

for group M occupancies, as defined in the (~~Washington state~~) Uniform Building Code, 1988 edition, published by the International Conference of Building Officials. All such buildings, structures, or portions thereof, which are constructed, substantially remodeled, or substantially rehabilitated after July 1, 1976, shall conform to the standards and specifications adopted under this chapter: PROVIDED, That the following buildings, structures, or portions thereof shall be exempt from this chapter:

(1) Buildings, structures, or portions thereof for which construction contracts have been awarded prior to July 1, 1976;

(2) Any building, structure, or portion thereof in respect to which the administrative authority deems, after considering all circumstances applying thereto, that full compliance is impracticable: PROVIDED, That, such a determination shall be made no later than at the time of issuance of the building permit for the construction, remodeling, or rehabilitation: PROVIDED FURTHER, That the board of appeals provided for in section 204 of the Uniform Building Code shall have jurisdiction to hear and decide appeals from any decision by the administrative authority regarding a waiver or failure to grant a waiver from compliance with the standards adopted pursuant to RCW 70.92.100 through 70.92.160. The provisions of the Uniform Building Code regarding the appeals process shall govern the appeals herein;

(3) Any building or structure used solely for dwelling purposes and which contains not more than two dwelling units;

(4) Any building or structure not used primarily for group A-1 through group (~~H~~) R-1 occupancies, except for group M occupancies, as set forth in the (~~Washington state~~) Uniform Building Code, 1988 edition, published by the International Conference of Building Officials; or

(5) Apartment houses with ten or fewer units.

Passed the Senate April 10, 1989.

Passed the House March 29, 1989.

Approved by the Governor April 17, 1989.

Filed in Office of Secretary of State April 17, 1989.

CHAPTER 15

[Senate Bill No. 5089]

SUPERIOR COURTS—TRANSFER OF CASES

AN ACT Relating to superior courts; and amending RCW 4.12.040.

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

Sec. 1. Section 1, chapter 121, Laws of 1911 as last amended by section 1, chapter 303, Laws of 1961 and RCW 4.12.040 are each amended to read as follows:

(1) No judge of a superior court of the state of Washington shall sit to hear or try any action or proceeding when it shall be established as hereinafter provided that said judge is prejudiced against any party or attorney, or the interest of any party or attorney appearing in such cause. In such case the presiding judge in judicial districts where there is more than one judge shall forthwith transfer the action to another department of the same court, or call in a judge from some other court. In all judicial districts where there is only one judge, a certified copy of the motion and affidavit filed in the cause shall be transmitted by the clerk of the superior court to the clerk of the ~~((supreme court or the administrator for the court, and the chief justice of the supreme court))~~ superior court designated by the chief justice of the supreme court. Upon receipt the clerk of said superior court shall transmit the forwarded affidavit to the presiding judge who shall direct a visiting judge to hear and try such action as soon as convenient and practical.

(2) The presiding judge in judicial districts where there is more than one judge, ~~((or the chief justice of the supreme court for))~~ or the presiding judge of judicial districts where there is only one judge, may send a case for trial to another court if the convenience of witnesses or the ends of justice will not be interfered with by such a course and the action is of such a character that a change of venue may be ordered: PROVIDED, That in criminal prosecutions the case shall not be sent for trial to any court outside the county unless the accused shall waive his right to a trial by a jury of the county in which the offense is alleged to have been committed.

Passed the Senate February 10, 1989.

Passed the House March 29, 1989.

Approved by the Governor April 18, 1989.

Filed in Office of Secretary of State April 18, 1989.

CHAPTER 16

[House Bill No. 1038]

COUNTY LEGISLATIVE AUTHORITIES—MEETINGS

AN ACT Relating to meetings of boards of county commissioners; and amending RCW 36.32.080 and 36.32.090.

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

Sec. 1. Section 36.32.080, chapter 4, Laws of 1963 and RCW 36.32.080 are each amended to read as follows:

The ~~((board of county commissioners))~~ county legislative authority of each county shall hold regular ((sessions)) meetings at the county seat ~~((commencing on the first Mondays of January, April, July and October, at each of which it may))~~ to transact any business required or permitted by law ~~((, and it may adjourn from time to time as deemed expedient or desirable in order to properly transact the business of the county)).~~