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SENATE BILL 5649

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State of Washington

52nd Legislature

1991 Regular Session

By Senator West.

Read first time February 13, 1991. Referred to Committee on Financial Institutions & Insurance.

1 AN ACT Relating to the investment of state funds in corporations  
2 doing business in Northern Ireland; amending RCW 28B.20.130,  
3 28B.30.150, 28B.35.120, 28B.40.120, 28B.50.090, 35.39.060, 41.40.077,  
4 43.33A.110, 43.33A.140, and 43.84.080; adding a new section to chapter  
5 43.33A RCW; adding a new section to chapter 24.44 RCW; and creating a  
6 new section.

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

8 NEW SECTION. **Sec. 1.** The legislature finds and declares that:

9 (1) The existence of religious and ethnic discrimination against  
10 minority workers in many firms conducting business in Northern Ireland  
11 is contrary to the basic religious and political assumptions underlying  
12 our nation as expressed in our Constitution and laws.

13 (2) The state of Washington has pension, trust, educational, and  
14 retirement fund investments in United States firms presently conducting  
15 business in Northern Ireland. Such investments should be made in

1 accordance with the MacBride principles, as listed in section 2 of this  
2 act, of fair employment and the sound investment criteria empowered to  
3 the state treasurer, state investment board, public institutions of  
4 higher education, and state agencies.

5 (3) It is not the intent of this legislation to diminish the  
6 present investment portfolio, as our primary goal is not to injure the  
7 fragile Northern Ireland economy. The state treasurer, state  
8 investment board, public institutions of higher education, and state  
9 agencies are encouraged to make future investments in United States  
10 firms conducting business in Northern Ireland in accordance with sound  
11 investment criteria and the MacBride principles of fair employment.  
12 Should all or any of the United States firms which receive Washington  
13 state fund investments refuse to comply with the MacBride principles,  
14 the treasurer or investing authority shall, with discretion and in  
15 accordance with sound investment criteria, have the option and is  
16 encouraged to remove such investments and place them in United States  
17 firms operating in Northern Ireland which subscribe to the MacBride  
18 principles of fair employment.

19 NEW SECTION. **Sec. 2.** A new section is added to chapter 43.33A RCW  
20 to read as follows:

21 (1) As long as any trust funds or state funds are invested in a  
22 United States corporation operating in Northern Ireland, the state  
23 investment board shall file a report with the governor and legislature  
24 by January 31st of each year.

25 (2) The report shall include the existence of affirmative action  
26 taken by the institutions or companies doing business in Northern  
27 Ireland to eliminate ethnic or religious discrimination based on  
28 actions taken for:

1 (a) Increasing the representation of individuals from  
2 underrepresented religious groups in the work force including  
3 managerial, supervisory, administrative, clerical, and technical jobs.

4 (b) Providing adequate security for the protection of minority  
5 employees both at the workplace and while traveling to and from work.

6 (c) The banning of provocative religious or political emblems from  
7 the workplace.

8 (d) Publicly advertising all job openings and making special  
9 recruitment efforts to attract applicants from underrepresented  
10 religious groups.

11 (e) Providing that layoff, recall, and termination procedures  
12 should not practice in favor particular religious groupings.

13 (f) The abolition of job reservations, apprenticeship restrictions,  
14 and differential job employment criteria which discriminate on the  
15 basis of religion or ethnic origin.

16 (g) The development of training programs that will prepare  
17 substantial numbers of current minority employees for skilled jobs,  
18 including the expansion of existing programs and the creation of new  
19 programs to train, upgrade, and improve the skills of minority  
20 employees.

21 (h) The establishment of procedures to assess, identify, and  
22 actively recruit minority employees with potential for further  
23 advancements.

24 (i) The appointment of senior management staff members to oversee  
25 affirmative action efforts and the setting up of time tables to carry  
26 out affirmative action principles.

27 (3) Consistent with sound investment policy, after January 1, 1992,  
28 the state investment board shall invest the assets of the state funds  
29 in such a manner that the investments in institutions and corporations  
30 doing business in or with Northern Ireland shall reflect the advances

1 made by such institutions and corporations in eliminating  
2 discrimination as established pursuant to subsection (2) of this  
3 section.

4 (4) Notwithstanding any other provisions of law, on and after  
5 January 1, 1992, any moneys or assets of the state funds which shall  
6 remain or be invested in the stocks, securities, or other obligations  
7 of any institution or company doing business in or with Northern  
8 Ireland or with agencies or instrumentalities thereof, shall be  
9 invested subject to the provisions of this section.

10 **Sec. 3.** RCW 28B.20.130 and 1985 c 370 s 92 are each amended to  
11 read as follows:

12 General powers and duties of the board of regents are as follows:

13 (1) To have full control of the university and its property of  
14 various kinds, except as otherwise provided by law.

15 (2) To employ the president of the university, (~~his~~) the  
16 president's assistants, members of the faculty, and employees of the  
17 institution, who except as otherwise provided by law, shall hold their  
18 positions during the pleasure of said board of regents.

19 (3) Establish entrance requirements for students seeking admission  
20 to the university which meet or exceed the standards specified under  
21 RCW 28B.80.350(2). Completion of examinations satisfactory to the  
22 university may be a prerequisite for entrance by any applicant at the  
23 university's discretion. Evidence of completion of public high schools  
24 and other educational institutions whose courses of study meet the  
25 approval of the university may be acceptable for entrance.

26 (4) Establish such colleges, schools or departments necessary to  
27 carry out the purpose of the university and not otherwise proscribed by  
28 law.

1 (5) With the assistance of the faculty of the university, prescribe  
2 the course of study in the various colleges, schools and departments of  
3 the institution and publish the necessary catalogues thereof.

4 (6) Grant to students such certificates or degrees as recommended  
5 for such students by the faculty. The board, upon recommendation of  
6 the faculty, may also confer honorary degrees upon persons other than  
7 graduates of this university in recognition of their learning or  
8 devotion to literature, art or science: PROVIDED, That no degree shall  
9 ever be conferred in consideration of the payment of money or the  
10 giving of property of whatsoever kind.

11 (7) Accept such gifts, grants, conveyances, bequests and devises,  
12 whether real or personal property, or both, in trust or otherwise, for  
13 the use or benefit of the university, its colleges, schools,  
14 departments, or agencies; and sell, lease or exchange, invest or expend  
15 the same or the proceeds, rents, profits and income thereof except as  
16 limited by the terms of said gifts, grants, conveyances, bequests and  
17 devises. The board shall adopt proper rules to govern and protect the  
18 receipt and expenditure of the proceeds of all fees, and the proceeds,  
19 rents, profits and income of all gifts, grants, conveyances, bequests  
20 and devises above-mentioned, and shall make full report of the same in  
21 the customary biennial report to the governor and members of the  
22 legislature, or more frequently if required by law(~~(:—PROVIDED,~~  
23 ~~HOWEVER, That nothing herein contained shall be construed to repeal,~~  
24 ~~amend or in any way modify any of the provisions of RCW 28B.20.380)).~~

25 Beginning January 1, 1992, the regents, while exercising their  
26 investment authority over funds invested in a United States corporation  
27 operating in Northern Ireland, shall consider, without limitation, the  
28 following standards for corporate activity:

1       (a) Increasing the representation of individuals from  
2 underrepresented religious groups in the work force including  
3 managerial, supervisory, administrative, clerical, and technical jobs.

4       (b) Providing adequate security for the protection of minority  
5 employees both at the workplace and while traveling to and from work.

6       (c) The banning of provocative religious or political emblems from  
7 the workplace.

8       (d) Publicly advertising all job openings and making special  
9 recruitment efforts to attract applicants from underrepresented  
10 religious groups.

11       (e) Providing that layoff, recall, and termination procedures  
12 should not in practice favor particular religious groupings.

13       (f) The abolition of job reservations, apprenticeship restrictions,  
14 and differential employment criteria which discriminate on the basis of  
15 religion or ethnic origin.

16       (g) The development of training programs that will prepare  
17 substantial numbers of current minority employees for skilled jobs,  
18 including the expansion of existing programs and the creation of new  
19 programs to train, upgrade, and improve the skills of minority  
20 employees.

21       (h) The establishment of procedures to assess, identify, and  
22 actively recruit minority employees with potential for further  
23 advancements.

24       (i) The appointment of senior management staff members to oversee  
25 affirmative action efforts and the setting up of time tables to carry  
26 out affirmative action principles.

27       (8) Except as otherwise provided by law, to enter into such  
28 contracts as the regents deem essential to university purposes.

29       (9) To submit upon request such reports as will be helpful to the  
30 governor and to the legislature in providing for the institution.

1           (10) Subject to the approval of the higher education coordinating  
2 board pursuant to RCW 28B.80.340, offer new degree programs, offer off-  
3 campus programs, participate in consortia or centers, contract for off-  
4 campus educational programs, and purchase or lease major off-campus  
5 facilities.

6           **Sec. 4.** RCW 28B.30.150 and 1985 c 370 s 93 are each amended to  
7 read as follows:

8           The regents of Washington State University, in addition to other  
9 duties prescribed by law, shall:

10           (1) Have full control of the university and its property of various  
11 kinds, except as otherwise provided by law.

12           (2) Employ the president of the university, his or her assistants,  
13 members of the faculty, and employees of the university, who, except as  
14 otherwise provided by law, shall hold their positions during the  
15 pleasure of said board of regents.

16           (3) Establish entrance requirements for students seeking admission  
17 to the university which meet or exceed the standards specified under  
18 RCW 28B.80.350(2). Completion of examinations satisfactory to the  
19 university may be a prerequisite for entrance by any applicant, at the  
20 university's discretion. Evidence of completion of public high schools  
21 and other educational institutions whose courses of study meet the  
22 approval of the university may be acceptable for entrance.

23           (4) Establish such colleges, schools or departments necessary to  
24 carry out the purpose of the university and not otherwise proscribed by  
25 law.

26           (5) Subject to the approval of the higher education coordinating  
27 board pursuant to RCW 28B.80.340, offer new degree programs, offer off-  
28 campus programs, participate in consortia or centers, contract for off-

1 campus educational programs, and purchase or lease major off-campus  
2 facilities.

3 (6) With the assistance of the faculty of the university, prescribe  
4 the courses of instruction in the various colleges, schools and  
5 departments of the institution and publish the necessary catalogues  
6 thereof.

7 (7) Collect such information as the board deems desirable as to the  
8 schemes of technical instruction adopted in other parts of the United  
9 States and foreign countries.

10 (8) Provide for holding agricultural institutes including farm  
11 marketing forums.

12 (9) Provide that instruction given in the university, as far as  
13 practicable, be conveyed by means of laboratory work and provide in  
14 connection with the university one or more physical, chemical, and  
15 biological laboratories, and suitably furnish and equip the same.

16 (10) Provide training in military tactics for those students  
17 electing to participate therein.

18 (11) Establish a department of elementary science and in connection  
19 therewith provide instruction in elementary mathematics, including  
20 elementary trigonometry, elementary mechanics, elementary and  
21 mechanical drawing and land surveying.

22 (12) Establish a department of agriculture and in connection  
23 therewith provide instruction in physics with special application of  
24 its principles to agriculture, chemistry with special application of  
25 its principles to agriculture, morphology and physiology of plants with  
26 special reference to common grown crops and fungus enemies, morphology  
27 and physiology of the lower forms of animal life, with special  
28 reference to insect pests, morphology and physiology of the higher  
29 forms of animal life and in particular of the horse, cow, sheep and  
30 swine, agriculture with special reference to the breeding and feeding



1 of livestock and the best mode of cultivation of farm produce, and  
2 mining and metallurgy, appointing demonstrators in each of these  
3 subjects to superintend the equipment of a laboratory and to give  
4 practical instruction therein.

5 (13) Establish agricultural experiment stations in connection with  
6 the department of agriculture, including at least one in the western  
7 portion of the state, and appoint the officers and prescribe  
8 regulations for their management.

9 (14) Grant to students such certificates or degrees, as recommended  
10 for such students by the faculty.

11 (15) Confer honorary degrees upon persons other than graduates of  
12 the university in recognition of their learning or devotion to  
13 literature, art or science when recommended thereto by the faculty:  
14 PROVIDED, That no degree shall ever be conferred in consideration of  
15 the payment of money or the giving of property of whatsoever kind.

16 (16) Adopt plans and specifications for university buildings and  
17 facilities or improvements thereto and employ skilled architects and  
18 engineers to prepare such plans and specifications and supervise the  
19 construction of buildings or facilities which the board is authorized  
20 to erect, and fix the compensation for such services. The board shall  
21 enter into contracts with one or more contractors for such suitable  
22 buildings, facilities or improvements as the available funds will  
23 warrant, upon the most advantageous terms offered at a public  
24 competitive letting, pursuant to public notice under regulations  
25 established by the board. The board shall require of all persons with  
26 whom they contract for construction and improvements a good and  
27 sufficient bond for the faithful performance of the work and full  
28 protection against all liens.

29 (17) Except as otherwise provided by law, direct the disposition of  
30 all money appropriated to or belonging to the state university.

1 (18) Receive and expend the money appropriated under the act of  
2 congress approved May 8, 1914, entitled "An Act to provide for  
3 cooperative agricultural extension work between the agricultural  
4 colleges in the several States receiving the benefits of the Act of  
5 Congress approved July 2, 1862, and Acts supplemental thereto and the  
6 United States Department of Agriculture" and organize and conduct  
7 agricultural extension work in connection with the state university in  
8 accordance with the terms and conditions expressed in the acts of  
9 congress.

10 (19) Except as otherwise provided by law, to enter into such  
11 contracts as the regents deem essential to university purposes.

12 (20) Acquire by lease, gift, or otherwise, lands necessary to  
13 further the work of the university or for experimental or  
14 demonstrational purposes.

15 (21) Establish and maintain at least one agricultural experiment  
16 station in an irrigation district to conduct investigational work upon  
17 the principles and practices of irrigational agriculture including the  
18 utilization of water and its relation to soil types, crops, climatic  
19 conditions, ditch and drain construction, fertility investigations,  
20 plant disease, insect pests, marketing, farm management, utilization of  
21 fruit byproducts and general development of agriculture under  
22 irrigation conditions.

23 (22) Supervise and control the agricultural experiment station at  
24 Puyallup.

25 (23) Establish and maintain at Wenatchee an agricultural experiment  
26 substation for the purpose of conducting investigational work upon the  
27 principles and practices of orchard culture, spraying, fertilization,  
28 pollenization, new fruit varieties, fruit diseases and pests,  
29 byproducts, marketing, management and general horticultural problems.

1           (24) Accept such gifts, grants, conveyances, devises and bequests,  
2 whether real or personal property, in trust or otherwise, for the use  
3 or benefit of the university, its colleges, schools or departments; and  
4 sell, lease or exchange, invest or expend the same or the proceeds,  
5 rents, profits and income thereof except as limited by the terms of  
6 said gifts, grants, conveyances, bequests and devises; adopt proper  
7 rules to govern and protect the receipt and expenditure of the proceeds  
8 of all fees, and the proceeds, rents, profits and income of all gifts,  
9 grants, conveyances, bequests and devises, and make full report thereof  
10 in a biennial report to the governor and members of the legislature.

11           Beginning January 1, 1992, the regents, while exercising their  
12 investment authority over funds invested in a United States corporation  
13 operating in Northern Ireland, shall consider, without limitation, the  
14 following standards for corporate activity:

15           (a) Increasing the representation of individuals from  
16 underrepresented religious groups in the work force including  
17 managerial, supervisory, administrative, clerical, and technical jobs.

18           (b) Providing adequate security for the protection of minority  
19 employees both at the workplace and while traveling to and from work.

20           (c) The banning of provocative religious or political emblems from  
21 the workplace.

22           (d) Publicly advertising all job openings and making special  
23 recruitment efforts to attract applicants from underrepresented  
24 religious groups.

25           (e) Providing that layoff, recall, and termination procedures  
26 should not in practice favor particular religious groupings.

27           (f) The abolition of job reservations, apprenticeship restrictions,  
28 and differential employment criteria which discriminate on the basis of  
29 religion or ethnic origin.

1       (g) The development of training programs that will prepare  
2 substantial numbers of current minority employees for skilled jobs,  
3 including the expansion of existing programs and the creation of new  
4 programs to train, upgrade, and improve the skills of minority  
5 employees.

6       (h) The establishment of procedures to assess, identify, and  
7 actively recruit minority employees with potential for further  
8 advancements.

9       (i) The appointment of senior management staff members to oversee  
10 affirmative action efforts and the setting up of time tables to carry  
11 out affirmative action principles.

12       (25) Construct when the board so determines a new foundry and a  
13 mining, physical, technological building and fabrication shop at the  
14 university, or add to the present foundry and other buildings, in order  
15 that both instruction and research be expanded to include permanent  
16 molding and die casting with a section for new fabricating techniques,  
17 especially for light metals, including magnesium and aluminum; purchase  
18 equipment for the shops and laboratories in mechanical, electrical, and  
19 civil engineering; establish a pilot plant for the extraction of  
20 alumina from native clays and other possible light metal research;  
21 purchase equipment for a research laboratory for technological research  
22 generally; and purchase equipment for research in electronics,  
23 instrumentation, energy sources, plastics, food technology, mechanics  
24 of materials, hydraulics and similar fields.

25       (26) Make and transmit to the governor and members of the  
26 legislature upon request such reports as will be helpful in providing  
27 for the institution.

28       **Sec. 5.** RCW 28B.35.120 and 1985 c 370 s 94 are each amended to  
29 read as follows:

1 In addition to any other powers and duties prescribed by law, each  
2 board of trustees of the respective regional universities:

3 (1) Shall have full control of the regional university and its  
4 property of various kinds, except as otherwise provided by law.

5 (2) Shall employ the president of the regional university, his or  
6 her assistants, members of the faculty, and other employees of the  
7 institution, who, except as otherwise provided by law, shall hold their  
8 positions, until discharged therefrom by the board for good and lawful  
9 reason.

10 (3) With the assistance of the faculty of the regional university,  
11 shall prescribe the course of study in the various schools and  
12 departments thereof and publish such catalogues thereof as the board  
13 deems necessary: PROVIDED, That the state board of education shall  
14 determine the requisites for and give program approval of all courses  
15 leading to teacher certification by such board.

16 (4) Establish such divisions, schools or departments necessary to  
17 carry out the purposes of the regional university and not otherwise  
18 proscribed by law.

19 (5) Except as otherwise provided by law, may establish and erect  
20 such new facilities as determined by the board to be necessary for the  
21 regional university.

22 (6) May acquire real and other property as provided in RCW  
23 28B.10.020, as now or hereafter amended.

24 (7) Except as otherwise provided by law, may purchase all supplies  
25 and purchase or lease equipment and other personal property needed for  
26 the operation or maintenance of the regional university.

27 (8) May establish, lease, operate, equip and maintain self-  
28 supporting facilities in the manner provided in RCW 28B.10.300 through  
29 28B.10.330, as now or hereafter amended.

1 (9) Except as otherwise provided by law, to enter into such  
2 contracts as the trustees deem essential to regional university  
3 purposes.

4 (10) May receive such gifts, grants, conveyances, devises and  
5 bequests of real or personal property from whatsoever source, as may be  
6 made from time to time, in trust or otherwise, whenever the terms and  
7 conditions thereof will aid in carrying out the regional university  
8 programs; sell, lease or exchange, invest or expend the same or the  
9 proceeds, rents, profits and income thereof except as limited by the  
10 terms and conditions thereof; and adopt regulations to govern the  
11 receipt and expenditure of the proceeds, rents, profits and income  
12 thereof.

13 Beginning January 1, 1992, the following standards for corporate  
14 activity shall be considered by the board, without limitation, for  
15 investments in United States corporations operating in Northern  
16 Ireland:

17 (a) Increasing the representation of individuals from  
18 underrepresented religious groups in the work force including  
19 managerial, supervisory, administrative, clerical, and technical jobs.

20 (b) Providing adequate security for the protection of minority  
21 employees both at the workplace and while traveling to and from work.

22 (c) The banning of provocative religious or political emblems from  
23 the workplace.

24 (d) Publicly advertising all job openings and making special  
25 recruitment efforts to attract applicants from underrepresented  
26 religious groups.

27 (e) Providing that layoff, recall, and termination procedures  
28 should not in practice favor particular religious groupings.

1       (f) The abolition of job reservations, apprenticeship restrictions,  
2 and differential employment criteria which discriminate on the basis of  
3 religion or ethnic origin.

4       (g) The development of training programs that will prepare  
5 substantial numbers of current minority employees for skilled jobs,  
6 including the expansion of existing programs and the creation of new  
7 programs to train, upgrade, and improve the skills of minority  
8 employees.

9       (h) The establishment of procedures to assess, identify, and  
10 actively recruit minority employees with potential for further  
11 advancements.

12       (i) The appointment of senior management staff members to oversee  
13 affirmative action efforts and the setting up of time tables to carry  
14 out affirmative action principles.

15       (11) Subject to the approval of the higher education coordinating  
16 board pursuant to RCW 28B.80.340, offer new degree programs, offer off-  
17 campus programs, participate in consortia or centers, contract for off-  
18 campus educational programs, and purchase or lease major off-campus  
19 facilities.

20       (12) May promulgate such rules and regulations, and perform all  
21 other acts not forbidden by law, as the board of trustees may in its  
22 discretion deem necessary or appropriate to the administration of the  
23 regional university.

24       **Sec. 6.** RCW 28B.40.120 and 1985 c 370 s 95 are each amended to  
25 read as follows:

26       In addition to any other powers and duties prescribed by law, the  
27 board of trustees of The Evergreen State College:

28       (1) Shall have full control of the state college and its property  
29 of various kinds, except as otherwise provided by law.

1           (2) Shall employ the president of the state college, his or her  
2 assistants, members of the faculty, and other employees of the  
3 institution, who, except as otherwise provided by law, shall hold their  
4 positions, until discharged therefrom by the board for good and lawful  
5 reason.

6           (3) With the assistance of the faculty of the state college, shall  
7 prescribe the course of study in the various schools and departments  
8 thereof and publish such catalogues thereof as the board deems  
9 necessary: PROVIDED, That the state board of education shall determine  
10 the requisites for and give program approval of all courses leading to  
11 teacher certification by such board.

12           (4) Establish such divisions, schools or departments necessary to  
13 carry out the purposes of the college and not otherwise proscribed by  
14 law.

15           (5) Except as otherwise provided by law, may establish and erect  
16 such new facilities as determined by the board to be necessary for the  
17 college.

18           (6) May acquire real and other property as provided in RCW  
19 28B.10.020, as now or hereafter amended.

20           (7) Except as otherwise provided by law, may purchase all supplies  
21 and purchase or lease equipment and other personal property needed for  
22 the operation or maintenance of the college.

23           (8) May establish, lease, operate, equip and maintain self-  
24 supporting facilities in the manner provided in RCW 28B.10.300 through  
25 28B.10.330, as now or hereafter amended.

26           (9) Except as otherwise provided by law, to enter into such  
27 contracts as the trustees deem essential to college purposes.

28           (10) May receive such gifts, grants, conveyances, devises and  
29 bequests of real or personal property from whatsoever source, as may be  
30 made from time to time, in trust or otherwise, whenever the terms and



1 conditions thereof will aid in carrying out the college programs; sell,  
2 lease or exchange, invest or expend the same or the proceeds, rents,  
3 profits and income thereof except as limited by the terms and  
4 conditions thereof; and adopt regulations to govern the receipt and  
5 expenditure of the proceeds, rents, profits and income thereof.

6 Beginning January 1, 1992, the following standards for corporate  
7 activity shall be considered by the board without limitation, for  
8 investments in United States corporations operating in Northern  
9 Ireland:

10 (a) Increasing the representation of individuals from  
11 underrepresented religious groups in the work force including  
12 managerial, supervisory, administrative, clerical, and technical jobs.

13 (b) Providing adequate security for the protection of minority  
14 employees both at the workplace and while traveling to and from work.

15 (c) The banning of provocative religious or political emblems from  
16 the workplace.

17 (d) Publicly advertising all job openings and making special  
18 recruitment efforts to attract applicants from underrepresented  
19 religious groups.

20 (e) Providing that layoff, recall, and termination procedures  
21 should not in practice favor particular religious groupings.

22 (f) The abolition of job reservations, apprenticeship restrictions,  
23 and differential employment criteria which discriminate on the basis of  
24 religion or ethnic origin.

25 (g) The development of training programs that will prepare  
26 substantial numbers of current minority employees for skilled jobs,  
27 including the expansion of existing programs and the creation of new  
28 programs to train, upgrade, and improve the skills of minority  
29 employees.

1       (h) The establishment of procedures to assess, identify, and  
2 actively recruit minority employees with potential for further  
3 advancements.

4       (i) The appointment of senior management staff members to oversee  
5 affirmative action efforts and the setting up of time tables to carry  
6 out affirmative action principles.

7       (11) Subject to the approval of the higher education coordinating  
8 board pursuant to RCW 28B.80.340, offer new degree programs, offer off-  
9 campus programs, participate in consortia or centers, contract for off-  
10 campus educational programs, and purchase or lease major off-campus  
11 facilities.

12       (12) May promulgate such rules and regulations, and perform all  
13 other acts not forbidden by law, as the board of trustees may in its  
14 discretion deem necessary or appropriate to the administration of the  
15 college.

16       **Sec. 7.** RCW 28B.50.090 and 1982 c 50 s 1 are each amended to read  
17 as follows:

18       The college board shall have general supervision and control over  
19 the state system of community colleges. In addition to the other  
20 powers and duties imposed upon the college board by this chapter, the  
21 college board shall be charged with the following powers, duties and  
22 responsibilities:

23       (1) Review the budgets prepared by the community college boards of  
24 trustees, prepare a single budget for the support of the state system  
25 of community colleges and adult education, and submit this budget to  
26 the governor as provided in RCW 43.88.090; the coordinating council  
27 shall assist with the preparation of the community college budget that  
28 has to do with vocational education programs;

1           (2) Establish guidelines for the disbursement of funds; and receive  
2 and disburse such funds for adult education and maintenance and  
3 operation and capital support of the community college districts in  
4 conformance with the state and district budgets, and in conformance  
5 with chapter 43.88 RCW;

6           (3) Ensure, through the full use of its authority:

7           (a) that each community college district shall offer thoroughly  
8 comprehensive educational, training and service programs to meet the  
9 needs of both the communities and students served by combining, with  
10 equal emphasis, high standards of excellence in academic transfer  
11 courses; realistic and practical courses in occupational education,  
12 both graded and ungraded; and community services of an educational,  
13 cultural, and recreational nature; and adult education: PROVIDED, That  
14 notwithstanding any other provisions of this chapter, a community  
15 college shall not be required to offer a program of vocational-  
16 technical training, when such a program as approved by the coordinating  
17 council for occupational education is already operating in the  
18 district;

19           (b) that each community college district shall maintain an open-  
20 door policy, to the end that no student will be denied admission  
21 because of the location of his residence or because of his educational  
22 background or ability; that, insofar as is practical in the judgment of  
23 the college board, curriculum offerings will be provided to meet the  
24 educational and training needs of the community generally and the  
25 students thereof; and that all students, regardless of their differing  
26 courses of study, will be considered, known and recognized equally as  
27 members of the student body: PROVIDED, That the administrative  
28 officers of a community college may deny admission to a prospective  
29 student or attendance to an enrolled student if, in their judgment, he  
30 would not be competent to profit from the curriculum offerings of the

1 community college, or would, by his presence or conduct, create a  
2 disruptive atmosphere within the community college not consistent with  
3 the purposes of the institution;

4 (4) Prepare a comprehensive master plan for the development of  
5 community college education and training in the state; and assist the  
6 office of financial management in the preparation of enrollment  
7 projections to support plans for providing adequate community college  
8 facilities in all areas of the state;

9 (5) Define and administer criteria and guidelines for the  
10 establishment of new community colleges or campuses within the existing  
11 districts;

12 (6) Establish criteria and procedures for modifying district  
13 boundary lines consistent with the purposes set forth in RCW 28B.50.020  
14 as now or hereafter amended and in accordance therewith make such  
15 changes as it deems advisable;

16 (7) Establish minimum standards to govern the operation of the  
17 community colleges with respect to:

18 (a) qualifications and credentials of instructional and key  
19 administrative personnel, except as otherwise provided in the state  
20 plan for vocational education,

21 (b) internal budgeting, accounting, auditing, and financial  
22 procedures as necessary to supplement the general requirements  
23 prescribed pursuant to chapter 43.88 RCW,

24 (c) the content of the curriculums and other educational and  
25 training programs, and the requirement for degrees and certificates  
26 awarded by the colleges,

27 (d) standard admission policies,

28 (e) eligibility of courses to receive state fund support;

1       (8) Establish and administer criteria and procedures for all  
2 capital construction including the establishment, installation, and  
3 expansion of facilities within the various community college districts;

4       (9) Encourage innovation in the development of new educational and  
5 training programs and instructional methods; coordinate research  
6 efforts to this end; and disseminate the findings thereof;

7       (10) Exercise any other powers, duties and responsibilities  
8 necessary to carry out the purposes of this chapter;

9       (11) Authorize the various community colleges to offer programs and  
10 courses in other districts when it determines that such action is  
11 consistent with the purposes set forth in RCW 28B.50.020 as now or  
12 hereafter amended;

13       (12) Notwithstanding any other law or statute regarding the sale of  
14 state property, sell or exchange and convey any or all interest in any  
15 community college real and personal property, except such property as  
16 is received by a community college district in accordance with RCW  
17 28B.50.140(8), when it determines that such property is surplus or that  
18 such a sale or exchange is in the best interests of the community  
19 college system;

20       (13) In order that the treasurer for the state board for community  
21 college education appointed in accordance with RCW 28B.50.085 may make  
22 vendor payments, the state treasurer will honor warrants drawn by the  
23 state board providing for an initial advance on July 1, 1982, of the  
24 current biennium and on July 1 of each succeeding biennium from the  
25 state general fund in an amount equal to twenty-four percent of the  
26 average monthly allotment for such budgeted biennium expenditures for  
27 the state board for community college education as certified by the  
28 office of financial management; and at the conclusion of such initial  
29 month and for each succeeding month of any biennium, the state  
30 treasurer will reimburse expenditures incurred and reported monthly by

1 the state board treasurer in accordance with chapter 43.88 RCW:  
2 PROVIDED, That the reimbursement to the state board for actual  
3 expenditures incurred in the final month of each biennium shall be less  
4 the initial advance made in such biennium;

5 (14) Notwithstanding the provisions of subsection (12) of this  
6 section, may receive such gifts, grants, conveyances, devises, and  
7 bequests of real or personal property from private sources as may be  
8 made from time to time, in trust or otherwise, whenever the terms and  
9 conditions thereof will aid in carrying out the community college  
10 programs and may sell, lease or exchange, invest or expend the same or  
11 the proceeds, rents, profits and income thereof according to the terms  
12 and conditions thereof; and adopt regulations to govern the receipt and  
13 expenditure of the proceeds, rents, profits and income thereof.

14 Beginning January 1, 1992, the following standards for corporate  
15 activity shall be considered by the board without limitation, for  
16 investments in United States corporations operating in Northern  
17 Ireland:

18 (a) Increasing the representation of individuals from  
19 underrepresented religious groups in the work force including  
20 managerial, supervisory, administrative, clerical, and technical jobs.

21 (b) Providing adequate security for the protection of minority  
22 employees both at the workplace and while traveling to and from work.

23 (c) The banning of provocative religious or political emblems from  
24 the workplace.

25 (d) Publicly advertising all job openings and making special  
26 recruitment efforts to attract applicants from underrepresented  
27 religious groups.

28 (e) Providing that layoff, recall, and termination procedures  
29 should not in practice favor particular religious groupings.

1       (f) The abolition of job reservations, apprenticeship restrictions,  
2 and differential employment criteria which discriminate on the basis of  
3 religion or ethnic origin.

4       (g) The development of training programs that will prepare  
5 substantial numbers of current minority employees for skilled jobs,  
6 including the expansion of existing programs and the creation of new  
7 programs to train, upgrade, and improve the skills of minority  
8 employees.

9       (h) The establishment of procedures to assess, identify, and  
10 actively recruit minority employees with potential for further  
11 advancements.

12       (i) The appointment of senior management staff members to oversee  
13 affirmative action efforts and the setting up of time tables to carry  
14 out affirmative action principles.

15       The college board shall have the power of eminent domain.

16       **Sec. 8.** RCW 35.39.060 and 1982 c 166 s 1 are each amended to read  
17 as follows:

18       Any city or town now or hereafter operating an employees' pension  
19 system with the approval of the board otherwise responsible for  
20 management of its respective funds may invest, reinvest, manage,  
21 contract, sell, or exchange investments acquired. Investments shall be  
22 made in accordance with investment policy duly established and  
23 published by the board. In discharging its duties under this section,  
24 the board shall act with the care, skill, prudence, and diligence under  
25 the circumstances then prevailing that a prudent ((man)) person acting  
26 in a like capacity and familiar with such matters would use in the  
27 conduct of an enterprise of a like character and with like aims; shall  
28 diversify the investments of the employees' pension system so as to  
29 minimize the risk of large losses; and shall act in accordance with the

1 documents and instruments governing the employees' pension system,  
2 insofar as such documents and instruments are consistent with the  
3 provisions of this title.

4 Beginning January 1, 1992, the following standards for corporate  
5 activity shall be considered, without limitation, for investments in  
6 United States corporations operating in Northern Ireland:

7 (1) Increasing the representation of individuals from  
8 underrepresented religious groups in the work force including  
9 managerial, supervisory, administrative, clerical, and technical jobs.

10 (2) Providing adequate security for the protection of minority  
11 employees both at the workplace and while traveling to and from work.

12 (3) The banning of provocative religious or political emblems from  
13 the workplace.

14 (4) Publicly advertising all job openings and making special  
15 recruitment efforts to attract applicants from underrepresented  
16 religious groups.

17 (5) Providing that layoff, recall, and termination procedures  
18 should not in practice favor particular religious groupings.

19 (6) The abolition of job reservations, apprenticeship restrictions,  
20 and differential employment criteria which discriminate on the basis of  
21 religion or ethnic origin.

22 (7) The development of training programs that will prepare  
23 substantial numbers of current minority employees for skilled jobs,  
24 including the expansion of existing programs and the creation of new  
25 programs to train, upgrade, and improve the skills of minority  
26 employees.

27 (8) The establishment of procedures to assess, identify, and  
28 actively recruit minority employees with potential for further  
29 advancements.



1       (9) The appointment of senior management staff members to oversee  
2 affirmative action efforts and the setting up of time tables to carry  
3 out affirmative action principles.

4       **Sec. 9.** RCW 41.40.077 and 1977 ex.s. c 251 s 9 are each amended to  
5 read as follows:

6       Any investments under RCW 43.84.150 shall be made with the exercise  
7 of that degree of judgment and care, under circumstances then  
8 prevailing, which ~~((men))~~ persons of prudence, discretion and  
9 intelligence exercise in the management of their own affairs, not for  
10 speculation but for investment, considering the probable safety of  
11 their capital as well as the probable income to be derived.

12       Beginning January 1, 1992, the following standards for corporate  
13 activity shall be considered, without limitation, for investments in  
14 United States corporations operating in Northern Ireland:

15       (1) Increasing the representation of individuals from  
16 underrepresented religious groups in the work force including  
17 managerial, supervisory, administrative, clerical, and technical jobs.

18       (2) Providing adequate security for the protection of minority  
19 employees both at the workplace and while traveling to and from work.

20       (3) The banning of provocative religious or political emblems from  
21 the workplace.

22       (4) Publicly advertising all job openings and making special  
23 recruitment efforts to attract applicants from underrepresented  
24 religious groups.

25       (5) Providing that layoff, recall, and termination procedures  
26 should not in practice favor particular religious groupings.

27       (6) The abolition of job reservations, apprenticeship restrictions,  
28 and differential employment criteria which discriminate on the basis of  
29 religion or ethnic origin.

1       (7) The development of training programs that will prepare  
2 substantial numbers of current minority employees for skilled jobs,  
3 including the expansion of existing programs and the creation of new  
4 programs to train, upgrade, and improve the skills of minority  
5 employees.

6       (8) The establishment of procedures to assess, identify, and  
7 actively recruit minority employees with potential for further  
8 advancements.

9       (9) The appointment of senior management staff members to oversee  
10 affirmative action efforts and the setting up of time tables to carry  
11 out affirmative action principles.

12       **Sec. 10.** RCW 43.33A.110 and 1989 c 179 s 1 are each amended to  
13 read as follows:

14       The state investment board may make appropriate rules and  
15 regulations for the performance of its duties. The board shall  
16 establish investment policies and procedures designed exclusively to  
17 maximize return at a prudent level of risk, while following the  
18 standards of judgment and care, and considerations in RCW 43.33A.140.  
19 However, in the case of the department of labor and industries'  
20 accident, medical aid, and reserve funds, the board shall establish  
21 investment policies and procedures designed to attempt to limit  
22 fluctuations in industrial insurance premiums and, subject to this  
23 purpose, to maximize return at a prudent level of risk. The board  
24 shall adopt rules to ensure that its members perform their functions in  
25 compliance with chapter 42.18 RCW. Rules adopted by the board shall be  
26 adopted pursuant to chapter 34.05 RCW.

27       **Sec. 11.** RCW 43.33A.140 and 1981 c 3 s 14 are each amended to read  
28 as follows:

1 Any investments made by the state investment board shall be made  
2 with the exercise of that degree of judgment and care, under  
3 circumstances then prevailing, which persons of prudence, discretion,  
4 and intelligence exercise in the management of their own affairs, not  
5 for speculation but for investment, considering the probable safety of  
6 their capital as well as the probable income to be derived.

7 Beginning January 1, 1992, the following standards for corporate  
8 activity shall be considered, without limitation, for investments in  
9 United States corporations operating in Northern Ireland:

10 (1) Increasing the representation of individuals from  
11 underrepresented religious groups in the work force including  
12 managerial, supervisory, administrative, clerical, and technical jobs.

13 (2) Providing adequate security for the protection of minority  
14 employees both at the workplace and while traveling to and from work.

15 (3) The banning of provocative religious or political emblems from  
16 the workplace.

17 (4) Publicly advertising all job openings and making special  
18 recruitment efforts to attract applicants from underrepresented  
19 religious groups.

20 (5) Providing that layoff, recall, and termination procedures  
21 should not in practice favor particular religious groupings.

22 (6) The abolition of job reservations, apprenticeship restrictions,  
23 and differential employment criteria which discriminate on the basis of  
24 religion or ethnic origin.

25 (7) The development of training programs that will prepare  
26 substantial numbers of current minority employees for skilled jobs,  
27 including the expansion of existing programs and the creation of new  
28 programs to train, upgrade, and improve the skills of minority  
29 employees.

1       (8) The establishment of procedures to assess, identify, and  
2 actively recruit minority employees with potential for further  
3 advancements.

4       (9) The appointment of senior management staff members to oversee  
5 affirmative action efforts and the setting up of time tables to carry  
6 out affirmative action principles.

7       **Sec. 12.** RCW 43.84.080 and 1982 c 148 s 1 are each amended to read  
8 as follows:

9       Wherever there is in any fund or in cash balances in the state  
10 treasury more than sufficient amounts to meet the current expenditures  
11 properly payable therefrom, the state treasurer may invest or reinvest,  
12 with the same degree of judgment and care, and the same considerations  
13 as required of the state investment board under RCW 43.33A.140, such  
14 portion of such funds or balances as the state treasurer deems  
15 expedient in the following defined securities or classes of  
16 investments:

17       (1) Certificates, notes, or bonds of the United States, or other  
18 obligations of the United States or its agencies, or of any corporation  
19 wholly owned by the government of the United States;

20       (2) In state, county, municipal, or school district bonds, or in  
21 warrants of taxing districts of the state. Such bonds and warrants  
22 shall be only those found to be within the limit of indebtedness  
23 prescribed by law for the taxing district issuing them and to be  
24 general obligations. The state treasurer may purchase such bonds or  
25 warrants directly from the taxing district or in the open market at  
26 such prices and upon such terms as it may determine, and may sell them  
27 at such times as it deems advisable;

28       (3) In motor vehicle fund warrants when authorized by agreement  
29 between the state treasurer and the department of transportation

1 requiring repayment of invested funds from any moneys in the motor  
2 vehicle fund available for state highway construction;

3 (4) In federal home loan bank notes and bonds, federal land bank  
4 bonds and federal national mortgage association notes, debentures and  
5 guaranteed certificates of participation, or the obligations of any  
6 other government sponsored corporation whose obligations are or may  
7 become eligible as collateral for advances to member banks as  
8 determined by the board of governors of the federal reserve system;

9 (5) Bankers' acceptances purchased on the secondary market;

10 (6) Negotiable certificates of deposit of any national or state  
11 commercial or mutual savings bank or savings and loan association doing  
12 business in the United States: PROVIDED, That the treasurer shall  
13 adhere to the investment policies and procedures adopted by the state  
14 investment board;

15 (7) Commercial paper: PROVIDED, That the treasurer shall adhere to  
16 the investment policies and procedures adopted by the state investment  
17 board.

18 NEW SECTION. **Sec. 13.** A new section is added to chapter 24.44 RCW  
19 to read as follows:

20 The provisions of this chapter governing investments are subject to  
21 any restrictions on investments found in RCW 28B.20.130, 28B.30.150,  
22 28B.35.120, 28B.40.120, 28B.50.090, as applicable.