
SENATE BILL 5179

State of Washington

56th Legislature

1999 Regular Session

By Senators Oke and Jacobsen

Read first time 01/15/1999. Referred to Committee on Natural Resources, Parks & Recreation.

1 AN ACT Relating to the authority of the parks and recreation
2 commission; amending RCW 43.51.030, 43.51.040, 43.51.045, 43.51.046,
3 43.51.061, 43.51.060, 43.51.052, 46.61.587, 7.84.010, 7.84.020,
4 43.51.210, 43.220.160, 79.72.020, 79.72.030, 79.72.040, 79.72.050,
5 43.51.070, 43.51.080, 43.51.110, 43.51.140, 43.51.220, 43.51.237,
6 43.51.270, 43.51.948, 43.51.720, 43.51.730, 43.51.750, 43.51.510,
7 43.51.540, 43.51.432, 88.12.015, 88.12.195, 88.12.205, and 88.12.365;
8 reenacting and amending RCW 43.51.290; adding a new section to chapter
9 43.99 RCW; adding a new title to the Revised Code of Washington to be
10 codified as Title 79A RCW; recodifying RCW 43.51.020, 43.51.030,
11 43.51.040, 43.51.045, 43.51.046, 43.51.048, 43.51.050, 43.51.052,
12 43.51.055, 43.51.060, 43.51.061, 43.51.062, 43.51.063, 43.51.065,
13 43.51.070, 43.51.080, 43.51.090, 43.51.100, 43.51.110, 43.51.112,
14 43.51.1121, 43.51.113, 43.51.114, 43.51.130, 43.51.140, 43.51.150,
15 43.51.160, 43.51.170, 43.51.180, 43.51.200, 43.51.210, 43.51.215,
16 43.51.220, 43.51.235, 43.51.237, 43.51.240, 43.51.250, 43.51.270,
17 43.51.275, 43.51.285, 43.51.290, 43.51.300, 43.51.310, 43.51.320,
18 43.51.321, 43.51.330, 43.51.340, 43.51.350, 43.51.360, 43.51.365,
19 43.51.370, 43.51.375, 43.51.385, 43.51.395, 43.51.400, 43.51.405,
20 43.51.407, 43.51.409, 43.51.411, 43.51.415, 43.51.417, 43.51.419,
21 43.51.420, 43.51.430, 43.51.432, 43.51.434, 43.51.436, 43.51.438,

1 43.51.440, 43.51.442, 43.51.444, 43.51.446, 43.51.448, 43.51.450,
2 43.51.452, 43.51.454, 43.51.456, 43.51.500, 43.51.510, 43.51.530,
3 43.51.540, 43.51.550, 43.51.560, 43.51.570, 43.51.580, 43.51.590,
4 43.51.650, 43.51.655, 43.51.660, 43.51.665, 43.51.670, 43.51.675,
5 43.51.685, 43.51.695, 43.51.700, 43.51.705, 43.51.710, 43.51.715,
6 43.51.720, 43.51.725, 43.51.730, 43.51.735, 43.51.740, 43.51.745,
7 43.51.750, 43.51.755, 43.51.760, 43.51.765, 43.51.900, 43.51.910,
8 43.51.920, 43.51.930, 43.51.940, 43.51.942, 43.51.943, 43.51.944,
9 43.51.945, 43.51.946, 43.51.947, 43.51.948, 43.51.949, 43.51.950,
10 43.51.951, 43.51.952, 43.51.953, 43.51.954, 43.51.955, 43.51.956,
11 43.98.010, 43.98.020, 43.98.030, 43.98.040, 43.98.050, 43.98.060,
12 43.98.070, 43.98.080, 43.98.090, 43.98A.005, 43.98A.010, 43.98A.020,
13 43.98A.030, 43.98A.040, 43.98A.050, 43.98A.060, 43.98A.070, 43.98A.080,
14 43.98A.090, 43.98A.100, 43.98A.900, 43.98B.005, 43.98B.010, 43.98B.020,
15 43.98B.030, 43.98B.900, 43.98B.910, 43.98B.920, 43.99.010, 43.99.020,
16 43.99.025, 43.99.030, 43.99.040, 43.99.050, 43.99.060, 43.99.070,
17 43.99.080, 43.99.095, 43.99.100, 43.99.110, 43.99.120, 43.99.124,
18 43.99.126, 43.99.130, 43.99.135, 43.99.142, 43.99.146, 43.99.150,
19 43.99.170, 43.99.800, 43.99.810, 43.99.820, 43.99.830, 43.99.900,
20 43.99.910, 67.18.005, 67.18.010, 67.18.020, 67.18.030, 67.18.040,
21 67.18.050, 67.18.900, 67.32.010, 67.32.020, 67.32.030, 67.32.040,
22 67.32.050, 67.32.060, 67.32.070, 67.32.080, 67.32.090, 67.32.100,
23 67.32.110, 67.32.130, 67.32.140, 70.88.010, 70.88.020, 70.88.030,
24 70.88.040, 70.88.050, 70.88.060, 70.88.070, 70.88.080, 70.88.090,
25 70.88.100, 70.117.010, 70.117.015, 70.117.020, 70.117.025, 70.117.030,
26 70.117.040, 77.12.720, 77.12.730, 77.12.740, 79.08.102, 79.08.104,
27 79.08.106, 79.08.1062, 79.08.1064, 79.08.1066, 79.08.1069, 79.08.1072,
28 79.08.1074, 79.08.1078, 79.08.109, 79.72.010, 79.72.020, 79.72.030,
29 79.72.040, 79.72.050, 79.72.060, 79.72.070, 79.72.080, 79.72.090,
30 79.72.100, 79.72.900, 88.12.010, 88.12.015, 88.12.020, 88.12.025,
31 88.12.029, 88.12.032, 88.12.033, 88.12.035, 88.12.045, 88.12.055,
32 88.12.065, 88.12.075, 88.12.085, 88.12.095, 88.12.105, 88.12.115,
33 88.12.125, 88.12.135, 88.12.145, 88.12.155, 88.12.165, 88.12.175,
34 88.12.185, 88.12.195, 88.12.205, 88.12.215, 88.12.218, 88.12.222,
35 88.12.225, 88.12.227, 88.12.230, 88.12.232, 88.12.235, 88.12.245,
36 88.12.250, 88.12.255, 88.12.260, 88.12.265, 88.12.275, 88.12.276,
37 88.12.278, 88.12.279, 88.12.285, 88.12.295, 88.12.305, 88.12.315,
38 88.12.325, 88.12.335, 88.12.345, 88.12.355, 88.12.365, 88.12.375,
39 88.12.385, 88.12.395, 88.12.500, 88.12.505, 88.27.010, 88.27.020,

1 88.27.030, 88.27.040, 88.27.050, 88.27.900, 90.56.090, and 43.51.380;
2 repealing RCW 43.51.010, 79.08.108, 43.51.047, 43.51.545, 43.51.260,
3 43.51.355, and 43.51.230; and prescribing penalties.

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

5 **PART I**
6 **DEFINITIONS**

7 NEW SECTION. **Sec. 101.** The definitions in this section apply
8 throughout this title unless the context clearly requires otherwise.

9 (1) "Commission" means the state parks and recreation commission.

10 (2) "Chair" means the member of the commission elected pursuant to
11 RCW 43.51.030 (as recodified by this act).

12 (3) "Director" and "director of the state parks and recreation
13 commission" mean the director of parks and recreation or the director's
14 designee.

15 (4) "Recreation" means those activities of a voluntary and leisure
16 time nature that aid in promoting entertainment, pleasure, play,
17 relaxation, or instruction.

18 (5) "Natural forest" means a forest that faithfully represents, or
19 is meant to become representative of, its unaltered state.

20 **PART II**
21 **GENERAL POLICIES**

22 **Sec. 201.** RCW 43.51.030 and 1965 c 8 s 43.51.030 are each amended
23 to read as follows:

24 The commission shall elect one of its members as ((~~chairman~~))
25 chair. The commission may be convened at such times as the
26 ((~~chairman~~)) chair deems necessary, and a majority shall constitute a
27 quorum for the transaction of business.

28 **PART III**
29 **DUTIES AND POWERS OF THE COMMISSION**

30 NEW SECTION. **Sec. 301.** In addition to whatever other duties may
31 exist in law or be imposed in the future, it is the duty of the
32 commission to:

1 (1) Implement integrated pest management practices and regulate
2 pests as required by RCW 17.15.020;

3 (2) Take steps necessary to control spartina and purple loosestrife
4 as required by RCW 17.26.020;

5 (3) Participate in the implementation of chapter 19.02 RCW;

6 (4) Coordinate planning and provide staffing and administrative
7 assistance to the Lewis and Clark trail committee as required by RCW
8 27.34.340;

9 (5) Administer those portions of chapter 46.10 RCW not dealing with
10 registration and licensing of snowmobiles as required by RCW 46.10.210;

11 (6) Consult and participate in the scenic and recreational highway
12 system as required by chapter 47.39 RCW; and

13 (7) Develop, prepare, and distribute information relating to marine
14 oil recycling tanks and sewage holding tank pumping stations, in
15 cooperation with other departments, as required by chapter 88.02 RCW.

16 The commission has the power reasonably necessary to carry out
17 these duties.

18 **Sec. 302.** RCW 43.51.040 and 1989 c 175 s 106 are each amended to
19 read as follows:

20 The commission shall:

21 (1) Have the care, charge, control, and supervision of all parks
22 and parkways acquired or set aside by the state for park or parkway
23 purposes.

24 (2) Adopt policies, (~~promulgate~~) and adopt, issue, and enforce
25 rules pertaining to the use, care, and administration of state parks
26 and parkways. The commission shall cause a copy of the rules to be
27 kept posted in a conspicuous place in every state park to which they
28 are applicable, but failure to post or keep any rule posted shall be no
29 defense to any prosecution for the violation thereof.

30 (3) Permit the use of state parks and parkways by the public under
31 such rules as shall be adopted.

32 (4) Clear, drain, grade, seed, and otherwise improve or beautify
33 parks and parkways, and erect structures, buildings, fireplaces, and
34 comfort stations and build and maintain paths, trails, and roadways
35 through or on parks and parkways.

36 (5) Grant concessions or leases in state parks and parkways, upon
37 such rentals, fees, or percentage of income or profits and for such
38 terms, in no event longer than forty years, and upon such conditions as

1 shall be approved by the commission: PROVIDED, That leases exceeding
2 a twenty-year term shall require a unanimous vote of the commission:
3 PROVIDED FURTHER, That if, during the term of any concession or lease,
4 it is the opinion of the commission that it would be in the best
5 interest of the state, the commission may, with the consent of the
6 concessionaire or lessee, alter and amend the terms and conditions of
7 such concession or lease: PROVIDED FURTHER, That television station
8 leases shall be subject to the provisions of RCW 43.51.063 (as
9 recodified by this act), only: PROVIDED FURTHER, That the rates of
10 such concessions or leases shall be renegotiated at five-year
11 intervals. No concession shall be granted which will prevent the
12 public from having free access to the scenic attractions of any park or
13 parkway.

14 (6) Employ such assistance as it deems necessary.

15 (7) By majority vote of its authorized membership select and
16 purchase or obtain options upon, lease, or otherwise acquire for and in
17 the name of the state such tracts of land, including shore and tide
18 lands, for park and parkway purposes as it deems proper. If the
19 commission cannot acquire any tract at a price it deems reasonable, it
20 may, by majority vote of its authorized membership, obtain title
21 thereto, or any part thereof, by condemnation proceedings conducted by
22 the attorney general as provided for the condemnation of rights of way
23 for state highways. Option agreements executed under authority of this
24 subdivision shall be valid only if:

25 (a) The cost of the option agreement does not exceed one dollar;
26 and

27 (b) Moneys used for the purchase of the option agreement are from
28 (i) funds appropriated therefor, or (ii) funds appropriated for
29 undesignated land acquisitions, or (iii) funds deemed by the commission
30 to be in excess of the amount necessary for the purposes for which they
31 were appropriated; and

32 (c) The maximum amount payable for the property upon exercise of
33 the option does not exceed the appraised value of the property.

34 (8) Cooperate with the United States, or any county or city of this
35 state, in any matter pertaining to the acquisition, development,
36 redevelopment, renovation, care, control, or supervision of any park or
37 parkway, and enter into contracts in writing to that end. All parks or
38 parkways, to which the state contributed or in whose care, control, or

1 supervision the state participated pursuant to the provisions of this
2 section, shall be governed by the provisions hereof.

3 **Sec. 303.** RCW 43.51.045 and 1984 c 82 s 1 are each amended to read
4 as follows:

5 (1) The commission shall:

6 (a) Manage timber and land under its jurisdiction to maintain and
7 enhance aesthetic and recreational values;

8 (b) Apply modern conservation practices to maintain and enhance
9 aesthetic, recreational, and ecological resources; and

10 (c) Designate and preserve certain forest areas throughout the
11 state as natural forests or natural areas for interpretation, study,
12 and preservation purposes.

13 (2) Trees may be removed from state parks:

14 (a) When hazardous to persons, property, or facilities;

15 (b) As part of a park maintenance or development project, or
16 conservation practice;

17 (c) As part of a road or utility easement; or

18 (d) When damaged by a catastrophic forest event.

19 (3) Tree removal under subsection (2) of this section shall be done
20 by commission personnel, unless the personnel lack necessary expertise.
21 Except in emergencies and when feasible, significant trees shall be
22 removed only after they have been marked or appraised by a professional
23 forester. The removal of significant trees from a natural forest may
24 take place only after a public hearing has been held, except in
25 emergencies.

26 (4) When feasible, felled timber shall be left on the ground for
27 natural purposes or used for park purposes including, but not limited
28 to, building projects, trail mulching, and firewood. In natural forest
29 areas, first consideration shall be given to leaving timber on the
30 ground for natural purposes.

31 (5) The commission may issue permits to individuals under RCW
32 4.24.210 and 43.51.065 (as recodified by this act) for the removal of
33 wood debris from state parks for personal firewood use.

34 (6) Only timber that qualifies for cutting or removal under
35 subsection (2) of this section may be sold. Timber shall be sold only
36 when surplus to the needs of the park.

1 (7) Net revenue derived from timber sales shall be deposited in the
2 state parks renewal and stewardship account created in RCW 43.51.275
3 (as recodified by this act).

4 **Sec. 304.** RCW 43.51.046 and 1991 c 11 s 1 are each amended to read
5 as follows:

6 (1) ~~((By July 1, 1992,))~~ The ~~((state parks and recreation))~~
7 commission shall provide waste reduction and recycling information in
8 each state park campground and day-use area.

9 (2) ~~((By July 1, 1993,))~~ The commission shall provide recycling
10 receptacles in the day-use and campground areas of at least ~~((fifteen))~~
11 forty state parks. The receptacles shall be clearly marked for the
12 disposal of at least two of the following recyclable materials:
13 Aluminum, glass, newspaper, plastic, and tin. The commission shall
14 endeavor to provide recycling receptacles in parks that are near urban
15 centers or in heavily used parks.

16 (3) The commission shall provide daily maintenance of such
17 receptacles from April through September of each year.

18 (4) ~~((Beginning July 1, 1993, the commission shall provide~~
19 ~~recycling receptacles in at least five additional state parks per~~
20 ~~biennium until the total number of state parks having recycling~~
21 ~~receptacles reaches forty.~~

22 ~~(5))~~ The commission is authorized to enter into agreements with
23 any person, company, or nonprofit organization to provide for the
24 collection and transport of recyclable materials and related activities
25 under this section.

26 **Sec. 305.** RCW 43.51.061 and 1969 ex.s. c 31 s 2 are each amended
27 to read as follows:

28 ~~((Notwithstanding any other provisions of this chapter or of other~~
29 ~~laws))~~ No provision of law relating to the commission~~((,))~~ shall
30 prevent the commission ~~((may delegate))~~ from delegating to the director
31 ~~((of parks and recreation))~~ such powers and duties of the commission as
32 they may deem proper.

33 **Sec. 306.** RCW 43.51.060 and 1995 c 211 s 3 are each amended to
34 read as follows:

35 The commission may:

1 (1) Make rules and regulations for the proper administration of its
2 duties;

3 (2) Accept any grants of funds made with or without a matching
4 requirement by the United States, or any agency thereof, for purposes
5 in keeping with the purposes of this chapter; accept gifts, bequests,
6 devises and endowments for purposes in keeping with such purposes;
7 enter into cooperative agreements with and provide for private
8 nonprofit groups to use state park property and facilities to raise
9 money to contribute gifts, grants, and support to the commission for
10 the purposes of this chapter. The commission may assist the nonprofit
11 group in a cooperative effort by providing necessary agency personnel
12 and services, if available. However, none of the moneys raised may
13 inure to the benefit of the nonprofit group, except in furtherance of
14 its purposes to benefit the commission as provided in this chapter.
15 The agency and the private nonprofit group shall agree on the nature of
16 any project to be supported by such gift or grant prior to the use of
17 any agency property or facilities for raising money. Any such gifts
18 may be in the form of recreational facilities developed or built in
19 part or in whole for public use on agency property, provided that the
20 facility is consistent with the purposes of the agency;

21 (3) Require certification by the commission of all parks and
22 recreation workers employed in state aided or state controlled
23 programs;

24 (4) Act jointly, when advisable, with the United States, any other
25 state agencies, institutions, departments, boards, or commissions in
26 order to carry out the objectives and responsibilities of this chapter;

27 (5) Grant franchises and easements for any legitimate purpose on
28 parks or parkways, for such terms and subject to such conditions and
29 considerations as the commission shall specify;

30 (6) Charge such fees for services, utilities, and use of facilities
31 as the commission shall deem proper;

32 (7) Enter into agreements whereby individuals or companies may rent
33 undeveloped parks or parkway land for grazing, agricultural, or mineral
34 development purposes upon such terms and conditions as the commission
35 shall deem proper, for a term not to exceed ten years;

36 (8) Determine the qualifications of and employ a director of parks
37 and recreation who shall receive a salary as fixed by the governor in
38 accordance with the provisions of RCW 43.03.040(~~(, and upon his~~
39 ~~recommendation, a supervisor of recreation,~~)) and determine the

1 qualifications and salary of and employ such other persons as may be
2 needed to carry out the provisions hereof; and

3 (9) Without being limited to the powers hereinbefore enumerated,
4 the commission shall have such other powers as in the judgment of a
5 majority of its members are deemed necessary to effectuate the purposes
6 of this chapter: PROVIDED, That the commission shall not have power to
7 supervise directly any local park or recreation district, and no funds
8 shall be made available for such purpose.

9 **PART IV**

10 **DUTIES OF THE DIRECTOR**

11 NEW SECTION. **Sec. 401.** In addition to other duties the commission
12 may from time to time impose, it is the duty of the director to:

13 (1) Ensure the control of weeds in parks to the extent required by
14 RCW 17.04.160 and 17.10.205; and

15 (2) Participate in the operations of the environmental enhancement
16 and job creation task force under chapter 43.21J RCW.

17 The director has the power reasonably necessary to carry out these
18 duties.

19 **Sec. 402.** RCW 43.51.052 and 1997 c 137 s 2 are each amended to
20 read as follows:

21 (1) The parks improvement account is hereby established in the
22 state treasury.

23 (2) The (~~(parks and recreation)~~) commission shall deposit all
24 moneys received from the sale of interpretive, recreational, and
25 historical literature and materials in this account. Moneys in the
26 account may be spent only for development, production, and distribution
27 costs associated with literature and materials.

28 (3) Disbursements from the account shall be on the authority of the
29 director (~~(of the parks and recreation commission)~~), or the director's
30 designee. The account is subject to the allotment procedure provided
31 under chapter 43.88 RCW. No appropriation is required for disbursement
32 of moneys to be used for support of further production of materials
33 provided for in RCW 43.51.050(2) (as recodified by this act). The
34 director may transfer a portion of the moneys in this account to the
35 state parks renewal and stewardship account and may expend moneys so

1 transferred for any purpose provided for in RCW 43.51.275 (as
2 recodified by this act).

3 **PART V**

4 **PROHIBITED ACTS AND PENALTIES**

5 **Sec. 501.** RCW 46.61.587 and 1984 c 258 s 329 are each amended to
6 read as follows:

7 Any violation of RCW 43.51.320 (as recodified by this act) or
8 46.61.585 or any rule ~~((promulgated))~~ adopted by the parks and
9 recreation commission to enforce the provisions thereof ~~((shall be~~
10 ~~punished by a fine of not more than twenty-five dollars))~~ is a civil
11 infraction as provided in chapter 7.84 RCW.

12 **Sec. 502.** RCW 7.84.010 and 1993 c 244 s 2 are each amended to read
13 as follows:

14 The legislature declares that decriminalizing certain offenses
15 contained in Titles 75, 76, 77, ~~((and))~~ 79, and 79A RCW and chapters
16 43.30(~~(7-43.517)~~) and 88.12 RCW and any rules adopted pursuant to those
17 titles and chapters would promote the more efficient administration of
18 those titles and chapters. The purpose of this chapter is to provide
19 a just, uniform, and efficient procedure for adjudicating those
20 violations which, in any of these titles and chapters or rules adopted
21 under these chapters or titles, are declared not to be criminal
22 offenses. The legislature respectfully requests the supreme court to
23 prescribe any rules of procedure necessary to implement this chapter.

24 **Sec. 503.** RCW 7.84.020 and 1993 c 244 s 3 are each amended to read
25 as follows:

26 Unless the context clearly requires otherwise, the definition in
27 this section applies throughout this chapter.

28 "Infraction" means an offense which, by the terms of Title 75, 76,
29 77, ~~((or))~~ 79, or 79A RCW or chapter 43.30(~~(7-43.517)~~) or 88.12 RCW and
30 rules adopted under these titles and chapters, is declared not to be a
31 criminal offense and is subject to the provisions of this chapter.

32 **PART VI**

33 **PROCEDURES FOR DISPOSAL OF PARK LAND**

1 participating local government associated with that river or river
2 segment shall serve as a member of the committee.

3 (3) "Participating local government" means the legislative
4 authority of any city or county, a portion of whose territorial
5 jurisdiction is bounded by or includes a river or river segment of the
6 state's scenic river system.

7 (4) "River" means a flowing body of water or a section, segment, or
8 portion thereof.

9 (5) "River area" means a river and the land area in its immediate
10 environs as established by the participating agencies not exceeding a
11 width of one-quarter mile landward from the streamway on either side of
12 the river.

13 (6) "Scenic easement" means the negotiated right to control the use
14 of land, including the air space above the land, for the purpose of
15 protecting the scenic view throughout the visual corridor.

16 (7) "Streamway" means that stream-dependent corridor of single or
17 multiple, wet or dry, channel or channels within which the usual
18 seasonal or stormwater run-off peaks are contained, and within which
19 environment the flora, fauna, soil, and topography is dependent on or
20 influenced by the height and velocity of the fluctuating river
21 currents.

22 (8) "System" means all the rivers and river areas in the state
23 designated by the legislature for inclusion as scenic rivers but does
24 not include tributaries of a designated river unless specifically
25 included by the legislature. The inclusion of a river in the system
26 does not mean that other rivers or tributaries in a drainage basin
27 shall be required to be part of the management program developed for
28 the system unless the rivers and tributaries within the drainage basin
29 are specifically designated for inclusion by the legislature.

30 (9) "Visual corridor" means that area which can be seen in a normal
31 summer month by a person of normal vision walking either bank of a
32 river included in the system. The visual corridor shall not exceed the
33 river area.

34 **Sec. 802.** RCW 79.72.030 and 1977 ex.s. c 161 s 3 are each amended
35 to read as follows:

36 (1) The ((department)) commission shall develop and adopt
37 management policies for publicly owned or leased land on the rivers
38 designated by the legislature as being a part of the state's scenic

1 river system and within the associated river areas. The ((department))
2 commission may adopt ((regulations)) rules identifying river
3 classifications which reflect the characteristics common to various
4 segments of scenic rivers and may adopt management policies consistent
5 with local government's shoreline management master plans appropriate
6 for each such river classification. All such policies shall be subject
7 to review by the committee of participating agencies. Once such a
8 policy has been approved by a majority vote of the committee members,
9 it shall be adopted by the ((department)) commission in accordance with
10 the provisions of chapter 34.05 RCW, as now or hereafter amended. Any
11 variance with such a policy by any public agency shall be authorized
12 only by the approval of the committee of participating agencies by
13 majority vote, and shall be made only to alleviate unusual hardships
14 unique to a given segment of the system.

15 (2) Any policies developed pursuant to subsection (1) of this
16 section shall include management plans for protecting ecological,
17 economic, recreational, aesthetic, botanical, scenic, geological,
18 hydrological, fish and wildlife, historical, cultural, archaeological,
19 and scientific features of the rivers designated as being in the
20 system. Such policies shall also include management plans to encourage
21 any nonprofit group, organization, association, person, or corporation
22 to develop and adopt programs for the purpose of increasing fish
23 propagation.

24 (3) The committee of participating agencies shall, by two-thirds
25 majority vote, identify on a river by river basis any publicly owned or
26 leased lands which could be included in a river area of the system but
27 which are developed in a manner unsuitable for land to be managed as
28 part of the system. The ((department)) commission shall exclude lands
29 so identified from the provisions of any management policies
30 implementing the provisions of this chapter.

31 (4) The committee of participating agencies, by majority vote,
32 shall determine the boundaries which shall define the river area
33 associated with any included river. With respect to the rivers named
34 in RCW 79.72.080 (as recodified by this act), the committee shall make
35 such determination, and those determinations authorized by subsection
36 (3) of this section, within one year of September 21, 1977.

37 (5) Before making a decision regarding the river area to be
38 included in the system, a variance in policy, or the excluding of land
39 from the provisions of the management policies, the committee shall

1 hold hearings in accord with chapter 34.05 RCW, with at least one
2 public hearing to be held in the general locale of the river under
3 consideration. The ((department)) commission shall cause to be
4 published in a newspaper of general circulation in the area which
5 includes the river or rivers to be considered, a description, including
6 a map showing such river or rivers, of the material to be considered at
7 the public hearing. Such notice shall appear at least twice in the
8 time period between two and four weeks prior to the public hearing.

9 (6) Meetings of the committee shall be called by the ((department))
10 commission or by written petition signed by five or more of the
11 committee members. The ((chairman)) chair of the ((parks—and
12 recreation)) commission or the ((chairman's)) chair's designee shall
13 serve as the ((chairman)) chair of any meetings of the committee held
14 to implement the provisions of this chapter.

15 The committee shall seek and receive comments from the public
16 regarding potential additions to the system, shall initiate studies,
17 and may, through the ((department)) commission, submit to any session
18 of the legislature proposals for additions to the state scenic river
19 system. These proposals shall be accompanied by a detailed report on
20 the factors which, in the committee's judgment, make an area a worthy
21 addition to the system.

22 **Sec. 803.** RCW 79.72.040 and 1989 c 175 s 169 are each amended to
23 read as follows:

24 (1) The management program for the system shall be administered by
25 the ((department)) commission. The ((department)) commission shall
26 have the responsibility for coordinating the development of the program
27 between affected state agencies and participating local governments,
28 and shall develop and adopt rules, in accord with chapter 34.05 RCW,
29 the Administrative Procedure Act, for each portion of the system, which
30 shall implement the management policies. In developing rules for a
31 specific river in the system, the ((department)) commission shall hold
32 at least one public hearing in the general locale of the river under
33 consideration. The hearing may constitute the hearing required by
34 chapter 34.05 RCW. The ((department)) commission shall cause a brief
35 summary of the proposed rules to be published twice in a newspaper of
36 general circulation in the area that includes the river to be
37 considered in the period of time between two and four weeks prior to
38 the public hearing. In addition to the foregoing required publication,

1 the ((department)) commission shall also provide notice of the
2 hearings, rules, and decisions of the ((department)) commission to
3 radio and television stations and major local newspapers in the areas
4 that include the river to be considered.

5 (2) In addition to any other powers granted to carry out the intent
6 of this chapter, the ((department)) commission is authorized, subject
7 to approval by majority vote of the members of the committee, to: (a)
8 Purchase, within the river area, real property in fee or any lesser
9 right or interest in real property including, but not limited to scenic
10 easements and future development rights, visual corridors, wildlife
11 habitats, unique ecological areas, historical sites, camping and picnic
12 areas, boat launching sites, and/or easements abutting the river for
13 the purpose of preserving or enhancing the river or facilitating the
14 use of the river by the public for fishing, boating and other water
15 related activities; and (b) purchase, outside of a river area, public
16 access to the river area.

17 The right of eminent domain shall not be utilized in any purchase
18 made pursuant to this section.

19 (3) The ((department)) commission is further authorized to: (a)
20 Acquire by gift, devise, grant, or dedication the fee, an option to
21 purchase, a right of first refusal or any other lesser right or
22 interest in real property and upon acquisition such real property shall
23 be held and managed within the scenic river system; and (b) accept
24 grants, contributions, or funds from any agency, public or private, or
25 individual for the purposes of this chapter.

26 (4) The ((department)) commission is hereby vested with the power
27 to obtain injunctions and other appropriate relief against violations
28 of any provisions of this chapter and any rules adopted under this
29 section or agreements made under the provisions of this chapter.

30 **Sec. 804.** RCW 79.72.050 and 1977 ex.s. c 161 s 5 are each amended
31 to read as follows:

32 (1) All state government agencies and local governments are hereby
33 directed to pursue policies with regard to their respective activities,
34 functions, powers, and duties which are designed to conserve and
35 enhance the conditions of rivers which have been included in the
36 system, in accordance with the management policies and the rules ((and
37 regulations)) adopted by the ((department)) commission for such rivers.
38 Local agencies are directed to pursue such policies with respect to all

1 lands in the river area owned or leased by such local agencies.
2 Nothing in this chapter shall authorize the modification of a shoreline
3 management plan adopted by a local government and approved by the state
4 pursuant to chapter 90.58 RCW without the approval of the department of
5 ecology and local government. The policies adopted pursuant to this
6 chapter shall be integrated, as fully as possible, with those of the
7 shoreline management act of 1971.

8 (2) Nothing in this chapter shall grant to the committee of
9 participating agencies or the (~~department~~) commission the power to
10 restrict the use of private land without either the specific written
11 consent of the owner thereof or the acquisition of rights in real
12 property authorized by RCW 79.72.040 (as recodified by this act).

13 (3) Nothing in this chapter shall prohibit the department of
14 natural resources from exercising its full responsibilities and
15 obligations for the management of state trust lands.

16 **PART IX**

17 **ACQUIRING AND DEVELOPING PARK HOLDINGS**

18 **Sec. 901.** RCW 43.51.070 and 1965 c 8 s 43.51.070 are each amended
19 to read as follows:

20 The commission may receive and accept donations of lands for state
21 park purposes, and shall (~~have~~) be responsible for the management and
22 control of all lands so acquired. It may from time to time recommend
23 to the legislature the acquisition of lands for park purposes by
24 purchase or condemnation.

25 **Sec. 902.** RCW 43.51.080 and 1965 c 8 s 43.51.080 are each amended
26 to read as follows:

27 Whenever any tract of land not exceeding one hundred acres in area
28 considered as a whole regardless of ownership, (~~situated in a county~~
29 ~~composed entirely of islands and~~) bounded on two or more sides by an
30 established state park, shall in the judgment of the commission be
31 desirable for state park purposes, the commission may lease, purchase,
32 or condemn said tract for park purposes and incorporate it within the
33 adjoining established park: PROVIDED, That nothing in (~~this act [1925~~
34 ~~ex.s. c 92]~~) chapter 92, Laws of 1925 ex. sess. shall in any manner
35 abridge the full effect of any existing powers heretofore granted to
36 the (~~state parks and recreation~~) commission.

1 **Sec. 903.** RCW 43.51.110 and 1965 c 8 s 43.51.110 are each amended
2 to read as follows:

3 The commissioner of public lands may, upon his or her own motion,
4 and shall, when directed so to do by the (~~(state parks and recreation)~~)
5 commission, withdraw from sale any land held by the state and not
6 acquired directly from the United States with reservations as to the
7 manner of sale thereof and the purposes for which it may be sold, and
8 certify to the commission that such land is withheld from sale pursuant
9 to the terms of this section.

10 All such land shall be under the care, charge, control, and
11 supervision of the (~~(state parks and recreation)~~) commission, and after
12 appraisal in such manner as the commission directs may be exchanged for
13 land of equal value (~~(abutting upon a public highway)~~), and to this end
14 the (~~(chairman)~~) chair and secretary of the commission may execute
15 deeds of conveyance in the name of the state.

16 **Sec. 904.** RCW 43.51.140 and 1982 c 156 s 2 are each amended to
17 read as follows:

18 Any such individual, group, organization, agency, club, or
19 association desiring to obtain such permit shall make application
20 therefor in writing to the commission, describing the lands proposed to
21 be improved and stating the nature of the proposed improvement. Prior
22 to granting a permit, the commission shall determine that the
23 applicants are (~~(persons of good standing in the community in which~~
24 ~~they reside)~~) likely to actually improve the park, parkway, or land
25 subject to the application.

26 **Sec. 905.** RCW 43.51.220 and 1965 c 8 s 43.51.220 are each amended
27 to read as follows:

28 To encourage the development of the Puget Sound country as a
29 recreational boating area, the commission is authorized to establish
30 landing, launch ramp, and other facilities for small pleasure boats at
31 places on Puget Sound frequented by such boats and where the commission
32 shall find such facilities will be of greatest advantage to the users
33 of pleasure boats. The commission is authorized to acquire land or to
34 make use of lands belonging to the state for such purposes, and to
35 construct the necessary floats, launch ramp, and other desirable
36 structures and to make such further development of any area used in

1 connection therewith as in the judgment of the commission is best
2 calculated to facilitate the public enjoyment thereof.

3 **Sec. 906.** RCW 43.51.237 and 1997 c 150 s 3 are each amended to
4 read as follows:

5 (1) The commission shall develop a cost-effective plan to identify
6 historic archaeological resources in at least one state park containing
7 a military fort located in Puget Sound. The plan shall include the use
8 of a professional archaeologist and volunteer citizens. ~~((By December
9 1, 1997, the commission shall submit a brief report to the appropriate
10 standing committees of the legislature on how the plan will be
11 implemented and the cost of the plan.))~~

12 (2) Any park land that is made available for use by recreational
13 metal detectors under this section shall count toward the requirements
14 established in RCW 43.51.235 (as recodified by this act).

15 **Sec. 907.** RCW 43.51.270 and 1995 c 211 s 4 are each amended to
16 read as follows:

17 (1) The department of natural resources and the ~~((state parks and
18 recreation))~~ commission shall have authority to negotiate ~~((a))~~ sales
19 to the ~~((state parks and recreation))~~ commission, for park and outdoor
20 recreation purposes, of trust lands at fair market value.

21 (2) The department of natural resources and the ~~((state parks and
22 recreation))~~ commission shall negotiate a sale to the ~~((state parks and
23 recreation))~~ commission of the lands and timber thereon identified in
24 the joint study under section 4, chapter 163, Laws of 1985, and
25 commonly referred to as the Point Lawrence trust property, San Juan
26 county « on the extreme east point of Orcas Island. Timber
27 conservation and management practices provided for in RCW 43.51.045 and
28 43.51.395 (as recodified by this act) shall govern the management of
29 land and timber transferred under this subsection as of the effective
30 date of the transfer, upon payment for the property, and nothing in
31 this chapter shall be construed as restricting or otherwise modifying
32 the department of natural resources' management, control, or use of
33 such land and timber until such date.

34 NEW SECTION. **Sec. 908.** The commission is authorized to evaluate
35 and acquire land under RCW 79.01.612 in cooperation with the department
36 of natural resources.

1 opportunities and to conserve and protect unique marine resources of
2 the state of Washington. In establishing and maintaining an underwater
3 park system, the commission may:

4 (1) Plan, construct, and maintain underwater parks;

5 (2) Acquire property and enter management agreements with other
6 units of state government for the management of lands, tidelands, and
7 bedlands as underwater parks;

8 (3) Construct artificial reefs and other underwater features to
9 enhance marine life and recreational uses of an underwater park;

10 (4) Accept gifts and donations for the benefit of underwater parks;

11 (5) Facilitate private efforts to construct artificial reefs and
12 underwater parks;

13 (6) Work with the federal government, local governments and other
14 appropriate agencies of state government, including but not limited to:
15 The department of natural resources, the department of fish and
16 wildlife and the natural heritage council to carry out the purposes of
17 (~~RCW 43.51.430 through 43.51.438~~) this chapter; and

18 (7) Contract with other state agencies or local governments for the
19 management of an underwater park unit.

20 **PART XIV**

21 **SPECIAL PARKS--WINTER RECREATION AREAS**

22 **Sec. 1401.** RCW 43.51.290 and 1990 c 136 s 2 and 1990 c 49 s 2 are
23 each reenacted and amended to read as follows:

24 In addition to its other powers, duties, and functions the (~~state~~
25 ~~parks and recreation~~) commission may:

26 (1) Plan, construct, and maintain suitable facilities for winter
27 recreational activities on lands administered or acquired by the
28 commission or as authorized on lands administered by other public
29 agencies or private landowners by agreement;

30 (2) Provide and issue upon payment of the proper fee, under RCW
31 43.51.300 (as recodified by this act), 43.51.320 (as recodified by this
32 act), and 46.61.585, with the assistance of such authorized agents as
33 may be necessary for the convenience of the public, special permits to
34 park in designated winter recreational area parking spaces;

35 (3) Administer the snow removal operations for all designated
36 winter recreational area parking spaces; and

1 (4) Compile, publish, and distribute maps indicating such parking
2 spaces, adjacent trails, and areas and facilities suitable for winter
3 recreational activities.

4 The commission may contract with any public or private agency for
5 the actual conduct of such duties, but shall remain responsible for the
6 proper administration thereof. The commission is not liable for
7 unintentional injuries to users of lands administered for winter
8 recreation purposes under this section or under RCW 46.10.210, whether
9 the lands are administered by the commission, by other public agencies,
10 or by private landowners through agreement with the commission.
11 Nothing in this section prevents the liability of the commission for
12 injuries sustained by a user by reason of a known dangerous artificial
13 latent condition for which warning signs have not been conspicuously
14 posted. A road covered with snow and groomed for the purposes of
15 winter recreation consistent with this chapter and chapter 46.10 RCW
16 shall not be presumed to be a known dangerous artificial latent
17 condition for the purposes of this chapter.

18 **PART XV**

19 **RECREATIONAL VESSELS**

20 **Sec. 1501.** RCW 88.12.015 and 1993 c 244 s 6 are each amended to
21 read as follows:

22 (1) ~~((It is a misdemeanor, punishable under RCW 9.92.030, for any~~
23 ~~person to commit))~~ A violation of this chapter designated as an
24 infraction ((under this chapter)) is a misdemeanor, punishable under
25 RCW 9.92.030, if ((during a period of three hundred sixty-five days the
26 person has previously committed two infractions for violating the same
27 provision under this chapter and if the violation is also committed
28 during such period and is of the same provision as the previous
29 violations)) the current violation is the person's third violation of
30 the same provision of this chapter during the past three hundred sixty-
31 five days.

32 (2) A violation designated in this chapter as a civil infraction
33 shall constitute a ~~((misdemeanor until the violation is included in a~~
34 ~~civil infraction monetary schedule adopted by rule by the state supreme~~
35 ~~court))~~ civil infraction pursuant to chapter 7.84 RCW.

1 **Sec. 1502.** RCW 88.12.195 and 1993 c 244 s 20 are each amended to
2 read as follows:

3 Such notice as is required by RCW 88.12.185 (as recodified by this
4 act) shall be given personally, or in writing; if in writing, it shall
5 be served upon the owner, or may be sent by mail to the post office
6 where such owner usually receives his or her letters. Such notice
7 shall inform the party where the vessel was taken up, and where it may
8 be found, and what amount the taker-up or finder demands for his or her
9 charges.

10 **Sec. 1503.** RCW 88.12.205 and 1993 c 244 s 21 are each amended to
11 read as follows:

12 (1) In all cases where the notice required by RCW 88.12.185 (as
13 recodified by this act) is not given personally, it shall be the duty
14 of the taker-up to post up at the post office nearest the place where
15 such vessel may be taken up, a written notice of the taking up of such
16 vessel(~~(, which)~~). The written notice shall contain a description of
17 the (~~same~~) vessel, with the name, if any is painted thereon, also the
18 place where taken up, the place where the property may be found, and
19 the charge for taking the same up.

20 (2) If the taker-up is traveling upon waters of the state, such
21 notice shall additionally be posted up at the first post office he or
22 she shall pass after the taking up(~~(and)~~).

23 (3) In all cases, (~~he or she~~) the person who took up the vessel
24 shall at the time when, and place where, he or she posts up such
25 notice, also mail a copy of such notice, directed to the postmaster of
26 each post office on waters of the state, and within fifty miles of the
27 place where such vessel is taken up.

28 **Sec. 1504.** RCW 88.12.365 and 1993 c 244 s 36 are each amended to
29 read as follows:

30 The commission shall, in consultation with interested parties,
31 review progress on installation of sewage pumpout and dump units, the
32 boater environmental education program, and the boating safety program.
33 (~~The commission shall report its findings to the legislature by~~
34 ~~December 1994.~~)

PART XVI
RECODIFICATION

NEW SECTION. **Sec. 1601.** The following sections are recodified as
a new title in the Revised Code of Washington to be codified as Title
79A RCW:

- RCW 43.51.020
- RCW 43.51.030
- RCW 43.51.040
- RCW 43.51.045
- RCW 43.51.046
- RCW 43.51.048
- RCW 43.51.050
- RCW 43.51.052
- RCW 43.51.055
- RCW 43.51.060
- RCW 43.51.061
- RCW 43.51.062
- RCW 43.51.063
- RCW 43.51.065
- RCW 43.51.070
- RCW 43.51.080
- RCW 43.51.090
- RCW 43.51.100
- RCW 43.51.110
- RCW 43.51.112
- RCW 43.51.1121
- RCW 43.51.113
- RCW 43.51.114
- RCW 43.51.130
- RCW 43.51.140
- RCW 43.51.150
- RCW 43.51.160
- RCW 43.51.170
- RCW 43.51.180
- RCW 43.51.200
- RCW 43.51.210
- RCW 43.51.215
- RCW 43.51.220

1 RCW 43.51.235
2 RCW 43.51.237
3 RCW 43.51.240
4 RCW 43.51.250
5 RCW 43.51.270
6 RCW 43.51.275
7 RCW 43.51.285
8 RCW 43.51.290
9 RCW 43.51.300
10 RCW 43.51.310
11 RCW 43.51.320
12 RCW 43.51.321
13 RCW 43.51.330
14 RCW 43.51.340
15 RCW 43.51.350
16 RCW 43.51.360
17 RCW 43.51.365
18 RCW 43.51.370
19 RCW 43.51.375
20 RCW 43.51.385
21 RCW 43.51.395
22 RCW 43.51.400
23 RCW 43.51.405
24 RCW 43.51.407
25 RCW 43.51.409
26 RCW 43.51.411
27 RCW 43.51.415
28 RCW 43.51.417
29 RCW 43.51.419
30 RCW 43.51.420
31 RCW 43.51.430
32 RCW 43.51.432
33 RCW 43.51.434
34 RCW 43.51.436
35 RCW 43.51.438
36 RCW 43.51.440
37 RCW 43.51.442
38 RCW 43.51.444
39 RCW 43.51.446

1 RCW 43.51.448
2 RCW 43.51.450
3 RCW 43.51.452
4 RCW 43.51.454
5 RCW 43.51.456
6 RCW 43.51.500
7 RCW 43.51.510
8 RCW 43.51.530
9 RCW 43.51.540
10 RCW 43.51.550
11 RCW 43.51.560
12 RCW 43.51.570
13 RCW 43.51.580
14 RCW 43.51.590
15 RCW 43.51.650
16 RCW 43.51.655
17 RCW 43.51.660
18 RCW 43.51.665
19 RCW 43.51.670
20 RCW 43.51.675
21 RCW 43.51.685
22 RCW 43.51.695
23 RCW 43.51.700
24 RCW 43.51.705
25 RCW 43.51.710
26 RCW 43.51.715
27 RCW 43.51.720
28 RCW 43.51.725
29 RCW 43.51.730
30 RCW 43.51.735
31 RCW 43.51.740
32 RCW 43.51.745
33 RCW 43.51.750
34 RCW 43.51.755
35 RCW 43.51.760
36 RCW 43.51.765
37 RCW 43.51.900
38 RCW 43.51.910
39 RCW 43.51.920

1 RCW 43.51.930
2 RCW 43.51.940
3 RCW 43.51.942
4 RCW 43.51.943
5 RCW 43.51.944
6 RCW 43.51.945
7 RCW 43.51.946
8 RCW 43.51.947
9 RCW 43.51.948
10 RCW 43.51.949
11 RCW 43.51.950
12 RCW 43.51.951
13 RCW 43.51.952
14 RCW 43.51.953
15 RCW 43.51.954
16 RCW 43.51.955
17 RCW 43.51.956
18 RCW 43.98.010
19 RCW 43.98.020
20 RCW 43.98.030
21 RCW 43.98.040
22 RCW 43.98.050
23 RCW 43.98.060
24 RCW 43.98.070
25 RCW 43.98.080
26 RCW 43.98.090
27 RCW 43.98A.005
28 RCW 43.98A.010
29 RCW 43.98A.020
30 RCW 43.98A.030
31 RCW 43.98A.040
32 RCW 43.98A.050
33 RCW 43.98A.060
34 RCW 43.98A.070
35 RCW 43.98A.080
36 RCW 43.98A.090
37 RCW 43.98A.100
38 RCW 43.98A.900
39 RCW 43.98B.005

1 RCW 43.98B.010
2 RCW 43.98B.020
3 RCW 43.98B.030
4 RCW 43.98B.900
5 RCW 43.98B.910
6 RCW 43.98B.920
7 RCW 43.99.010
8 RCW 43.99.020
9 RCW 43.99.025
10 RCW 43.99.030
11 RCW 43.99.040
12 RCW 43.99.050
13 RCW 43.99.060
14 RCW 43.99.070
15 RCW 43.99.080
16 RCW 43.99.095
17 RCW 43.99.100
18 RCW 43.99.110
19 RCW 43.99.120
20 RCW 43.99.124
21 RCW 43.99.126
22 RCW 43.99.130
23 RCW 43.99.135
24 RCW 43.99.142
25 RCW 43.99.146
26 RCW 43.99.150
27 RCW 43.99.170
28 RCW 43.99.800
29 RCW 43.99.810
30 RCW 43.99.820
31 RCW 43.99.830
32 RCW 43.99.900
33 RCW 43.99.910
34 RCW 67.18.005
35 RCW 67.18.010
36 RCW 67.18.020
37 RCW 67.18.030
38 RCW 67.18.040
39 RCW 67.18.050

1 RCW 67.18.900
2 RCW 67.32.010
3 RCW 67.32.020
4 RCW 67.32.030
5 RCW 67.32.040
6 RCW 67.32.050
7 RCW 67.32.060
8 RCW 67.32.070
9 RCW 67.32.080
10 RCW 67.32.090
11 RCW 67.32.100
12 RCW 67.32.110
13 RCW 67.32.130
14 RCW 67.32.140
15 RCW 70.88.010
16 RCW 70.88.020
17 RCW 70.88.030
18 RCW 70.88.040
19 RCW 70.88.050
20 RCW 70.88.060
21 RCW 70.88.070
22 RCW 70.88.080
23 RCW 70.88.090
24 RCW 70.88.100
25 RCW 70.117.010
26 RCW 70.117.015
27 RCW 70.117.020
28 RCW 70.117.025
29 RCW 70.117.030
30 RCW 70.117.040
31 RCW 77.12.720
32 RCW 77.12.730
33 RCW 77.12.740
34 RCW 79.08.102
35 RCW 79.08.104
36 RCW 79.08.106
37 RCW 79.08.1062
38 RCW 79.08.1064
39 RCW 79.08.1066

1 RCW 79.08.1069
2 RCW 79.08.1072
3 RCW 79.08.1074
4 RCW 79.08.1078
5 RCW 79.08.109
6 RCW 79.72.010
7 RCW 79.72.020
8 RCW 79.72.030
9 RCW 79.72.040
10 RCW 79.72.050
11 RCW 79.72.060
12 RCW 79.72.070
13 RCW 79.72.080
14 RCW 79.72.090
15 RCW 79.72.100
16 RCW 79.72.900
17 RCW 88.12.010
18 RCW 88.12.015
19 RCW 88.12.020
20 RCW 88.12.025
21 RCW 88.12.029
22 RCW 88.12.032
23 RCW 88.12.033
24 RCW 88.12.035
25 RCW 88.12.045
26 RCW 88.12.055
27 RCW 88.12.065
28 RCW 88.12.075
29 RCW 88.12.085
30 RCW 88.12.095
31 RCW 88.12.105
32 RCW 88.12.115
33 RCW 88.12.125
34 RCW 88.12.135
35 RCW 88.12.145
36 RCW 88.12.155
37 RCW 88.12.165
38 RCW 88.12.175
39 RCW 88.12.185

1 RCW 88.12.195
2 RCW 88.12.205
3 RCW 88.12.215
4 RCW 88.12.218
5 RCW 88.12.222
6 RCW 88.12.225
7 RCW 88.12.227
8 RCW 88.12.230
9 RCW 88.12.232
10 RCW 88.12.235
11 RCW 88.12.245
12 RCW 88.12.250
13 RCW 88.12.255
14 RCW 88.12.260
15 RCW 88.12.265
16 RCW 88.12.275
17 RCW 88.12.276
18 RCW 88.12.278
19 RCW 88.12.279
20 RCW 88.12.285
21 RCW 88.12.295
22 RCW 88.12.305
23 RCW 88.12.315
24 RCW 88.12.325
25 RCW 88.12.335
26 RCW 88.12.345
27 RCW 88.12.355
28 RCW 88.12.365
29 RCW 88.12.375
30 RCW 88.12.385
31 RCW 88.12.395
32 RCW 88.12.500
33 RCW 88.12.505
34 RCW 88.27.010
35 RCW 88.27.020
36 RCW 88.27.030
37 RCW 88.27.040
38 RCW 88.27.050
39 RCW 88.27.900

1 RCW 90.56.090

2 NEW SECTION. **Sec. 1602.** RCW 43.51.380 is recodified as a section
3 in chapter 43.99 RCW.

4 **PART XVII**
5 **REPEALED SECTIONS**

6 NEW SECTION. **Sec. 1701.** The following acts or parts of acts are
7 each repealed:

- 8 (1) RCW 43.51.010 and 1965 c 8 s 43.51.010;
9 (2) RCW 79.08.108 and 1988 c 128 s 61 & 1953 c 96 s 1;
10 (3) RCW 43.51.047 and 1995 c 211 s 2 & 1984 c 82 s 3;
11 (4) RCW 43.51.545 and 1965 ex.s. c 48 s 3;
12 (5) RCW 43.51.260 and 1969 c 41 s 1 & 1965 c 146 s 2;
13 (6) RCW 43.51.355 and 1977 ex.s. c 266 s 2; and
14 (7) RCW 43.51.230 and 1965 c 8 s 43.51.230.

15 **PART XVIII**
16 **CODIFICATION DIRECTIVE**

17 NEW SECTION. **Sec. 1801.** Sections 101, 301, 401, 701, 908, and 909
18 of this act are each added to Title 79A RCW, created in section 1601 of
19 this act.

20 **PART XIX**
21 **SEVERABILITY**

22 NEW SECTION. **Sec. 1901.** If any provision of this act or its
23 application to any person or circumstance is held invalid, the
24 remainder of the act or the application of the provision to other
25 persons or circumstances is not affected.

--- END ---