

held in an odd-numbered year. If a successor is not appointed during a session, the member's term shall continue until the member is reappointed or a successor is appointed. The term of office for a committee member who does not continue as a member of the senate or house shall cease upon the convening of the next session of the legislature during an odd-numbered year after the member's appointment, or upon the member's resignation, whichever is earlier. Vacancies on the committee shall be filled by appointment in the same manner as described in subsection (1) of this section. All such vacancies shall be filled from the same political party and from the same house as the member whose seat was vacated.

(3) The committee shall elect a chairperson and a vice-chairperson. The chairperson shall be a member of the senate in even-numbered years and a member of the house of representatives in odd-numbered years.

(4) The committee shall establish an executive committee of four members, including the chairperson and the vice-chairperson, representing the majority and minority caucuses of each house.

NEW SECTION. Sec. 5. A new section is added to chapter 44.44 RCW to read as follows:

The joint committee on pension policy shall have the following powers and duties:

(1) Study pension issues, develop pension policies for public employees in state retirement systems, and make recommendations to the legislature;

(2) Study the financial condition of the state pension systems, develop funding policies, and make recommendations to the legislature; and

(3) Appoint or remove the state actuary by a two-thirds vote of the committee.

NEW SECTION. Sec. 6. Section 20, chapter 105, Laws of 1975-'76 2nd ex. sess. and RCW 44.44.020 are each repealed.

Passed the House March 13, 1987.

Passed the Senate March 27, 1987.

Approved by the Governor April 6, 1987.

Filed in Office of Secretary of State April 6, 1987.

CHAPTER 26

[Substitute House Bill No. 98]

MILITIA—CIVIL IMMUNITY

AN ACT Relating to the militia; adding a new section to chapter 38.40 RCW; creating a new section; and declaring an emergency.

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

NEW SECTION. Sec. 1. The legislature recognizes that Congress has established comprehensive administrative programs to compensate members

of the military forces for injuries they may incur while performing training for national defense.

NEW SECTION. Sec. 2. A new section is added to chapter 38.40 RCW to read as follows:

Neither the state of Washington, its officers, employees, or agents, nor any member of the militia may be held liable in any civil action for damages arising out of any of the activities of the military forces of the state of Washington while engaged in activities during which the officers, employees, agents, or members are considered employees of the federal government under the federal tort claims act, 26 U.S.C. Sec. 2671 et seq.

NEW SECTION. Sec. 3. 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.

NEW SECTION. Sec. 4. 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 February 25, 1987.

Passed the Senate March 27, 1987.

Approved by the Governor April 6, 1987.

Filed in Office of Secretary of State April 6, 1987.

CHAPTER 27

[House Bill No. 204]

USE TAXATION OF TANGIBLE PERSONAL PROPERTY USED BOTH INSIDE AND OUTSIDE OF WASHINGTON

AN ACT Relating to the taxation of tangible personal property used both inside and outside of Washington; and amending RCW 82.12.0251 and 82.12.035.

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

Sec. 1. Section 51, chapter 37, Laws of 1980 as last amended by section 4, chapter 353, Laws of 1985 and RCW 82.12.0251 are each amended to read as follows:

The provisions of this chapter shall not apply in respect to the use of any article of tangible personal property brought into the state of Washington by a nonresident thereof for his or her use or enjoyment while temporarily within the state of Washington unless such property is used in conducting a nontransitory business activity within the state of Washington; or in respect to the use by a nonresident of (~~(this state)~~) Washington of a motor vehicle or trailer which is registered or licensed under the laws of the state of his or her residence, and which is not required to be registered or