

day of each regular session of the legislature a report as to the implementation of its minimum flow setting program.

Passed the House April 27, 1979.

Passed the Senate April 24, 1979.

Approved by the Governor May 11, 1979.

Filed in Office of Secretary of State May 11, 1979.

CHAPTER 167

[Substitute House Bill No. 706]

CLAIMS AGAINST THE STATE—SETTLEMENT OF SMALL CLAIMS

AN ACT Relating to claims against the state; amending section 4, chapter 95, Laws of 1895 as last amended by section 2, chapter ... (House Bill No. 848), Laws of 1979 and RCW 4.92.040; and making an appropriation.

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

Section 1. Section 4, chapter 95, Laws of 1895 as last amended by section 2, chapter ... (House Bill No. 848), Laws of 1979 and RCW 4.92.040 are each amended to read as follows:

- (1) No execution shall issue against the state on any judgment.
- (2) Whenever a final judgment against the state shall have been obtained in an action on a claim arising out of tortious conduct, the clerk shall make and furnish to the director of financial management a duly certified copy of said judgment and the same shall be paid out of the tort claims revolving fund.
- (3) Whenever a final judgment against the state shall have been obtained in any other action, the clerk of the court shall make and furnish to the director of financial management a duly certified copy of such judgment; the director of financial management shall thereupon audit the amount of damages and costs therein awarded, and the same shall be paid from appropriations specifically provided for such purposes by law.
- (4) On and after September 21, 1977, all claims made to the legislature against the state of Washington for money or property, shall be accompanied by a statement of the facts on which such claim is based and such evidence as the claimant intends to offer in support of the claim and shall be filed with the director of financial management who shall retain the same as a record. All claims of five hundred dollars or less shall be approved or rejected by the director of financial management and if approved shall be paid from appropriations specifically provided for such purpose by law. Such decision, if adverse to the claimant in whole or part, shall not preclude claimant from seeking relief from the legislature: PROVIDED, That if the claimant accepts any part of his or her claim which is approved for payment by the director, such acceptance shall constitute a waiver and release of the state from any further claims relating to the damage or injury asserted in the claim so accepted. The director shall submit to the Senate Committee

on Ways and Means and to the House Committee on Appropriations, at the beginning of each regular session, a comprehensive list of all claims paid pursuant to this subsection during the preceding two years. For all claims over five hundred dollars, the director of financial management shall recommend to the legislature whether such claim should be approved or rejected. The legislative committees to whom such claims are referred shall make a transcript or statement of the substance of the evidence given in support of such a claim. If the legislature approves a claim the same shall be paid from appropriations specifically provided for such purpose by law.

NEW SECTION. Sec. 2. To carry out the purposes of this act, there is hereby appropriated five thousand dollars from the general fund to the office of financial management.

Passed the House April 27, 1979.
Passed the Senate April 25, 1979.
Approved by the Governor May 11, 1979.
Filed in Office of Secretary of State May 11, 1979.

CHAPTER 168

[Substitute House Bill No. 871]

DEPARTMENT OF TRANSPORTATION—OPERATIONS AND CAPITAL IMPROVEMENTS BUDGET

AN ACT Relating to transportation; making appropriations for the operations and capital improvements of the state department of transportation, the urban arterial board, and the board of pilotage commissioners; and declaring an emergency.

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

NEW SECTION. Section 1. (1) The budget of the state department of transportation is hereby adopted and, subject to the provisions hereinafter set forth, the several amounts hereinafter specified, or so much thereof as shall be necessary to accomplish the purposes designated, are hereby appropriated from the several accounts and funds hereinafter named to the state department of transportation for salaries, wages, and other state department of transportation expenses, for capital projects, and for other specified purposes, including the payment of any final judgments arising out of such activities, for the period ending June 30, 1981.

HIGHWAY CONSTRUCTION

(a) PROGRAM A

For the location, design, right of way, and construction of state highway projects designated as category "A" under the provisions of RCW 47.05-.030 \$177,939,300 from the motor vehicle fund consisting of \$81,663,600 of state funds and \$96,275,700 of federal and local funds.

(b) PROGRAM B