

## CHAPTER 15

[Substitute House Bill No. 449]

## WATER RIGHTS DETERMINATION, APPEAL—EXPENSE BORNE BY STATE

AN ACT Relating to certain expenses for the general determination of water rights; amending section 21, chapter 117, Laws of 1917 as last amended by section 3, chapter 216, Laws of 1979 ex. sess. and RCW 90.03.180; adding a new section to chapter 90.03 RCW; and declaring an emergency.

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

NEW SECTION. Section 1. There is added to chapter 90.03 RCW a new section to read as follows:

The expenses incurred by the state in a proceeding to determine rights to water initiated under RCW 90.03.110 or 90.44.220 or upon appeal of such a determination shall be borne by the state.

Sec. 2. Section 21, chapter 117, Laws of 1917 as last amended by section 3, chapter 216, Laws of 1979 ex. sess. and RCW 90.03.180 are each amended to read as follows:

At the time of filing the statement as provided in RCW 90.03.140, each defendant shall pay to the clerk of the superior court a fee of twenty-five dollars. ~~((The supervisor of water resources shall keep a record of the expenses incurred by him in the determination of the rights on any stream, including the proportionate share of the expense of his office, such expense to date from the filing of a petition or the institution of any investigation as provided in RCW 90.03.110. Immediately upon receipt of a decree of the superior court determining the rights of parties as provided in RCW 90.03.200, the supervisor shall prepare and file in the superior court a statement of such expense, showing the total expense of the determination and apportioning one-half of such expense to the various rights. And where the expense subject to apportionment does not exceed five dollars for each water right, as determined by the court, it shall be divided equally between such rights. If such expense exceeds five dollars for each water right, such allottee shall pay five dollars plus a share of the amount remaining, which shall be equitably apportioned to the various irrigation and other consumptive rights in such proportion as the quantity of water allotted to each right bears to the total amount of water awarded taking into account priorities of the various rights, and to nonconsumptive rights on such basis as the supervisor may determine to be equitable. Such records shall be subject to audit by the bureau of inspection and supervision of public offices as are other accounts of state offices. The amount of the expense apportioned to each user shall be paid by such user before he shall be entitled to receive a certificate of diversion from the supervisor.))~~

NEW SECTION. Sec. 3. 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 House January 26, 1982.

Passed the Senate February 26, 1982.

Approved by the Governor March 8, 1982.

Filed in Office of Secretary of State March 8, 1982.

## CHAPTER 16

[House Bill No. 500]

### STATUTORY REFERENCES—CONSTRUCTION

AN ACT Relating to statutory construction; and adding a new section to chapter 1.12 RCW.

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

NEW SECTION. Section 1. There is added to chapter 1.12 RCW a new section to read as follows:

If a statute refers to another statute of this state, the reference includes any amendments to the referenced statute unless a contrary intent is clearly expressed.

Passed the House January 21, 1982.

Passed the Senate March 1, 1982.

Approved by the Governor March 8, 1982.

Filed in Office of Secretary of State March 8, 1982.

## CHAPTER 17

[House Bill No. 896]

### SNOWMOBILES—FEES—DEALER REGISTRATION REVOCATION, SUSPENSION, DENIAL—MONETARY PENALTIES—FINE REMITTANCE TO LOCAL GOVERNMENTS

AN ACT Relating to snowmobiles; amending section 2, chapter 29, Laws of 1971 ex. sess. as amended by section 3, chapter 182, Laws of 1979 ex. sess. and RCW 46.10.020; amending section 4, chapter 29, Laws of 1971 ex. sess. as last amended by section 5, chapter 182, Laws of 1979 ex. sess. and RCW 46.10.040; amending section 4, chapter 181, Laws of 1975 1st ex. sess. as amended by section 6, chapter 182, Laws of 1979 ex. sess. and RCW 46.10.043; amending section 5, chapter 29, Laws of 1971 ex. sess. and RCW 46.10.050; amending section 7, chapter 182, Laws of 1979 ex. sess. and RCW 46.10.075; amending section 8, chapter 29, Laws of 1971 ex. sess. as last amended by section 8, chapter 182, Laws of 1979 ex. sess. and RCW 46.10.080; amending section 2, chapter 148, Laws of 1980 and RCW 46.10.190; and prescribing penalties.

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

Section 1. Section 2, chapter 29, Laws of 1971 ex. sess. as amended by section 3, chapter 182, Laws of 1979 ex. sess. and RCW 46.10.020 are each amended to read as follows: