

pursuant to applicable laws as now or hereafter enacted.

NEW SECTION. Sec. 4. There is added to chapter 65, Laws of 1955 and to chapter 53.08 RCW a new section to read as follows:

Neither this chapter nor anything herein contained shall be construed as a restriction or limitation upon any powers which a district might otherwise have under any laws of this state, but shall be construed as cumulative.

NEW SECTION. Sec. 5. If any provision of this 1972 amendatory act or the application thereof to any person or circumstance, is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of this 1972 amendatory act are declared to be severable.

NEW SECTION. Sec. 6. This 1972 amendatory 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 February 16, 1972.

Passed the Senate February 11, 1972.

Approved by the Governor February 21, 1972.

Filed in Office of Secretary of State February 21, 1972.

CHAPTER 55

[Substitute House Bill NO. 426]

LITTER ASSESSMENT

AN ACT Relating to annual litter assessments.

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

NEW SECTION. Section 1. During the 1972 calendar year until the date on which the secretary of state certifies the election results on chapter 307, Laws of 1971 ex. sess., as provided in RCW 70.93.910, the annual litter assessment provided for in RCW 70.93.120 shall accrue monthly and shall be payable and collected by the department of revenue in the manner provided by RCW 82.04.490. This section shall cease to be effective upon certification by the secretary of state of the election results on chapter 307, Laws of 1971 ex. sess., as provided in RCW 70.93.910. Assessments which accrue for any complete months in calendar year 1972 prior to such certification and which have not theretofore been paid, shall be payable and may be collected by the department of revenue after the date of such certification.

NEW SECTION. Sec. 2. No provision of this act shall be included in the alternative to Initiative 40 approved by the

legislature in 1971 to be placed on the ballot in conjunction with Initiative 40 at the next general election.

NEW SECTION. Sec. 3. This act is necessary for the immediate preservation of the public peace, health and safety, the support of state government and its existing public institutions, and shall take effect immediately.

Passed the House February 1, 1972.

Passed the Senate February 12, 1972.

Approved by the Governor February 21, 1972.

Filed in Office of Secretary of State February 21, 1972.

CHAPTER 56

[Engrossed Senate Bill No. 3]

OUTDOOR RECREATION--"PUBLIC BODY", INDIAN TRIBES

AN ACT Relating to outdoor recreation; and amending section 2, chapter 5, Laws of 1965 and RCW 43.99.020; adding new sections and declaring an emergency.

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

Section 1. Section 2, chapter 5, Laws of 1965 and RCW 43.99.020 are each amended to read as follows:

Definitions: As used in this chapter:

(1) "Marine recreation land" means any land with or without improvements which (a) provides access to, or in whole or in part borders on, fresh or salt water suitable for recreational use by watercraft, or (b) may be used to create, add to, or make more usable, bodies of water, waterways, or land, for recreational use by watercraft.

(2) "Public body" means any county, city, town, port district, park and recreation district, metropolitan park district, or other municipal corporation which is authorized to acquire or improve public outdoor recreation land, and shall also mean Indian tribes now or hereafter recognized as such by the federal government for participation in the land and water conservation program.

(3) "Tax on marine fuel" means motor vehicle fuel tax which is (a) tax on fuel used in, or sold or distributed for use in, any watercraft, (b) refundable pursuant to chapter 82.36 RCW, and (c) paid to the director of motor vehicles with respect to taxable sales, distributions, or uses occurring on or after December 3, 1964.

(4) "Watercraft" means any boat, vessel, or other craft used for navigation on or through water.

(5) "Committee" means the interagency committee for outdoor