

NEW SECTION. Sec. 5. If any provision of this 1979 amendatory 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. 6. 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 June 1, 1979.

Passed the House May 31, 1979.

Approved June 25, 1979, with the exception of the last sentence of Section 2, which is vetoed.

Filed in Office of Secretary of State June 25, 1979.

Note: Governor's explanation of partial veto is as follows:

"I am returning herewith, without my approval as to an item contained in Section 2, Substitute Senate Bill No. 2504 entitled:

"AN ACT relating to agricultural water supply facilities; amending Section 1, Chapter 1, Laws of 1977 ex. sess., and RCW 43.83B.300; making an appropriation; creating new sections; adding a new section to Chapter 87.03 RCW; and declaring an emergency."

Section 2 of this bill delineates certain sums of money to be expended for loans and grants to various agencies. A proviso, however, added to the bill by House amendment adopted 5/12/79 and being part of line 7 and continuing through line 12 of page 3, Section 2 is a dramatic change from the legislative intent of the 1977 Act which stated "the grant portion for any single project shall not exceed fifteen percent of the total single project cost."

Changing the maximum grants amount to fifteen percent of "the total state funds" is a dramatic change in policy and appears to nullify earlier commitments arrived at between urban and agricultural interests.

Consequently, I have determined to veto the language contained in the last sentence of Section 2, page 3 of the bill.

With the exception of that portion of the bill that I have vetoed, the remainder of Substitute Senate Bill 2504 is approved."

CHAPTER 264

[Engrossed Senate Bill No. 2466]

CONSTRUCTION CONTRACTS—UNREASONABLE DELAY, DAMAGES WAIVER

AN ACT Relating to civil actions and proceedings; to exculpatory contractual provisions; adding new sections to chapter 4.24 RCW; and creating a new section.

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

NEW SECTION. Section 1. There is added to chapter 4.24 RCW a new section to read as follows:

Any clause in a construction contract, as defined in section 2 of this 1979 act, which purports to waive, release, or extinguish the rights of a

contractor, subcontractor, or supplier to damages or an equitable adjustment arising out of unreasonable delay in performance which delay is caused by the acts or omissions of the contractee or persons acting for the contractee is against public policy and is void and unenforceable.

This section shall not be construed to void any provision in a construction contract, as defined in section 2 of this 1979 act, which (1) requires notice of delays, (2) provides for arbitration or other procedure for settlement, or (3) provides for reasonable liquidated damages.

NEW SECTION. Sec. 2. There is added to chapter 4.24 RCW a new section to read as follows:

"Construction contract" for purposes of section 1 of this 1979 act means any contract or agreement for the construction, alteration, repair, addition to, subtraction from, improvement to, or maintenance of, any building, highway, road, railroad, excavation, or other structure, project, development, or improvement attached to real estate, including moving and demolition in connection therewith.

NEW SECTION. Sec. 3. The provisions of section 1 of this act shall apply to contracts or agreements entered into after the effective date of this 1979 act.

Passed the Senate June 1, 1979.

Passed the House May 30, 1979.

Approved by the Governor June 25, 1979.

Filed in Office of Secretary of State June 25, 1979.

CHAPTER 265

[Substitute Senate Bill No. 2685]

PUBLIC DISCLOSURE—PUBLIC AGENCIES AND OFFICERS— LOBBYING—FINANCIAL STATEMENTS

AN ACT Relating to public disclosure; amending section 19, chapter 1, Laws of 1973 as last amended by section 6, chapter 313, Laws of 1977 ex. sess. and RCW 42.17.190; amending section 13, chapter 1, Laws of 1973 as amended by section 6, chapter 112, Laws of 1975-'76 2nd ex. sess. and RCW 42.17.130; amending section 73, chapter 151, Laws of 1979 and RCW 42.17.240; repealing section 6, chapter 150, Laws of 1965 ex. sess., section 1, chapter 188, Laws of 1969 ex. sess. and RCW 42.21.060; repealing section 7, chapter 150, Laws of 1965 ex. sess. and RCW 42.21.070; and declaring an emergency.

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

Section 1. Section 19, chapter 1, Laws of 1973 as last amended by section 6, chapter 313, Laws of 1977 ex. sess. and RCW 42.17.190 are each amended to read as follows:

(1) Every legislator and every committee of the legislature shall file with the commission quarterly reports listing the names, addresses, and salaries of all persons employed by the person or committee making the filing for the purpose of aiding in the preparation or enactment of legislation or the performance of legislative duties of such legislator or committee during the