

superior court of any county, on application of the director and after satisfactory evidence of wilful disobedience, may compel obedience by proceedings for contempt, as in the case of disobedience of a subpoena issued from the court or a refusal to testify therein.

NEW SECTION. Sec. 4. There is added to chapter 252, Laws of 1971 ex. sess. and to chapter 19.100 RCW a new section to read as follows:

If it appears to the director that a person has engaged or is about to engage in an act or practice constituting a violation of a provision of this chapter or a rule adopted or order issued under this chapter, the director may, in the director's discretion, issue an order directing the person to cease and desist from continuing the act or practice. Reasonable notice of and opportunity for a hearing shall be given. The director may issue a temporary order pending the hearing, which shall remain in effect until ten days after the hearing is held and which shall become final if the person to whom notice is addressed does not request a hearing within fifteen days after the receipt of the notice.

NEW SECTION. Sec. 5. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

Passed the Senate March 21, 1979.
Passed the House April 9, 1979.
Approved by the Governor April 17, 1979.
Filed in Office of Secretary of State April 17, 1979.

CHAPTER 14

[House Bill No. 113]

VOCATIONAL REHABILITATION SERVICE PURCHASES—COMPETITIVE BID EXEMPTION

AN ACT Relating to purchases for vocational rehabilitation clients; and amending section 43.19.1906, chapter 8, Laws of 1965 as last amended by section 5, chapter 270, Laws of 1977 ex. sess. and RCW 43.19.1906; and declaring an emergency.

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

Section 1. Section 43.19.1906, chapter 8, Laws of 1965 as last amended by section 5, chapter 270, Laws of 1977 ex. sess. and RCW 43.19.1906 are each amended to read as follows:

Insofar as practicable, all purchases and sales shall be based on competitive bids and a formal sealed bid procedure shall be used as standard procedure for all purchases and contracts for purchases and sales executed by the state purchasing and material control director and under the powers granted by RCW 43.19.190 through 43.19.1939, as now or hereafter amended. This requirement shall also apply to purchases and contracts for

purchases and sales executed by agencies, including educational institutions, under delegated authority granted in accordance with provisions of RCW 43.19.190 as now or hereafter amended. However, formal sealed bidding shall not be necessary for:

(1) Emergency purchases if such sealed bidding procedure would prevent or hinder the emergency from being met appropriately;

(2) Purchases not exceeding twenty-five hundred dollars: **PROVIDED**, That the state director of general administration shall establish procedures to assure that purchases made by or on behalf of the various state agencies shall not be made so as to avoid the twenty-five hundred dollar bid limitation: **PROVIDED FURTHER**, That the state purchasing and material control director is authorized to reduce this formal sealed bid limit of twenty-five hundred dollars to a lower dollar amount for purchases by individual state agencies, including purchases of specialized equipment, instructional, and research materials by colleges and universities, if considered necessary to maintain full disclosure of competitive procurement or otherwise to achieve overall state efficiency and economy in purchasing and material control. Quotations from two hundred dollars to twenty-five hundred dollars shall be secured from enough vendors to assure establishment of a competitive price. A record of competition for all such purchases from two hundred dollars to twenty-five hundred dollars shall be documented for audit purposes on a standard state form approved by the forms management center under the provisions of RCW 43.19.510. Purchases up to two hundred dollars may be made without competitive bids based on buyer experience and knowledge of the market in achieving maximum quality at minimum cost: **PROVIDED**, That this two hundred dollar direct buy limit without competitive bids may be increased incrementally as required to a maximum of four hundred dollars by unanimous vote by all members of the state supply management advisory board, if warranted by increases in purchasing costs due to inflationary trends;

(3) Purchases which are clearly and legitimately limited to a single source of supply and purchases involving special facilities, services, or market conditions, in which instances the purchase price may be best established by direct negotiation; (~~and~~)

(4) Purchases of insurance and bonds by the risk management office under RCW 43.19.1935 as now or hereafter amended; and

(5) Purchases and contracts for vocational rehabilitation clients of the department of social and health services: PROVIDED, That this exemption shall be effective only when the state purchasing and material control director, after consultation with the director of the division of vocational rehabilitation and appropriate department of social and health services procurement personnel, declares that such purchases may be best executed through direct negotiation with one or more suppliers in order to expeditiously meet the special needs of the state's vocational rehabilitation clients.

NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House March 21, 1979.

Passed the Senate April 6, 1979.

Approved by the Governor April 17, 1979.

Filed in Office of Secretary of State April 17, 1979.

CHAPTER 15

[Substitute House Bill No. 201]

INSTITUTIONS OF HIGHER EDUCATION—RESIDENT STUDENT CLASSIFICATION—APPLICATION

AN ACT Relating to institutions of higher education; and amending section 3, chapter 273, Laws of 1971 ex. sess. as amended by section 2, chapter 149, Laws of 1972 ex. sess. and RCW 28B.15.013.

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

Section 1. Section 3, chapter 273, Laws of 1971 ex. sess. as amended by section 2, chapter 149, Laws of 1972 ex. sess. and RCW 28B.15.013 are each amended to read as follows:

(1) The establishment of a new domicile in the state of Washington by a qualified person formerly domiciled in another state has occurred if ~~((he))~~ such person is physically present in Washington and can show satisfactory proof that ~~((he))~~ such person is without a present intention to return to such other state or to acquire a domicile at some other place outside of Washington.

(2) Except as provided in subsection (3)(d) of this section, an unemancipated minor shall be classified as a resident student only if ~~((his))~~ such minor's parents or legally appointed guardian or person having legal custody shall have established a domicile in this state.

(3) Unless proven to the contrary it shall be presumed that:

(a) The domicile of an unemancipated minor is that of ~~((his))~~ such minor's father; or if no father, that of ~~((his))~~ such minor's mother; or if there is a legally appointed guardian, that of such guardian: PROVIDED, That if one parent has legal custody of the minor, the domicile of such minor shall be that of such parent except as otherwise provided in subsection (3)(d) of this section.

(b) The domicile of any qualified person, including a married woman, shall be determined according to the individual's situation and circumstances rather than by marital status or sex.

(c) A person does not lose a domicile in the state of Washington by reason of ~~((his residence))~~ residency in any state or country while a member of the civil or military service of this state or of the United States, nor while