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**SENATE BILL 5403**

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**State of Washington**

**54th Legislature**

**1995 Regular Session**

**By** Senators Fraser, A. Anderson, Rasmussen, Prince, Spanel, Morton, Loveland, Swecker, Snyder, Palmer, Owen, Quigley and Roach

Read first time 01/23/95. Referred to Committee on Ecology & Parks.

1 AN ACT Relating to the Washington state horse park; amending RCW  
2 41.06.070 and 43.19.190; adding a new section to chapter 41.04 RCW;  
3 adding a new section to chapter 41.05 RCW; adding a new section to  
4 chapter 41.40 RCW; adding a new section to chapter 43.01 RCW; adding a  
5 new chapter to Title 67 RCW; and creating a new section.

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

7 NEW SECTION. **Sec. 1.** The legislature finds that:

8 (1) Horses are part of a large, highly diverse, and vital industry  
9 which provides significant economic, employment, recreational, and  
10 educational contributions to residents of and visitors to the state of  
11 Washington;

12 (2) Currently there is no adequate facility in the Pacific  
13 Northwest with the acreage, services, and capacity to host large  
14 regional horse shows, national championships, or Olympics-quality  
15 events to showcase and promote this important Washington industry;

16 (3) Establishing a first-class horse park facility in Washington  
17 would meet important needs of the state's horse industry, attract  
18 investment, enhance recreational opportunities, and bring new

1 exhibitors and tourists to the state from throughout the region and  
2 beyond; and

3 (4) A unique opportunity exists to form a partnership between  
4 state, county, and private interests to create a major horse park  
5 facility that will provide public recreational opportunities and state-  
6 wide economic and employment benefits.

7 It is the purpose of this legislation to create the framework for  
8 such a partnership to facilitate development of the Washington state  
9 horse park.

10 NEW SECTION. **Sec. 2.** Unless the context clearly indicates  
11 otherwise, the definitions in this section apply throughout this  
12 chapter.

13 (1) "Authority" means the Washington state horse park authority  
14 created in section 4 of this act.

15 (2) "Horses" includes all domesticated members of the taxonomic  
16 family Equidae, including but not limited to horses, donkeys, and  
17 mules.

18 (3) "State horse park" means the Washington state horse park  
19 established in section 3 of this act.

20 NEW SECTION. **Sec. 3.** (1) The Washington state horse park is  
21 hereby established, to be located at a site approved by the Washington  
22 state parks and recreation commission. In approving a site for the  
23 state horse park, the commission shall consider areas with large blocks  
24 of land suitable for park development, the distance to various  
25 population centers in the state, the ease of transportation to the site  
26 for large vehicles traveling along either a north-south or an east-west  
27 corridor, and other factors deemed important by the commission.

28 (2) Ownership of land for the state horse park shall be as follows:

29 (a) The state parks and recreation commission is vested with and  
30 shall retain ownership of land provided by the state for the state  
31 horse park. The legislature encourages the state parks and recreation  
32 commission to provide a long-term lease of the selected property to the  
33 Washington state horse park authority at a minimal charge.

34 (b) Land provided for the state horse park by the county in which  
35 the park is located shall remain in the ownership of that county unless  
36 the county determines otherwise. The legislature encourages the county

1 to provide a long-term lease of selected property to the Washington  
2 state horse park authority at a minimal charge.

3 (c) If the authority acquires additional lands through donations,  
4 grants, or other means or with funds generated from revenues from the  
5 operation of the state horse park, the authority shall retain ownership  
6 of those lands. The authority shall also retain ownership of horse  
7 park site improvements paid for by or through donations or gifts to the  
8 authority.

9 (3) Development, promotion, operation, management, and maintenance  
10 of the state horse park is the responsibility of the authority created  
11 in section 4 of this act.

12 (4) The state horse park shall be developed in stages, based on  
13 factors such as the availability of funds, equipment, and other  
14 materials donated by private sources; the availability and willingness  
15 of volunteers to work on park development; and the availability of  
16 revenues generated by the state horse park as it is developed and  
17 utilized.

18 NEW SECTION. **Sec. 4.** (1) The governor shall form a public  
19 nonprofit corporation in the same manner as a private nonprofit  
20 corporation is formed under chapter 24.03 RCW. The public corporation  
21 shall be an instrumentality of the state and shall have all the powers  
22 and be subject to the same restrictions as are permitted or prescribed  
23 to private nonprofit corporations, but shall exercise those powers only  
24 for carrying out the purposes of this chapter and those purposes  
25 necessarily implied therefrom. The public nonprofit corporation shall  
26 be known as the Washington state horse park authority. It shall be the  
27 responsibility of the authority to develop, promote, operate, manage,  
28 and maintain the Washington state horse park.

29 (2)(a) The governor shall appoint a seven-member board of directors  
30 for the public nonprofit corporation. Board members shall serve three-  
31 year terms, except that two of the original appointees shall serve one-  
32 year terms, and two of the original appointees shall serve two-year  
33 terms. A board member may serve consecutive terms. Board members  
34 shall serve without compensation, although they may be reimbursed by  
35 the authority for travel expenses at a rate equivalent to payment of  
36 travel expenses under RCW 43.03.050 and 43.03.060.

37 (b) The governor shall appoint board members as follows:

1 (i) One board member shall represent the interests of the state  
2 parks and recreation commission. In making this appointment, the  
3 governor shall solicit recommendations from the commission;

4 (ii) One board member shall represent the interests of the county  
5 in which the park is located. In making this appointment, the governor  
6 shall solicit recommendations from the county legislative authority;  
7 and

8 (iii) Five board members shall represent the geographic and sports  
9 discipline diversity of equestrian interests in the state, and at least  
10 one of these members shall have business experience relevant to the  
11 organization of horse shows or operation of a horse show facility. In  
12 making these appointments, the governor shall solicit recommendations  
13 from a variety of active horse-related organizations in the state.

14 (3) To allow the public nonprofit corporation flexibility in its  
15 personnel policies, the authority is exempt from the provisions of  
16 chapters 41.06, 41.05, 41.04 and 41.40 RCW and RCW 43.01.040 through  
17 43.01.044.

18 (4) To allow the public nonprofit corporation to receive payment  
19 for goods and services consistent with the practice of the industry,  
20 the authority may honor credit cards in payment for food or beverage  
21 purchases, rental of space or facilities, and other goods and services  
22 offered by the authority.

23 NEW SECTION. **Sec. 5.** To meet its responsibility for developing,  
24 promoting, operating, managing, and maintaining the state horse park,  
25 the authority is empowered to do the following:

26 (1) Exercise the general powers authorized for any nonprofit  
27 corporation as specified in RCW 24.03.035. However, the authority may  
28 not incur any indebtedness, including indebtedness of any fund  
29 established by the authority, having a term of longer than eighteen  
30 months. All debts of the authority shall be in the name of the  
31 authority and shall not be debts of the state of Washington for which  
32 the state or any state agency, other than the authority, shall have any  
33 obligation to pay; and the authority may not issue bonds. Neither the  
34 full faith and credit of the state nor the state's taxing power is  
35 pledged for any indebtedness of the authority;

36 (2) Employ and discharge at its discretion employees, agents,  
37 advisors, and other personnel;

1 (3) Apply for or solicit, accept, administer, and dispose of  
2 grants, gifts, and bequests of money, services, securities, real  
3 estate, or other property. However, if the authority accepts a  
4 donation designated for a specific purpose, the authority shall use the  
5 donation for the designated purpose;

6 (4) Establish, revise, collect, manage, and expend such fees and  
7 charges at the state horse park as the authority deems necessary to  
8 accomplish its responsibilities;

9 (5) Make such expenditures as are appropriate for paying the  
10 administrative costs and expenses of the authority and the state horse  
11 park;

12 (6) Authorize use of the state horse park facilities by the general  
13 public and by and for compatible nonequestrian events as the authority  
14 deems reasonable, so long as the primacy of the center for horse-  
15 related purposes is not compromised;

16 (7) Insure its obligations and potential liability either through  
17 the private sector or through the mechanism of the self-insurance fund  
18 provided by chapter 4.92 RCW;

19 (8) Enter into cooperative agreements with and provide for private  
20 nonprofit groups to use the state horse park facilities and property to  
21 raise money to contribute gifts, grants, and support to the authority  
22 for the purposes of this chapter;

23 (9) Grant concessions or leases at the state horse park upon such  
24 terms and conditions as the authority deems appropriate, but in no  
25 event shall the term of a concession or lease exceed twenty-five years.  
26 Concessions and leases shall be consistent with the purposes of this  
27 chapter and may be renegotiated at least every five years; and

28 (10) Generally undertake any and all lawful acts necessary or  
29 appropriate to carry out the purposes for which the authority and the  
30 state horse park are created.

31 NEW SECTION. **Sec. 6.** There is created, in the custody of the  
32 state treasurer, the Washington state horse park authority account.  
33 Fees and charges assessed at the state horse park by the authority and  
34 monetary gifts accepted by the authority shall be deposited in the  
35 account. Only the authority is authorized to make expenditures from  
36 the account, and expenditures may be used for development, promotion,  
37 operation, management, and maintenance of the state horse park. The

1 fund is not subject to allotment procedures under chapter 43.88 RCW,  
2 and no appropriation is required for expenditures.

3 The authority shall keep accurate records of all its receipts and  
4 disbursements and shall prepare annual financial statements presenting  
5 the financial position and results of operations of the state horse  
6 park. Copies of these statements shall be filed with the office of the  
7 secretary of state and with the state auditor. The state auditor may  
8 conduct audits of the authority as provided in chapter 43.09 RCW.

9 NEW SECTION. **Sec. 7.** If the authority and other state agencies  
10 find it mutually beneficial to do so, they are authorized to  
11 collaborate and cooperate on projects of shared interest. Agencies  
12 authorized to collaborate with the authority include but are not  
13 limited to: The state parks and recreation commission for activities  
14 and projects related to public recreation; the department of  
15 agriculture for projects related to the equine agricultural industry;  
16 the department of community, trade, and economic development with  
17 respect to community and economic development and tourism issues  
18 associated with development of the state horse park; Washington State  
19 University with respect to opportunities for animal research,  
20 education, and extension; the department of ecology with respect to  
21 opportunities for making the state horse park's waste treatment  
22 facilities a demonstration model for the handling of waste to protect  
23 water quality; and with local community colleges with respect to  
24 programs related to horses, economic development, business, and  
25 tourism.

26 NEW SECTION. **Sec. 8.** Obligations incurred by the authority and  
27 any other liabilities or claims against the authority shall be enforced  
28 only against the assets of the authority, and no liability for the  
29 debts or actions of the authority shall exist against the state of  
30 Washington, the Washington state parks and recreation commission, or  
31 any other subdivision or instrumentality of the state, or against any  
32 board member, officer, employee, or agent of the authority in his or  
33 her individual capacity. The members of the authority board and  
34 employees of the authority shall not be held responsible individually  
35 in any way whatsoever to any person for errors in judgment, mistakes,  
36 or other acts, either of commission or omission, as principal, agent,  
37 person, or employee, except for their own individual acts of dishonesty

1 or crime. No such person or employee shall be held responsible  
2 individually for any act or omission of any other member of the  
3 authority board or of any employee of the authority. The liability of  
4 such members and employees shall be several and not joint, and no such  
5 member or employee shall be liable for the default of any other member  
6 or employee. The limitations on liability for equine activities  
7 provided in chapter 4.24 RCW apply to activities at the state horse  
8 park. However, nothing in this section shall prevent the authority  
9 from insuring its obligations and potential liability through the  
10 mechanism of the self-insurance fund provided by chapter 4.92 RCW.

11 **Sec. 9.** RCW 41.06.070 and 1994 c 264 s 13 are each amended to read  
12 as follows:

13 (1) The provisions of this chapter do not apply to:

14 (a) The members of the legislature or to any employee of, or  
15 position in, the legislative branch of the state government including  
16 members, officers, and employees of the legislative council,  
17 legislative budget committee, statute law committee, and any interim  
18 committee of the legislature;

19 (b) The justices of the supreme court, judges of the court of  
20 appeals, judges of the superior courts or of the inferior courts, or to  
21 any employee of, or position in the judicial branch of state  
22 government;

23 (c) Officers, academic personnel, and employees of technical  
24 colleges;

25 (d) The officers of the Washington state patrol;

26 (e) Elective officers of the state;

27 (f) The chief executive officer of each agency;

28 (g) In the departments of employment security and social and health  
29 services, the director and the director's confidential secretary; in  
30 all other departments, the executive head of which is an individual  
31 appointed by the governor, the director, his or her confidential  
32 secretary, and his or her statutory assistant directors;

33 (h) In the case of a multimember board, commission, or committee,  
34 whether the members thereof are elected, appointed by the governor or  
35 other authority, serve ex officio, or are otherwise chosen:

36 (i) All members of such boards, commissions, or committees;

37 (ii) If the members of the board, commission, or committee serve on  
38 a part-time basis and there is a statutory executive officer: The

1 secretary of the board, commission, or committee; the chief executive  
2 officer of the board, commission, or committee; and the confidential  
3 secretary of the chief executive officer of the board, commission, or  
4 committee;

5 (iii) If the members of the board, commission, or committee serve  
6 on a full-time basis: The chief executive officer or administrative  
7 officer as designated by the board, commission, or committee; and a  
8 confidential secretary to the chair of the board, commission, or  
9 committee;

10 (iv) If all members of the board, commission, or committee serve ex  
11 officio: The chief executive officer; and the confidential secretary  
12 of such chief executive officer;

13 (i) The confidential secretaries and administrative assistants in  
14 the immediate offices of the elective officers of the state;

15 (j) Assistant attorneys general;

16 (k) Commissioned and enlisted personnel in the military service of  
17 the state;

18 (l) Inmate, student, part-time, or temporary employees, and part-  
19 time professional consultants, as defined by the Washington personnel  
20 resources board;

21 (m) The public printer or to any employees of or positions in the  
22 state printing plant;

23 (n) Officers and employees of the Washington state fruit  
24 commission;

25 (o) Officers and employees of the Washington state apple  
26 advertising commission;

27 (p) Officers and employees of the Washington state dairy products  
28 commission;

29 (q) Officers and employees of the Washington tree fruit research  
30 commission;

31 (r) Officers and employees of the Washington state beef commission;

32 (s) Officers and employees of any commission formed under chapter  
33 15.66 RCW;

34 (t) Officers and employees of the state wheat commission formed  
35 under chapter 15.63 RCW;

36 (u) Officers and employees of agricultural commissions formed under  
37 chapter 15.65 RCW;

38 (v) Officers and employees of the nonprofit corporations formed  
39 under chapters 67.40 and 67.-- RCW (sections 2 through 8 of this act);



1 (w) Liquor vendors appointed by the Washington state liquor control  
2 board pursuant to RCW 66.08.050: PROVIDED, HOWEVER, That rules adopted  
3 by the Washington personnel resources board pursuant to RCW 41.06.150  
4 regarding the basis for, and procedures to be followed for, the  
5 dismissal, suspension, or demotion of an employee, and appeals  
6 therefrom shall be fully applicable to liquor vendors except those part  
7 time agency vendors employed by the liquor control board when, in  
8 addition to the sale of liquor for the state, they sell goods, wares,  
9 merchandise, or services as a self-sustaining private retail business;

10 (x) Executive assistants for personnel administration and labor  
11 relations in all state agencies employing such executive assistants  
12 including but not limited to all departments, offices, commissions,  
13 committees, boards, or other bodies subject to the provisions of this  
14 chapter and this subsection shall prevail over any provision of law  
15 inconsistent herewith unless specific exception is made in such law;

16 (y) In each agency with fifty or more employees: Deputy agency  
17 heads, assistant directors or division directors, and not more than  
18 three principal policy assistants who report directly to the agency  
19 head or deputy agency heads;

20 (z) All employees of the marine employees' commission;

21 (aa) Up to a total of five senior staff positions of the western  
22 library network under chapter 27.26 RCW responsible for formulating  
23 policy or for directing program management of a major administrative  
24 unit. This subsection shall expire on June 30, 1997.

25 (2) The following classifications, positions, and employees of  
26 institutions of higher education and related boards are hereby exempted  
27 from coverage of this chapter:

28 (a) Members of the governing board of each institution of higher  
29 education and related boards, all presidents, vice-presidents and their  
30 confidential secretaries, administrative and personal assistants;  
31 deans, directors, and chairs; academic personnel; and executive heads  
32 of major administrative or academic divisions employed by institutions  
33 of higher education; principal assistants to executive heads of major  
34 administrative or academic divisions; other managerial or professional  
35 employees in an institution or related board having substantial  
36 responsibility for directing or controlling program operations and  
37 accountable for allocation of resources and program results, or for the  
38 formulation of institutional policy, or for carrying out personnel  
39 administration or labor relations functions, legislative relations,

1 public information, development, senior computer systems and network  
2 programming, or internal audits and investigations; and any employee of  
3 a community college district whose place of work is one which is  
4 physically located outside the state of Washington and who is employed  
5 pursuant to RCW 28B.50.092 and assigned to an educational program  
6 operating outside of the state of Washington;

7 (b) Student, part-time, or temporary employees, and part-time  
8 professional consultants, as defined by the Washington personnel  
9 resources board, employed by institutions of higher education and  
10 related boards;

11 (c) The governing board of each institution, and related boards,  
12 may also exempt from this chapter classifications involving research  
13 activities, counseling of students, extension or continuing education  
14 activities, graphic arts or publications activities requiring  
15 prescribed academic preparation or special training as determined by  
16 the board: PROVIDED, That no nonacademic employee engaged in office,  
17 clerical, maintenance, or food and trade services may be exempted by  
18 the board under this provision;

19 (d) Printing craft employees in the department of printing at the  
20 University of Washington.

21 (3) In addition to the exemptions specifically provided by this  
22 chapter, the Washington personnel resources board may provide for  
23 further exemptions pursuant to the following procedures. The governor  
24 or other appropriate elected official may submit requests for exemption  
25 to the Washington personnel resources board stating the reasons for  
26 requesting such exemptions. The Washington personnel resources board  
27 shall hold a public hearing, after proper notice, on requests submitted  
28 pursuant to this subsection. If the board determines that the position  
29 for which exemption is requested is one involving substantial  
30 responsibility for the formulation of basic agency or executive policy  
31 or one involving directing and controlling program operations of an  
32 agency or a major administrative division thereof, the Washington  
33 personnel resources board shall grant the request and such  
34 determination shall be final as to any decision made before July 1,  
35 1993. The total number of additional exemptions permitted under this  
36 subsection shall not exceed one percent of the number of employees in  
37 the classified service not including employees of institutions of  
38 higher education and related boards for those agencies not directly  
39 under the authority of any elected public official other than the

1 governor, and shall not exceed a total of twenty-five for all agencies  
2 under the authority of elected public officials other than the  
3 governor. The Washington personnel resources board shall report to  
4 each regular session of the legislature during an odd-numbered year all  
5 exemptions granted under subsections (1) (x) and (y) and (2) of this  
6 section, together with the reasons for such exemptions.

7 The salary and fringe benefits of all positions presently or  
8 hereafter exempted except for the chief executive officer of each  
9 agency, full-time members of boards and commissions, administrative  
10 assistants and confidential secretaries in the immediate office of an  
11 elected state official, and the personnel listed in subsections (1) (j)  
12 through (v) and (2) of this section, shall be determined by the  
13 Washington personnel resources board.

14 Any person holding a classified position subject to the provisions  
15 of this chapter shall, when and if such position is subsequently  
16 exempted from the application of this chapter, be afforded the  
17 following rights: If such person previously held permanent status in  
18 another classified position, such person shall have a right of  
19 reversion to the highest class of position previously held, or to a  
20 position of similar nature and salary.

21 Any classified employee having civil service status in a classified  
22 position who accepts an appointment in an exempt position shall have  
23 the right of reversion to the highest class of position previously  
24 held, or to a position of similar nature and salary.

25 A person occupying an exempt position who is terminated from the  
26 position for gross misconduct or malfeasance does not have the right of  
27 reversion to a classified position as provided for in this section.

28 NEW SECTION. Sec. 10. A new section is added to chapter 41.04 RCW  
29 to read as follows:

30 The provisions of this chapter shall not be applicable to the  
31 officers and employees of the nonprofit corporation formed under  
32 chapter 67.-- RCW (sections 2 through 8 of this act).

33 NEW SECTION. Sec. 11. A new section is added to chapter 41.05 RCW  
34 to read as follows:

35 The provisions of this chapter shall not be applicable to the  
36 officers and employees of the nonprofit corporation formed under  
37 chapter 67.-- RCW (sections 2 through 8 of this act).

1        NEW SECTION.    **Sec. 12.**    A new section is added to chapter 41.40 RCW  
2 to read as follows:

3        The provisions of this chapter shall not be applicable to the  
4 officers and employees of the nonprofit corporation formed under  
5 chapter 67.-- RCW (sections 2 through 8 of this act).

6        NEW SECTION.    **Sec. 13.**    A new section is added to chapter 43.01 RCW  
7 to read as follows:

8        The provisions of RCW 43.01.040 through 43.01.044 shall not be  
9 applicable to the officers and employees of the nonprofit corporation  
10 formed under chapter 67.-- RCW (sections 2 through 8 of this act).

11        **Sec. 14.**    RCW 43.19.190 and 1994 c 138 s 1 are each amended to read  
12 as follows:

13        The director of general administration, through the state  
14 purchasing and material control director, shall:

15        (1) Establish and staff such administrative organizational units  
16 within the division of purchasing as may be necessary for effective  
17 administration of the provisions of RCW 43.19.190 through 43.19.1939;

18        (2) Purchase all material, supplies, services, and equipment needed  
19 for the support, maintenance, and use of all state institutions,  
20 colleges, community colleges, technical colleges, college districts,  
21 and universities, the offices of the elective state officers, the  
22 supreme court, the court of appeals, the administrative and other  
23 departments of state government, and the offices of all appointive  
24 officers of the state: PROVIDED, That the provisions of RCW 43.19.190  
25 through 43.19.1937 do not apply in any manner to the operation of the  
26 state legislature except as requested by the legislature: PROVIDED,  
27 That any agency may purchase material, supplies, services, and  
28 equipment for which the agency has notified the purchasing and material  
29 control director that it is more cost-effective for the agency to make  
30 the purchase directly from the vendor: PROVIDED, That primary  
31 authority for the purchase of specialized equipment, instructional, and  
32 research material for their own use shall rest with the colleges,  
33 community colleges, and universities: PROVIDED FURTHER, That  
34 universities operating hospitals and the state purchasing and material  
35 control director, as the agent for state hospitals as defined in RCW  
36 72.23.010, and for health care programs provided in state correctional  
37 institutions as defined in RCW 72.65.010(3) and veterans' institutions

1 as defined in RCW 72.36.010 and 72.36.070, may make purchases for  
2 hospital operation by participating in contracts for materials,  
3 supplies, and equipment entered into by nonprofit cooperative hospital  
4 group purchasing organizations: PROVIDED FURTHER, That primary  
5 authority for the purchase of materials, supplies, and equipment for  
6 resale to other than public agencies shall rest with the state agency  
7 concerned: PROVIDED FURTHER, That authority to purchase services as  
8 included herein does not apply to personal services as defined in  
9 chapter 39.29 RCW, unless such organization specifically requests  
10 assistance from the division of purchasing in obtaining personal  
11 services and resources are available within the division to provide  
12 such assistance: PROVIDED FURTHER, That the authority for the purchase  
13 of insurance and bonds shall rest with the risk manager under RCW  
14 43.19.1935: PROVIDED FURTHER, That, except for the authority of the  
15 risk manager to purchase insurance and bonds, the director is not  
16 required to provide purchasing services for institutions of higher  
17 education that choose to exercise independent purchasing authority  
18 under RCW 28B.10.029. The provisions of this subsection do not apply  
19 to the purchase of materials, supplies, services, and equipment needed  
20 for the support of the public nonprofit corporation created pursuant to  
21 the authority in chapter 67.-- RCW (sections 2 through 8 of this act);

22 (3) Provide the required staff assistance for the state supply  
23 management advisory board through the division of purchasing;

24 (4) Have authority to delegate to state agencies authorization to  
25 purchase or sell, which authorization shall specify restrictions as to  
26 dollar amount or to specific types of material, equipment, services,  
27 and supplies: PROVIDED, That acceptance of the purchasing  
28 authorization by a state agency does not relieve such agency from  
29 conformance with other sections of RCW 43.19.190 through 43.19.1939, or  
30 from policies established by the director after consultation with the  
31 state supply management advisory board: PROVIDED FURTHER, That  
32 delegation of such authorization to a state agency, including an  
33 educational institution to which this section applies, to purchase or  
34 sell material, equipment, services, and supplies shall not be granted,  
35 or otherwise continued under a previous authorization, if such agency  
36 is not in substantial compliance with overall state purchasing and  
37 material control policies as established herein;

1 (5) Contract for the testing of material, supplies, and equipment  
2 with public and private agencies as necessary and advisable to protect  
3 the interests of the state;

4 (6) Prescribe the manner of inspecting all deliveries of supplies,  
5 materials, and equipment purchased through the division;

6 (7) Prescribe the manner in which supplies, materials, and  
7 equipment purchased through the division shall be delivered, stored,  
8 and distributed;

9 (8) Provide for the maintenance of a catalogue library,  
10 manufacturers' and wholesalers' lists, and current market information;

11 (9) Provide for a commodity classification system and may, in  
12 addition, provide for the adoption of standard specifications after  
13 receiving the recommendation of the supply management advisory board;

14 (10) Provide for the maintenance of inventory records of supplies,  
15 materials, and other property;

16 (11) Prepare rules and regulations governing the relationship and  
17 procedures between the division of purchasing and state agencies and  
18 vendors;

19 (12) Publish procedures and guidelines for compliance by all state  
20 agencies, including those educational institutions to which this  
21 section applies, which implement overall state purchasing and material  
22 control policies;

23 (13) Advise state agencies, including educational institutions,  
24 regarding compliance with established purchasing and material control  
25 policies under existing statutes.

26 NEW SECTION. **Sec. 15.** Sections 2 through 8 of this act shall  
27 constitute a new chapter in Title 67 RCW.

28 NEW SECTION. **Sec. 16.** If any provision of this act or its  
29 application to any person or circumstance is held invalid, the  
30 remainder of the act or the application of the provision to other  
31 persons or circumstances is not affected.

--- END ---