

prior to leaving said district may, under rules and regulations of the board, be granted to such person when he returns to the employment of the district.

Note: See also section 1, chapter 104, Laws of 1963.

Emergency.

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 Senate January 31, 1963.

Passed the House February 14, 1963.

Approved by the Governor February 18, 1963.

EXPLANATORY NOTE

Explanatory note.

RCW 28.58.100 was thrice amended by the 1961 legislature. 1961 c 66 § 1 added the language included in subdivision (15). 1961 c 237 § 1 pertained to the use of school buses for certain school activities. 1961 c 305 § 1 pertained to grounds for suspension or expulsion of pupils. As each of these amendments were in different respects, the purpose of this bill is to give effect to all three amendments by re-enacting the section with each of the three amendments included in it.

CHAPTER 6.

[S. B. 49.]

INDUSTRIAL INSURANCE APPEALS.

AN ACT relating to industrial insurance; amending section 51.52.095, chapter 23, Laws of 1961 and RCW 51.52.095; and declaring an emergency.

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

RCW 51.52.095 amended.

SECTION 1. Section 51.52.095, chapter 23, Laws of 1961 and RCW 51.52.095 are each amended to read as follows:

Industrial insurance. Conference for disposal of matters involved in appeal.

The board, upon request of the workman, beneficiary, or employer, or upon its own motion, may direct all parties interested in appeal, together with their attorneys, if any, to appear before it, a member of the board, or an authorized representative thereof, for a conference for the purpose of determining the feasibility of settlement, the simplification of issues

of law and fact, the necessity of amendments to the notice of appeal or other pleadings, the possibility of obtaining admissions of fact and of documents which will avoid unnecessary proof, the limitation of the number of expert witnesses, and such other matters as may aid in the disposition of the appeal. Such conference may be held prior to the hearing, or it may be held during the hearing, at the discretion of the member or representative of the board conducting the same, in which case the hearing will be recessed for such conference. Following the conference, if held before hearing, the board shall make an order which recites the actions taken at the conference, and the agreements made by the parties as to any of the matters considered, and which limits the issues at hearings to those not disposed of by said admissions or agreements of the parties. If the conference is held during the hearing, the board, or the member or representative thereof conducting the same, shall state on the record the results of such conference. The order or the statement on the record, as the case may be, shall control the subsequent course of the proceedings, unless modified at a subsequent hearing to prevent manifest injustice. If agreement concerning final disposition of the appeal is reached by the parties present at the conference, or by the employer and workman or beneficiary, the board may enter a final decision and order in accordance therewith, providing the board finds such agreement is in conformity with the law and the facts.

Note: See also section 3, chapter 148, Laws of 1963.

SEC. 2. This act is necessary for the immediate **Emergency.** 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 Senate January 31, 1963.

Passed the House February 14, 1963.

Approved by the Governor February 18, 1963.

EXPLANATORY NOTE

Explanatory note.

This bill corrects RCW 51.52.095 to read as originally enacted in 1951 c 225 § 10. The substitution of "or" for "and" was the result of a typographical error which appeared in the temporary pamphlet edition of the 1951 session laws. This error was inadvertently copied in the preparation of the bill for the reenactment of Title 51 RCW and it was thus reenacted in that form.

CHAPTER 7.

[S. B. 50.]

EXCISES—"SALE AT RETAIL", "RETAIL SALE" DEFINED.

AN ACT relating to taxation; reenacting section 82.04.050, chapter 15, Laws of 1961, as last amended by section 1, chapter 293, Laws of 1961 and section 1, chapter 24, Laws of 1961 first extraordinary session, and RCW 82.04.050; and declaring an emergency.

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

RCW 82.04.050 reenacted.

SECTION 1. Section 82.04.050, chapter 15, Laws of 1961, as last amended by section 1, chapter 293, Laws of 1961 and section 1, chapter 24, Laws of 1961 first extraordinary session, and RCW 82.04.050 are each reenacted to read as follows:

B & O tax. "Sale at retail," "retail sale".

"Sale at retail" or "retail sale" means every sale of tangible personal property (including articles produced, fabricated, or imprinted) other than a sale to one who (a) purchases for the purpose of resale as tangible personal property in the regular course of business, or (b) installs, repairs, cleans, alters, imprints, improves, constructs, or decorates real or personal property of or for consumers, if such tangible personal property becomes an ingredient or component of such real or personal property, or (c) purchases for the purpose of consuming the property purchased in producing for sale a new article of