

Notwithstanding any other provision of this chapter, agricultural activities conducted on farmland, if consistent with good agricultural practices and established prior to surrounding nonagricultural activities, are presumed to be reasonable and do not constitute a nuisance unless the activity has a substantial adverse effect on the public health and safety.

If that agricultural activity is undertaken in conformity with federal, state, and local laws and regulations, it is presumed to be good agricultural practice and not adversely affecting the public health and safety.

NEW SECTION. Sec. 3. As used in section 2 of this act:

(1) "Agricultural activity" includes, but is not limited to, the growing or raising of horticultural and viticultural crops, berries, poultry, livestock, grain, mint, hay, and dairy products.

(2) "Farmland" means land devoted primarily to the production, for commercial purposes, of livestock or agricultural commodities.

NEW SECTION. Sec. 4. 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 February 16, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 26, 1979.

Filed in Office of Secretary of State March 26, 1979.

## CHAPTER 123

[Senate Bill No. 2066]

### TRAVEL TRAILERS AND CAMPERS—EXCISE TAX—PAYMENT, COLLECTION

AN ACT Relating to the taxation of travel trailers and campers; amending section 55, chapter 299, Laws of 1971 ex. sess. as amended by section 15, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.400; amending section 56, chapter 299, Laws of 1971 ex. sess. as last amended by section 16, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.410; amending section 61, chapter 299, Laws of 1971 ex. sess. as amended by section 17, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.460; amending section 67, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.520; repealing section 60, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.450; repealing section 62, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.470; repealing section 3, chapter 9, Laws of 1975 1st ex. sess. and RCW 82.50.471; repealing section 63, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.480; repealing section 64, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.490; and repealing section 65, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.500.

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

Section 1. Section 55, chapter 299, Laws of 1971 ex. sess. as amended by section 15, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.400 are each amended to read as follows:

An annual excise tax is imposed on the owner of any travel trailer or camper for the privilege of using such travel trailer or camper in this state. ~~((The tax shall be collected for each registration year by the department of motor vehicles or the county auditor of the county in which the travel trailer or camper is located at the time payment is made and shall be due on and after the first day of the registration year or on the date the travel trailer or camper is first purchased or brought into this state, and paid on or before the first day of each registration year or thirty days after the travel trailer or camper is first purchased or brought into this state, whichever is later.))~~ The excise tax hereby imposed shall be due and payable to the department of licensing or its agents at the time of registration of a travel trailer or camper. Whenever an application is made to the department of licensing or its agents for a license for a travel trailer or camper there shall be collected, in addition to the amount of the license fee or renewal license fee, the amount of the excise tax imposed by this chapter prorated to comply with the effective date of the annual schedule prepared pursuant to RCW 82.44-.040, and no dealer's license or license plates, and no license or license plates for a travel trailer or camper may be issued unless such tax is paid in full. No additional tax shall be imposed under this chapter upon any travel trailer or camper upon the transfer of ownership thereof, if the tax imposed by this chapter with respect to such travel trailer or camper has already been paid for the registration year or fractional part thereof in which such transfer occurs.

Sec. 2. Section 56, chapter 299, Laws of 1971 ex. sess. as last amended by section 16, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.410 are each amended to read as follows:

The rate and measure of tax imposed by this chapter for each registration year shall be one percent of the fair market value of the travel trailer or camper, as determined in the manner provided in this chapter: **PROVIDED**, That the excise tax upon a travel trailer or camper ~~((used))~~ licensed for the first time in this state after the last day of any registration month ~~((shall))~~ may only be levied for the remaining months of the registration year including the month in which the travel trailer or camper is first ~~((used))~~ licensed: **PROVIDED FURTHER**, That the minimum amount of tax payable shall be two dollars: **PROVIDED FURTHER**, That every dealer in mobile homes or travel trailers, for the privilege of using any mobile home or travel trailer eligible to be used under a dealer's license plate, shall pay an excise tax of two dollars, and such tax shall be collected upon the issuance of each original dealer's license plate, and also a similar tax shall be collected upon the issuance of each dealer's duplicate license plate, which taxes shall be in addition to any tax otherwise payable under this chapter.

A travel trailer or camper shall be deemed ~~((used))~~ licensed for the first time in this state when such vehicle was not previously licensed by this state

for the registration year or any part thereof immediately preceding the registration year in which application for license is made or when it has been registered in another jurisdiction subsequent to any prior registration in this state.

Sec. 3. Section 61, chapter 299, Laws of 1971 ex. sess. as amended by section 17, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.460 are each amended to read as follows:

Prior to the end of any registration year of a vehicle, the director shall cause to be mailed to the owners of travel trailers or campers, of record, notice of the amount of tax payable during the succeeding registration year. ~~((Said))~~ The notice shall contain a legal description of the travel trailer or camper, prominent notice of ~~((penalties;))~~ due dates, and such other information as may be required by the director. ~~((If payment is not made prior to the beginning of the registration year, the director may forward a notification of delinquency to the county sheriff of the county wherein the travel trailer or camper is located, requesting distraint of said travel trailer or camper.))~~

Sec. 4. Section 67, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.520 are each amended to read as follows:

The following travel trailers or campers are specifically exempted from the operation of this chapter:

(1) Any unoccupied travel trailer or camper when it is part of an inventory of travel trailers or campers held for sale by a manufacturer or dealer in the course of his business.

(2) A travel trailer or camper owned by any government or political subdivision thereof.

(3) A travel trailer or camper owned by a nonresident and currently licensed in another state, unless such travel trailer or camper shall remain in this state for a period of ~~((ninety days))~~ six months or more during the calendar year.

For the purposes of this subsection only, a camper owned by a nonresident shall be considered licensed in another state if the vehicle to which such camper is attached is currently licensed in another state.

(4) Travel trailers eligible to be used under a ~~((set of))~~ dealer's license plate(s), and taxed under RCW 82.44.030 while so eligible.

NEW SECTION. Sec. 5. The following acts or parts of acts are each repealed:

(1) Section 60, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.450;

(2) Section 62, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.470;

(3) Section 3, chapter 9, Laws of 1975 1st ex. sess. and RCW 82.50.471;

(4) Section 63, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.480;

(5) Section 64, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.490; and

(6) Section 65, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.500.

Passed the Senate February 2, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 26, 1979.

Filed in Office of Secretary of State March 26, 1979.

#### CHAPTER 124

[Senate Bill No. 2479]

#### BANKS AND TRUST COMPANIES—INVESTMENTS—STOCK IN SMALL BUSINESS INVESTMENT COMPANIES

AN ACT Relating to banks and trust companies; and amending section 1, chapter 185, Laws of 1959 and RCW 30.04.126.

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

Section 1. Section 1, chapter 185, Laws of 1959 and RCW 30.04.126 are each amended to read as follows:

Any bank, or trust company, or bank under the supervision of the supervisor may purchase and hold, for its own investment account, stock in small business investment companies licensed and regulated by the United States, as authorized by the Small Business Act, Public Law 85-536, 72 Statutes at Large 384, in an amount not to exceed ((one)) five percent of its paid-in capital and surplus.

Passed the Senate February 22, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 26, 1979.

Filed in Office of Secretary of State March 26, 1979.

#### CHAPTER 125

[Substitute House Bill No. 729]

#### STATE EMPLOYEES' INSURANCE AND HEALTH CARE—BOARD MEMBERSHIP—PANEL MEDICINE PLAN PAYMENT—DEPENDENT'S INDIVIDUAL COVERAGE

AN ACT Relating to state employees' insurance and health care; amending section 1, chapter 39, Laws of 1970 ex. sess. as last amended by section 2, chapter 106, Laws of 1975-'76 2nd ex. sess. and RCW 41.05.010; amending section 2, chapter 136, Laws of 1977 ex. sess. and RCW 41.05.025; adding a new section to chapter 41.05 RCW; and repealing section 1, chapter 190, Laws of 1977 ex. sess. and RCW 41.05.020.

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