read  
16 as follows:

17 (1) For the purpose of providing state general fund support to  
18 public institutions of higher education, except for revenue waived  
19 under programs listed in subsections (3) and (4) of this section, and  
20 unless otherwise expressly provided in the omnibus state appropriations  
21 act, the total amount of operating fees revenue waived, exempted, or  
22 reduced by a state university, a regional university, The Evergreen  
23 State College, or the community colleges as a whole, shall not exceed  
24 the percentage of total gross authorized operating fees revenue in this  
25 subsection. As used in this section, "gross authorized operating fees  
26 revenue" means the estimated gross operating fees revenue as estimated  
27 under RCW 82.33.020 or as revised by the office of financial  
28 management, before granting any waivers. This limitation applies to  
29 all tuition waiver programs established before or after July 1, 1992.

- |    |                                   |            |
|----|-----------------------------------|------------|
| 30 | (a) University of Washington      | 21 percent |
| 31 | (b) Washington State University   | 20 percent |
| 32 | (c) Eastern Washington University | 11 percent |
| 33 | (d) Central Washington University | 10 percent |
| 34 | (e) Western Washington University | 10 percent |
| 35 | (f) The Evergreen State College   | 10 percent |
| 36 | (g) Community colleges as a whole | 35 percent |

1 (2) The limitations in subsection (1) of this section apply to  
2 waivers, exemptions, or reductions in operating fees contained in the  
3 following:

- 4 (a) RCW 28B.15.014;
- 5 (b) RCW 28B.15.100;
- 6 (c) RCW 28B.15.225;
- 7 (d) RCW 28B.15.380;
- 8 (e) RCW 28B.15.520;
- 9 (f) RCW 28B.15.526;
- 10 (g) RCW 28B.15.527;
- 11 (h) RCW 28B.15.543;
- 12 (i) RCW 28B.15.545;
- 13 (j) RCW 28B.15.555;
- 14 (k) RCW 28B.15.556;
- 15 (l) RCW 28B.15.615;
- 16 (m) RCW 28B.15.621 (2) and (4) (as recodified by this act);
- 17 (n) RCW 28B.15.730;
- 18 (o) RCW 28B.15.740;
- 19 (p) RCW 28B.15.750;
- 20 (q) RCW 28B.15.756;
- 21 (r) RCW 28B.50.259; and
- 22 (s) RCW 28B.70.050.

23 (3) The limitations in subsection (1) of this section do not apply  
24 to waivers, exemptions, or reductions in services and activities fees  
25 contained in the following:

- 26 (a) RCW 28B.15.522;
- 27 (b) RCW 28B.15.540;
- 28 (c) RCW 28B.15.558; and
- 29 (d) RCW 28B.15.621(3) (as recodified by this act).

30 (4) The total amount of operating fees revenue waived, exempted, or  
31 reduced by institutions of higher education participating in the  
32 western interstate commission for higher education western  
33 undergraduate exchange program under RCW 28B.15.544 shall not exceed  
34 the percentage of total gross authorized operating fees revenue in this  
35 subsection.

- |                                      |           |
|--------------------------------------|-----------|
| 36 (a) Washington State University   | 1 percent |
| 37 (b) Eastern Washington University | 3 percent |
| 38 (c) Central Washington University | 3 percent |

1       ~~((5) The institutions of higher education will participate in~~  
2 ~~outreach activities to increase the number of veterans who receive~~  
3 ~~tuition waivers. Colleges and universities shall revise the~~  
4 ~~application for admissions so that all applicants shall have the~~  
5 ~~opportunity to advise the institution that they are veterans who need~~  
6 ~~assistance. If a person indicates on the application for admissions~~  
7 ~~that the person is a veteran who is in need of assistance, then the~~  
8 ~~institution of higher education shall ask the person whether they have~~  
9 ~~any funds disbursed in accordance with the Montgomery GI Bill available~~  
10 ~~to them. Each institution shall encourage veterans to utilize funds~~  
11 ~~available to them in accordance with the Montgomery GI Bill prior to~~  
12 ~~providing the veteran a tuition waiver.))~~

13       NEW SECTION.   **Sec. 7.** The institutions of higher education shall  
14 participate in outreach activities to increase the number of veterans  
15 who receive tuition waivers. Colleges and universities shall revise  
16 the application for admissions so that all applicants shall have the  
17 opportunity to advise the institution that they are veterans who need  
18 assistance. If a person indicates on the application for admissions  
19 that the person is a veteran who is in need of assistance, then the  
20 institution of higher education shall ask the person whether they have  
21 any funds disbursed in accordance with the Montgomery GI Bill available  
22 to them. Each institution shall encourage veterans to utilize funds  
23 available to them in accordance with the Montgomery GI Bill prior to  
24 providing the veteran a tuition waiver.

25       **Sec. 8.** RCW 41.06.133 and 2010 c 2 s 3 and 2010 c 1 s 2 are each  
26 reenacted and amended to read as follows:

27       (1) The director shall adopt rules, consistent with the purposes  
28 and provisions of this chapter and with the best standards of personnel  
29 administration, regarding the basis and procedures to be followed for:

30       (a) The reduction, dismissal, suspension, or demotion of an  
31 employee;

32       (b) Training and career development;

33       (c) Probationary periods of six to twelve months and rejections of  
34 probationary employees, depending on the job requirements of the class,  
35 except that entry level state park rangers shall serve a probationary  
36 period of twelve months;

1 (d) Transfers;

2 (e) Promotional preferences;

3 (f) Sick leaves and vacations;

4 (g) Hours of work;

5 (h) Layoffs when necessary and subsequent reemployment, except for

6 the financial basis for layoffs;

7 (i) The number of names to be certified for vacancies;

8 (j) Adoption and revision of a state salary schedule to reflect the

9 prevailing rates in Washington state private industries and other

10 governmental units. The rates in the salary schedules or plans shall

11 be increased if necessary to attain comparable worth under an

12 implementation plan under RCW 41.06.155 and, for institutions of higher

13 education and related boards, shall be competitive for positions of a

14 similar nature in the state or the locality in which an institution of

15 higher education or related board is located. Such adoption and

16 revision is subject to approval by the director of financial management

17 in accordance with chapter 43.88 RCW;

18 (k) Increment increases within the series of steps for each pay

19 grade based on length of service for all employees whose standards of

20 performance are such as to permit them to retain job status in the

21 classified service. From February 18, 2009, through June 30, 2011, a

22 salary or wage increase shall not be granted to any exempt position

23 under this chapter, except that a salary or wage increase may be

24 granted to employees pursuant to collective bargaining agreements

25 negotiated under chapter 28B.52, 41.56, 47.64, or 41.76 RCW, or

26 negotiated by the nonprofit corporation formed under chapter 67.40 RCW,

27 and except that increases may be granted for positions for which the

28 employer has demonstrated difficulty retaining qualified employees if

29 the following conditions are met:

30 (i) The salary increase can be paid within existing resources; and

31 (ii) The salary increase will not adversely impact the provision of

32 client services;

33 Any agency granting a salary increase from February 15, 2010,

34 through June 30, 2011, to a position exempt under this chapter shall

35 submit a report to the fiscal committees of the legislature no later

36 than July 31, 2011, detailing the positions for which salary increases

37 were granted, the size of the increases, and the reasons for giving the

38 increases;

1 (1) Optional lump sum relocation compensation approved by the  
2 agency director, whenever it is reasonably necessary that a person make  
3 a domiciliary move in accepting a transfer or other employment with the  
4 state. An agency must provide lump sum compensation within existing  
5 resources. If the person receiving the relocation payment terminates  
6 or causes termination with the state, for reasons other than layoff,  
7 disability separation, or other good cause as determined by an agency  
8 director, within one year of the date of the employment, the state is  
9 entitled to reimbursement of the lump sum compensation from the  
10 person((+

11 ~~(m) Providing for veteran's preference as required by existing~~  
12 ~~statutes, with recognition of preference in regard to layoffs and~~  
13 ~~subsequent reemployment for veterans and their surviving spouses by~~  
14 ~~giving such eligible veterans and their surviving spouses additional~~  
15 ~~credit in computing their seniority by adding to their unbroken state~~  
16 ~~service, as defined by the director, the veteran's service in the~~  
17 ~~military not to exceed five years. For the purposes of this section,~~  
18 ~~"veteran" means any person who has one or more years of active military~~  
19 ~~service in any branch of the armed forces of the United States or who~~  
20 ~~has less than one year's service and is discharged with a disability~~  
21 ~~incurred in the line of duty or is discharged at the convenience of the~~  
22 ~~government and who, upon termination of such service, has received an~~  
23 ~~honorable discharge, a discharge for physical reasons with an honorable~~  
24 ~~record, or a release from active military service with evidence of~~  
25 ~~service other than that for which an undesirable, bad conduct, or~~  
26 ~~dishonorable discharge shall be given. However, the surviving spouse~~  
27 ~~of a veteran is entitled to the benefits of this section regardless of~~  
28 ~~the veteran's length of active military service. For the purposes of~~  
29 ~~this section, "veteran" does not include any person who has voluntarily~~  
30 ~~retired with twenty or more years of active military service and whose~~  
31 ~~military retirement pay is in excess of five hundred dollars per~~  
32 ~~month)).~~

33 (2) Rules adopted under this section by the director shall provide  
34 for local administration and management by the institutions of higher  
35 education and related boards, subject to periodic audit and review by  
36 the director.

37 (3) Rules adopted by the director under this section may be  
38 superseded by the provisions of a collective bargaining agreement

1 negotiated under RCW 41.80.001 and 41.80.010 through 41.80.130. The  
2 supersession of such rules shall only affect employees in the  
3 respective collective bargaining units.

4 (4)(a) The director shall require that each state agency report  
5 annually the following data:

6 (i) The number of classified, Washington management service, and  
7 exempt employees in the agency and the change compared to the previous  
8 report;

9 (ii) The number of bonuses and performance-based incentives awarded  
10 to agency staff and the base wages of such employees; and

11 (iii) The cost of each bonus or incentive awarded.

12 (b) A report that compiles the data in (a) of this subsection for  
13 all agencies will be provided annually to the governor and the  
14 appropriate committees of the legislature and must be posted for the  
15 public on the department of personnel's agency web site.

16 (5) From February 15, 2010, until June 30, 2011, no monetary  
17 performance-based awards or incentives may be granted by the director  
18 or employers to employees covered by rules adopted under this section.  
19 This subsection does not prohibit the payment of awards provided for in  
20 chapter 41.60 RCW.

21 NEW SECTION. **Sec. 9.** (1) The director of personnel shall adopt  
22 rules, consistent with the purposes and provisions of chapter 41.06 RCW  
23 and with the best standards of personnel administration, regarding the  
24 basis and procedures to be followed for providing for veteran's  
25 preference as required by existing statutes, with recognition of  
26 preference in regard to layoffs and subsequent reemployment for  
27 veterans and their surviving spouses by giving such eligible veterans  
28 and their surviving spouses additional credit in computing their  
29 seniority by adding to their unbroken state service, as defined by the  
30 director, the veteran's service in the military not to exceed five  
31 years. For the purposes of this section, "veteran" means any person  
32 who has one or more years of active military service in any branch of  
33 the armed forces of the United States or who has less than one year's  
34 service and is discharged with a disability incurred in the line of  
35 duty or is discharged at the convenience of the government and who,  
36 upon termination of such service, has received an honorable discharge,  
37 a discharge for physical reasons with an honorable record, or a release

1 from active military service with evidence of service other than that  
2 for which an undesirable, bad conduct, or dishonorable discharge shall  
3 be given. However, the surviving spouse of a veteran is entitled to  
4 the benefits of this section regardless of the veteran's length of  
5 active military service. For the purposes of this section, "veteran"  
6 does not include any person who has voluntarily retired with twenty or  
7 more years of active military service and whose military retirement pay  
8 is in excess of five hundred dollars per month.

9 (2) Rules adopted under this section by the director shall provide  
10 for local administration and management by the institutions of higher  
11 education and related boards, subject to periodic audit and review by  
12 the director.

13 (3) Rules adopted by the director under this section may be  
14 superseded by the provisions of a collective bargaining agreement  
15 negotiated under RCW 41.80.001 and 41.80.010 through 41.80.130. The  
16 supersession of such rules shall only affect employees in the  
17 respective collective bargaining units.

18 NEW SECTION. **Sec. 10.** The Washington personnel resources board  
19 shall adopt rules, consistent with the purposes and provisions of  
20 chapter 41.06 RCW, and with the best standards of personnel  
21 administration, regarding the basis and procedures to be followed for  
22 providing for veteran's preference as required by existing statutes,  
23 with recognition of preference in regard to layoffs and subsequent  
24 reemployment for veterans and their surviving spouses by giving such  
25 eligible veterans and their surviving spouses additional credit in  
26 computing their seniority by adding to their unbroken state service, as  
27 defined by the board, the veteran's service in the military not to  
28 exceed five years. For the purposes of this section, "veteran" means  
29 any person who has one or more years of active military service in any  
30 branch of the armed forces of the United States or who has less than  
31 one year's service and is discharged with a disability incurred in the  
32 line of duty or is discharged at the convenience of the government and  
33 who, upon termination of such service has received an honorable  
34 discharge, a discharge for physical reasons with an honorable record,  
35 or a release from active military service with evidence of service  
36 other than that for which an undesirable, bad conduct, or dishonorable  
37 discharge shall be given: PROVIDED, HOWEVER, That the surviving spouse

1 of a veteran is entitled to the benefits of this section regardless of  
2 the veteran's length of active military service: PROVIDED FURTHER,  
3 That for the purposes of this section "veteran" does not include any  
4 person who has voluntarily retired with twenty or more years of active  
5 military service and whose military retirement pay is in excess of five  
6 hundred dollars per month.

7 **Sec. 11.** RCW 41.16.220 and 2007 c 218 s 38 are each amended to  
8 read as follows:

9 Any person who was a member of the fire department and within the  
10 provisions of chapter 50, Laws of 1909, as amended, at the time he or  
11 she entered, and who is a veteran, as defined in RCW 41.04.005 (as  
12 recodified by this act), shall have added and accredited to his or her  
13 period of employment as a firefighter as computed under (~~this~~)  
14 chapter 41.16 RCW his or her period of war service in such armed forces  
15 upon payment by him or her of his or her contribution for the period of  
16 his or her absence, at the rate provided by chapter 50, Laws of 1909,  
17 as amended, for other members: PROVIDED, HOWEVER, Such accredited  
18 service shall not in any case exceed five years.

19 **Sec. 12.** RCW 41.20.050 and 1973 1st ex.s. c 181 s 3 are each  
20 amended to read as follows:

21 Whenever a person has been duly appointed, and has served honorably  
22 for a period of twenty-five years, as a member, in any capacity, of the  
23 regularly constituted police department of a city subject to the  
24 provisions of this chapter, the board, after hearing, if one is  
25 requested in writing, may order and direct that such person be retired,  
26 and the board shall retire any member so entitled, upon his written  
27 request therefor. The member so retired hereafter shall be paid from  
28 the fund during his lifetime a pension equal to fifty percent of the  
29 amount of salary at any time hereafter attached to the position held by  
30 the retired member for the year preceding the date of his retirement:  
31 PROVIDED, That, except as to a position higher than that of captain  
32 held for at least three calendar years prior to date of retirement, no  
33 such pension shall exceed an amount equivalent to fifty percent of the  
34 salary of captain, and all existing pensions shall be increased to not  
35 less than three hundred dollars per month as of April 25, 1973:  
36 PROVIDED FURTHER, That a person hereafter retiring who has served as a

1 member for more than twenty-five years, shall have his pension payable  
2 under this section increased by two percent of his salary per year for  
3 each full year of such additional service to a maximum of five  
4 additional years.

5 Any person who has served in a position higher than the rank of  
6 captain for a minimum of three years may elect to retire at such higher  
7 position and receive for his lifetime a pension equal to fifty percent  
8 of the amount of the salary at any time hereafter attached to the  
9 position held by such retired member for the year preceding his date of  
10 retirement: PROVIDED, That such person make the said election to  
11 retire at a higher position by September 1, 1969 and at the time of  
12 making the said election, pay into the relief and pension fund in  
13 addition to the contribution required by RCW 41.20.130: (1) an amount  
14 equal to six percent of that portion of all monthly salaries previously  
15 received upon which a sum equal to six percent has not been previously  
16 deducted and paid into the police relief and pension fund; (2) and such  
17 person agrees to continue paying into the police relief and pension  
18 fund until the date of retirement, in addition to the contributions  
19 required by RCW 41.20.130, an amount equal to six percent of that  
20 portion of monthly salary upon which a six percent contribution is not  
21 currently deducted pursuant to RCW 41.20.130.

22 ~~((Any person affected by this chapter who at the time of entering  
23 the armed services was a member of such police department and is a  
24 veteran as defined in RCW 41.04.005, shall have added to his period of  
25 employment as computed under this chapter, his period of war service in  
26 the armed forces, but such credited service shall not exceed five years  
27 and such period of service shall be automatically added to each  
28 member's service upon payment by him of his contribution for the period  
29 of his absence at the rate provided in RCW 41.20.130.))~~

30 NEW SECTION. **Sec. 13.** Any person affected by chapter 41.20 RCW  
31 who at the time of entering the armed services was a member of a police  
32 department subject to chapter 41.20 RCW and is a veteran as defined in  
33 RCW 41.04.005 (as recodified by this act), shall have added to his or  
34 her period of employment as computed under this chapter, his or her  
35 period of war service in the armed forces, but such credited service  
36 shall not exceed five years and such period of service shall be

1 automatically added to each member's service upon payment by him or her  
2 of his or her contribution for the period of his or her absence at the  
3 rate provided in RCW 41.20.130.

4 **Sec. 14.** RCW 42.56.440 and 2005 c 274 s 424 are each amended to  
5 read as follows:

6 (1) Discharge papers of a veteran of the armed forces of the United  
7 States filed at the office of the county auditor before July 1, 2002,  
8 that have not been commingled with other recorded documents are exempt  
9 from disclosure under (~~this~~) chapter 42.56 RCW. These records will  
10 be available only to the veteran, the veteran's next of kin, a deceased  
11 veteran's properly appointed personal representative or executor, a  
12 person holding that veteran's general power of attorney, or to anyone  
13 else designated in writing by that veteran to receive the records.

14 (2) Discharge papers of a veteran of the armed forces of the United  
15 States filed at the office of the county auditor before July 1, 2002,  
16 that have been commingled with other records are exempt from disclosure  
17 under (~~this~~) chapter 42.56 RCW, if the veteran has recorded a  
18 "request for exemption from public disclosure of discharge papers" with  
19 the county auditor. If such a request has been recorded, these records  
20 may be released only to the veteran filing the papers, the veteran's  
21 next of kin, a deceased veteran's properly appointed personal  
22 representative or executor, a person holding the veteran's general  
23 power of attorney, or anyone else designated in writing by the veteran  
24 to receive the records.

25 (3) Discharge papers of a veteran filed at the office of the county  
26 auditor after June 30, 2002, are not public records, but will be  
27 available only to the veteran, the veteran's next of kin, a deceased  
28 veteran's properly appointed personal representative or executor, a  
29 person holding the veteran's general power of attorney, or anyone else  
30 designated in writing by the veteran to receive the records.

31 (4) For the purposes of this section, next of kin of deceased  
32 veterans have the same rights to full access to the record. Next of  
33 kin are the veteran's widow or widower who has not remarried, son,  
34 daughter, father, mother, brother, and sister.

35 NEW SECTION. **Sec. 15.** Veterans and disabled veterans as defined  
36 in the Vietnam Era Veterans Readjustment Act of 1974, Title 41 C.F.R.,

1 chapter 60, part 60-250, who are on the state patrol's eligible list  
2 may be referred for additional consideration for a vacancy pursuant to  
3 RCW 43.43.340(3).

4 NEW SECTION. **Sec. 16.** Eligible veterans and national guard  
5 members are a target population for workforce education under the green  
6 economy jobs growth initiative in RCW 43.330.310. The evergreen jobs  
7 initiative under RCW 43.330.375 includes projects that create  
8 employment opportunities for veterans and members of the national  
9 guard. The department of commerce must require weatherizing agencies  
10 to create employment opportunities for veterans and national guard  
11 members under RCW 70.164.040.

12 NEW SECTION. **Sec. 17.** To enable a larger number of veteran  
13 contractors to effectively compete for department of transportation  
14 contracts, the department pursuant to RCW 47.28.030 may adopt rules  
15 providing for bids and award of contracts for the performance of work,  
16 or furnishing equipment, materials, supplies, or operating services  
17 whenever any work is to be performed and the engineer's estimate  
18 indicates the cost of the work would not exceed one hundred thousand  
19 dollars.

20 **Sec. 18.** RCW 68.50.230 and 2009 c 102 s 20 and 2009 c 56 s 1 are  
21 each reenacted and amended to read as follows:

22 ((+1)) Whenever any human remains shall have been in the lawful  
23 possession of any person, firm, corporation, or association for a  
24 period of ninety days or more, and the relatives of, or persons  
25 interested in, the deceased person shall fail, neglect, or refuse to  
26 direct the disposition, the human remains may be disposed of by the  
27 person, firm, corporation, or association having such lawful possession  
28 thereof, under and in accordance with rules adopted by the funeral and  
29 cemetery board, not inconsistent with any statute of the state of  
30 Washington or rule adopted by the state board of health.

31 ~~((2)(a) The department of veterans affairs may certify that the~~  
32 ~~deceased person to whom subsection (1) of this section applies was a~~  
33 ~~veteran or the dependent of a veteran eligible for interment at a~~  
34 ~~federal or state veterans' cemetery.~~

1       ~~(b) Upon certification of eligible veteran or dependent of a~~  
2 ~~veteran status under (a) of this subsection, the person, firm,~~  
3 ~~corporation, or association in possession of the veteran's or veteran's~~  
4 ~~dependent's remains shall transfer the custody and control of the~~  
5 ~~remains to the department of veterans affairs.~~

6       ~~(c) The transfer of human remains under (b) of this subsection does~~  
7 ~~not create:~~

8       ~~(i) A private right of action against the state or its officers and~~  
9 ~~employees or instrumentalities, or against any person, firm,~~  
10 ~~corporation, or association transferring the remains; or~~

11       ~~(ii) Liability on behalf of the state, the state's officers,~~  
12 ~~employees, or instrumentalities; or on behalf of the person, firm,~~  
13 ~~corporation, or association transferring the remains.))~~

14       NEW SECTION. Sec. 19. (1) The department of veterans affairs may  
15 certify that the deceased person to whom RCW 68.50.230 applies was a  
16 veteran or the dependent of a veteran eligible for interment at a  
17 federal or state veterans' cemetery.

18       (2) Upon certification of eligible veteran or dependent of a  
19 veteran status under subsection (1) of this section, the person, firm,  
20 corporation, or association in possession of the veteran's or veteran's  
21 dependent's remains shall transfer the custody and control of the  
22 remains to the department of veterans affairs.

23       (3) The transfer of human remains under subsection (2) of this  
24 section does not create:

25       (a) A private right of action against the state or its officers and  
26 employees or instrumentalities, or against any person, firm,  
27 corporation, or association transferring the remains; or

28       (b) Liability on behalf of the state, the state's officers,  
29 employees, or instrumentalities; or on behalf of the person, firm,  
30 corporation, or association transferring the remains.

31       NEW SECTION. Sec. 20. Under RCW 70.58.107, the department of  
32 health may not demand or require a fee for furnishing certified copies  
33 of a birth, death, fetal death, marriage, divorce, annulment, or legal  
34 separation record for use in connection with a claim for compensation  
35 or pension pending before the veterans administration.

1       **Sec. 21.** RCW 77.32.480 and 2007 c 254 s 3 are each amended to read  
2 as follows:

3       Upon written application, a combination fishing license shall be  
4 issued at the reduced rate of five dollars, and all hunting licenses  
5 shall(~~(7)~~) be issued at the reduced rate of a youth hunting license fee  
6 for the following individuals:

7       (1) (~~(A resident sixty five years old or older who is an honorably~~  
8 ~~discharged veteran of the United States armed forces having a service-~~  
9 ~~connected disability;~~

10       ~~(2) A resident who is an honorably discharged veteran of the United~~  
11 ~~States armed forces with a thirty percent or more service-connected~~  
12 ~~disability;~~

13       ~~(3))~~ A resident with a disability who permanently uses a  
14 wheelchair;

15       ~~((+4))~~ (2) A resident who is blind or visually impaired; and

16       ~~((+5))~~ (3) A resident with a developmental disability as defined  
17 in RCW 71A.10.020 with documentation of the disability certified by a  
18 physician licensed to practice in this state.

19       NEW SECTION. **Sec. 22.** Upon written application, the department of  
20 fish and wildlife shall issue a combination fishing license at the  
21 reduced rate of five dollars, and all hunting licenses shall be issued  
22 at the reduced rate of a youth hunting license fee for the following  
23 individuals:

24       (1) A resident sixty-five years old or older who is an honorably  
25 discharged veteran of the United States armed forces having a service-  
26 connected disability; and

27       (2) A resident who is an honorably discharged veteran of the United  
28 States armed forces with a thirty percent or more service-connected  
29 disability.

30       **Sec. 23.** RCW 79A.05.065 and 2010 c 161 s 1163 are each amended to  
31 read as follows:

32       (1)(a) The commission shall grant to any person who meets the  
33 eligibility requirements specified in this section a senior citizen's  
34 pass which shall: (i) Entitle such a person, and members of his or her  
35 camping unit, to a fifty percent reduction in the campsite rental fee

1 prescribed by the commission; and (ii) entitle such a person to free  
2 admission to any state park.

3 (b) The commission shall grant a senior citizen's pass to any  
4 person who applies for the senior citizen's pass and who meets the  
5 following requirements:

6 (i) The person is at least sixty-two years of age;

7 (ii) The person is a domiciliary of the state of Washington and  
8 meets reasonable residency requirements prescribed by the commission;  
9 and

10 (iii) The person and his or her spouse have a combined income that  
11 would qualify the person for a property tax exemption pursuant to RCW  
12 84.36.381. The financial eligibility requirements of this subsection  
13 (1)(b)(iii) apply regardless of whether the applicant for a senior  
14 citizen's pass owns taxable property or has obtained or applied for  
15 such property tax exemption.

16 (c) Each senior citizen's pass granted pursuant to this section is  
17 valid as long as the senior citizen meets the requirements of (b)(ii)  
18 of this subsection. A senior citizen meeting the eligibility  
19 requirements of this section may make a voluntary donation for the  
20 upkeep and maintenance of state parks.

21 (d) A holder of a senior citizen's pass shall surrender the pass  
22 upon request of a commission employee when the employee has reason to  
23 believe the holder fails to meet the criteria in (b) of this  
24 subsection. The holder shall have the pass returned upon providing  
25 proof to the satisfaction of the director that the holder meets the  
26 eligibility criteria for obtaining the senior citizen's pass.

27 (2)(a) Any resident of Washington who is disabled as defined by the  
28 social security administration and who receives social security  
29 benefits for that disability, or any other benefits for that disability  
30 from any other governmental or nongovernmental source, or who is  
31 entitled to benefits for permanent disability under RCW 71A.10.020(3)  
32 due to unemployability full time at the minimum wage, or who is legally  
33 blind or profoundly deaf, or who has been issued a card, decal, or  
34 special license plate for a permanent disability under RCW 46.16.381  
35 shall be entitled to receive, regardless of age and upon making  
36 application therefor, a disability pass at no cost to the holder. The  
37 pass shall: (i) Entitle such a person, and members of his or her

1 camping unit, to a fifty percent reduction in the campsite rental fee  
2 prescribed by the commission; and (ii) entitle such a person to free  
3 admission to any state park.

4 (b) A card, decal, or special license plate issued for a permanent  
5 disability under RCW 46.19.010 may serve as a pass for the holder to  
6 entitle that person and members of the person's camping unit to a fifty  
7 percent reduction in the campsite rental fee prescribed by the  
8 commission, and to allow the holder free admission to state parks.

9 ~~(3) ((Any resident of Washington who is a veteran and has a  
10 service-connected disability of at least thirty percent shall be  
11 entitled to receive a lifetime veteran's disability pass at no cost to  
12 the holder. The pass shall: (a) Entitle such a person, and members of  
13 his or her camping unit, to free use of any campsite within any state  
14 park; (b) entitle such a person to free admission to any state park;  
15 and (c) entitle such a person to an exemption from any reservation  
16 fees.~~

17 ~~(4))~~(a) Any Washington state resident who provides out-of-home  
18 care to a child, as either a licensed foster-family home or a person  
19 related to the child, is entitled to a foster home pass.

20 (b) An applicant for a foster home pass must request a pass in the  
21 manner required by the commission. Upon receipt of a properly  
22 submitted request, the commission shall verify with the department of  
23 social and health services that the applicant qualifies under (a) of  
24 this subsection. Once issued, a foster home pass is valid for the  
25 period, which may not be less than one year, designated by the  
26 commission.

27 (c) When accompanied by a child receiving out-of-home care from the  
28 pass holder, a foster home pass: (i) Entitles such a person, and  
29 members of his or her camping unit, to free use of any campsite within  
30 any state park; and (ii) entitles such a person to free admission to  
31 any state park.

32 (d) For the purposes of this subsection ~~((4))~~ (3):

33 (i) "Out-of-home care" means placement in a foster-family home or  
34 with a person related to the child under the authority of chapter  
35 13.32A, 13.34, or 74.13 RCW;

36 (ii) "Foster-family home" has the same meaning as defined in RCW  
37 74.15.020; and

1 (iii) "Person related to the child" means those persons referred to  
2 in RCW 74.15.020(2)(a) (i) through (vi).

3 ~~((+5))~~ (4) All passes issued pursuant to this section are valid at  
4 all parks any time during the year. However, the pass is not valid for  
5 admission to concessionaire operated facilities.

6 ~~((+6))~~ (5) The commission shall negotiate payment and costs, to  
7 allow holders of a foster home pass free access and usage of park  
8 campsites, with the following nonoperated, nonstate-owned parks:  
9 Central Ferry, Chief Timothy, Crow Butte, and Lyons Ferry. The  
10 commission shall seek state general fund reimbursement on a biennial  
11 basis.

12 ~~((+7))~~ (6) The commission may deny or revoke any Washington state  
13 park pass issued under this section for cause, including but not  
14 limited to the following:

15 (a) Residency outside the state of Washington;

16 (b) Violation of laws or state park rules resulting in eviction  
17 from a state park;

18 (c) Intimidating, obstructing, or assaulting a park employee or  
19 park volunteer who is engaged in the performance of official duties;

20 (d) Fraudulent use of a pass;

21 (e) Providing false information or documentation in the application  
22 for a state parks pass;

23 (f) Refusing to display or show the pass to park employees when  
24 requested; or

25 (g) Failing to provide current eligibility information upon request  
26 by the agency or when eligibility ceases or changes.

27 ~~((+8))~~ (7) This section shall not affect or otherwise impair the  
28 power of the commission to continue or discontinue any other programs  
29 it has adopted for senior citizens.

30 ~~((+9))~~ (8) The commission may engage in a mutually agreed upon  
31 reciprocal or discounted program for all or specific pass programs with  
32 other outdoor recreation agencies.

33 ~~((+10))~~ (9) The commission shall adopt those rules as it finds  
34 appropriate for the administration of this section. Among other  
35 things, the rules shall prescribe a definition of "camping unit" which  
36 will authorize a reasonable number of persons traveling with the person  
37 having a pass to stay at the campsite rented by such a person, a

1 minimum Washington residency requirement for applicants for a senior  
2 citizen's pass, and an application form to be completed by applicants  
3 for a senior citizen's pass.

4 NEW SECTION. **Sec. 24.** Any resident of Washington who is a veteran  
5 and has a service-connected disability of at least thirty percent shall  
6 be entitled to receive a lifetime veteran's disability pass from the  
7 state parks and recreation commission at no cost to the holder. The  
8 pass shall: (1) Entitle such a person, and members of his or her  
9 camping unit, to free use of any campsite within any state park; (2)  
10 entitle such a person to free admission to any state park; and (3)  
11 entitle such a person to an exemption from any reservation fees.

12 **Sec. 25.** RCW 82.24.290 and 1995 c 278 s 14 are each amended to  
13 read as follows:

14 The taxes imposed by (~~this~~) chapter 82.24 RCW do not apply to the  
15 sale of cigarettes to:

16 (1) United States army, navy, air force, marine corps, or coast  
17 guard exchanges and commissaries and navy or coast guard ships' stores;

18 (2) The United States veterans' administration; or

19 (3) Any authorized purchaser from the federal instrumentalities  
20 named in subsection (1) or (2) of this section.

21 NEW SECTION. **Sec. 26.** The following sections are each recodified  
22 as sections in a new chapter in Title 73 RCW:

23 RCW 2.48.070

24 RCW 2.48.080

25 RCW 2.48.090

26 RCW 2.48.100

27 RCW 2.48.110

28 RCW 26.19.045

29 RCW 28A.230.160

30 RCW 28A.300.370

31 RCW 28A.660.050

32 RCW 28A.660.055

33 RCW 28B.15.621

34 RCW 28B.15.910

35 RCW 37.08.280

1 RCW 41.04.005  
2 RCW 41.04.007  
3 RCW 41.04.010  
4 RCW 41.16.220  
5 RCW 42.56.440  
6 RCW 43.60A.150  
7 RCW 43.60A.151  
8 RCW 43.60A.152  
9 RCW 43.60A.153  
10 RCW 43.180.250  
11 RCW 46.04.164  
12 RCW 46.16A.215  
13 RCW 46.18.210  
14 RCW 46.18.212  
15 RCW 46.18.230  
16 RCW 46.18.235  
17 RCW 46.18.245  
18 RCW 46.18.265  
19 RCW 46.18.270  
20 RCW 46.18.280  
21 RCW 46.18.295  
22 RCW 46.20.027  
23 RCW 47.01.430  
24 RCW 74.04.635  
25 RCW 74.04.657  
26 RCW 82.24.290

27 Sections 2, 4, 7, 9, 10, 13, 15 through 17, 19, 20, 22, and 24 of  
28 this act.

29 NEW SECTION. **Sec. 27.** The following chapters are each recodified  
30 as chapters in Title 73 RCW:

- 31 (1) Chapter 43.60A RCW, department of veterans affairs;  
32 (2) Chapter 43.61 RCW, veterans' rehabilitation council;  
33 (3) Chapter 72.36 RCW, soldiers' and veterans' homes and veterans'  
34 cemetery; and  
35 (4) Chapter 84.39 RCW, property tax exemption--widows or widowers  
36 of veterans.

1        NEW SECTION.   **Sec. 28.**   The code reviser shall prepare a bill for  
2        introduction at the next legislative session that corrects references  
3        to the sections affected by this act.

--- END ---