

them regarding the need for specific industry service programs and regarding the administration of the assessments collected under section 3 of this act.

Passed the Senate April 23, 1983.

Passed the House April 20, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 282

[Substitute House Bill No. 116]

CIVIL PROCEDURE—OFFERS OF SETTLEMENT

AN ACT Relating to offers of settlement served on an adverse party; and amending section 4, chapter 84, Laws of 1973 as amended by section 3, chapter 94, Laws of 1980 and RCW 4.84.280.

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

Sec. 1. Section 4, chapter 84, Laws of 1973 as amended by section 3, chapter 94, Laws of 1980 and RCW 4.84.280 are each amended to read as follows:

Offers of settlement shall be served on the adverse party in the manner prescribed by applicable court rules at least ten days prior to trial. Offers of settlement shall not be served until thirty days after the completion of the service and filing of the summons and complaint (~~in an action filed in superior court~~). Offers of settlement shall not be filed or communicated to the trier of the fact until after judgment, at which time a copy of said offer of settlement shall be filed for the purposes of determining attorneys' fees as set forth in RCW 4.84.250.

Passed the House April 22, 1983.

Passed the Senate April 15, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 283

[Substitute House Bill No. 129]

STATE OFFICERS AND EMPLOYEES—ACCUMULATION OF VACATION LEAVE

AN ACT Relating to state officers and employees; adding a new section to chapter 43.01 RCW; adding a new section to chapter 41.26 RCW; adding a new section to chapter 41.32 RCW; adding a new section to chapter 41.40 RCW; and adding a new section to chapter 43.43 RCW.

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

NEW SECTION. Sec. 1. There is added to chapter 43.01 RCW a new section to read as follows:

As an alternative, in addition to the provisions of RCW 43.01.040 authorizing the accumulation of vacation leave in excess of thirty days with the filing of a statement of necessity, vacation leave in excess of thirty days may also be accumulated as provided in this section but without the filing of a statement of necessity. The accumulation of leave under this alternative method shall be governed by the following provisions:

(1) Each subordinate officer and employee of the several offices, departments, and institutions of state government may accumulate the vacation leave days between the time thirty days is accrued and his or her anniversary date of state employment.

(2) All vacation days accumulated under this section shall be used by the anniversary date and at a time convenient to the employing office, department, or institution. If an officer or employee does not use the excess leave by the anniversary date, then such leave shall be automatically extinguished and considered to have never existed.

(3) This section shall not result in any increase in a retirement allowance under any public retirement system in this state.

(4) Should the legislature revoke any benefits or rights provided under this section, no affected officer or employee shall be entitled thereafter to receive such benefits or exercise such rights as a matter of contractual right.

(5) Vacation leave credit acquired and accumulated under this section shall never, regardless of circumstances, be deferred by the employing office, department or institution by filing a statement of necessity under the provisions of RCW 43.01.040.

(6) Notwithstanding any other provision of this chapter, on or after the effective date of this act, a statement of necessity for excess leave, shall as a minimum, include the following: (a) the specific number of days of excess leave; and (b) the date on which it was authorized. A copy of any such authorization shall be sent to the department of retirement systems.

NEW SECTION. Sec. 2. There is added to chapter 41.26 RCW a new section to read as follows:

Section 1 of this 1983 act shall not result in any increase in retirement benefits. The rights extended to state officers and employees under section 1 of this 1983 act are not intended to and shall not have any effect on retirement benefits under this chapter.

NEW SECTION. Sec. 3. There is added to chapter 41.32 RCW a new section to read as follows:

Section 1 of this 1983 act shall not result in any increase in retirement benefits. The rights extended to state officers and employees under section 1 of this 1983 act are not intended to and shall not have any effect on retirement benefits under this chapter.

NEW SECTION. Sec. 4. There is added to chapter 41.40 RCW a new section to read as follows:

Section 1 of this 1983 act shall not result in any increase in retirement benefits. The rights extended to state officers and employees under section 1 of this 1983 act are not intended to and shall not have any effect on retirement benefits under this chapter.

NEW SECTION. Sec. 5. There is added to chapter 43.43 RCW a new section to read as follows:

Section 1 of this 1983 act shall not result in any increase in retirement benefits. The rights extended to state officers and employees under section 1 of this 1983 act are not intended to and shall not have any effect on retirement benefits under this chapter.

Passed the House April 22, 1983.

Passed the Senate April 18, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 284

[Substitute House Bill No. 233]

ANADROMOUS GAME FISH—EXCISE TAX—COMMERCIAL LICENSE

AN ACT Relating to anadromous game fish; amending section 77.12.170, chapter 36, Laws of 1955 as last amended by section 2, chapter 310, Laws of 1981 and RCW 77.12.170; amending section 77.32.010, chapter 36, Laws of 1955 as last amended by section 7, chapter 310, Laws of 1981 and RCW 77.32.010; amending section 30, chapter 15, Laws of 1975 1st ex. sess. as last amended by section 25, chapter 310, Laws of 1981 and RCW 77.32.211; amending section 77.32.220, chapter 36, Laws of 1955 as last amended by section 26, chapter 310, Laws of 1981 and RCW 77.32.220; amending section 1, chapter 98, Laws of 1980 and RCW 82.27.010; amending section 2, chapter 98, Laws of 1980 as amended by section 10, chapter 35, Laws of 1982 1st ex. sess. and RCW 82.27.020; amending section 7, chapter 98, Laws of 1980 and RCW 82.27.070; and adding a new section.

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

Sec. 1. Section 77.12.170, chapter 36, Laws of 1955 as last amended by section 2, chapter 310, Laws of 1981 and RCW 77.12.170 are each amended to read as follows:

(1) There is established in the state treasury the state game fund which consists of moneys received from:

- (a) Rentals or concessions of the department;
- (b) The sale of real or personal property held for department purposes;
- (c) The sale of licenses, permits, tags, stamps, and punchcards required by this title;
- (d) Fees for informational materials published by the department;
- (e) Fees for personalized vehicle license plates as provided in chapter 46.16 RCW;
- (f) Articles or wildlife sold by the commission under this title;
- (g) Penalty assessments collected under RCW 77.21.050;