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SB 5449 - H AMD 477 WITHDRAWN 4-16-91

2 By Representatives Brumsickle and Peery

3 On page 1, after line 8, insert the following:

4 "NEW SECTION. Sec. 2. A new section is added to chapter
5 28A.410 RCW to read as follows:

6 (1) The superintendent of public instruction may initiate and
7 conduct investigations as may be reasonably necessary to establish
8 the existence of any alleged violations of or noncompliance with
9 this chapter or any rules issued under it. For the purpose of any
10 investigation or proceeding under this chapter, the superintendent
11 or any officer designated by him or her may administer oaths and
12 affirmations, subpoena witnesses, compel their attendance, take
13 evidence, and require the production of any books, papers,
14 correspondence, memoranda, agreements, or other documents or
15 records that the superintendent deems relevant and material to the
16 inquiry.

17 (2) If any person fails to obey a subpoena or obeys a
18 subpoena but refuses to give evidence, any court of competent
19 jurisdiction, upon application by the superintendent, may issue to
20 that person an order requiring him or her to appear before the
21 court and to show cause why he or she should not be compelled to
22 obey the subpoena, and give evidence material to the matter under
23 investigation. The failure to obey an order of the court may be
24 punishable as contempt.

1 NEW SECTION. Sec 3. A new section is added to chapter 42.17
2 RCW to read as follows:

3 Notwithstanding the provisions of RCW 42.17.260 through
4 42.17.340, as now or hereafter amended, the superintendent of
5 public instruction shall not be required by this chapter to
6 disclose the contents of any investigatory file compiled for the
7 purpose of enforcing rules under RCW 28A.410.010 or 28A.410.090
8 until final agency disposition."

9 SB 5449 - H AMDS

10 By Representative Brumsickle

11 On page 1, line 1 of the title, after "employees;" strike
12 "and"

13 On page 1, line 2 of the title, after "28A.400 RCW" insert ";
14 adding a new section to chapter 28A.410 RCW; and adding a new
15 section to chapter 42.17 RCW"