

CHAPTER 190

[Substitute Senate Bill No. 5717]

NOT-FOR-PROFIT CORPORATIONS AND CHARITIES—REPORTING REQUIREMENTS TO BE STUDIED

AN ACT Relating to reporting by nonprofit corporations; creating a new section; making an appropriation; declaring an emergency; and providing an effective date.

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

NEW SECTION. Sec. 1. In order to assist the legislature in determining whether to amend reporting requirements of not-for-profit corporations under Title 24 RCW, the secretary of state shall conduct a study to correlate nonprofit corporations and charities on file with the secretary of state's office with those Washington entities that file a federal return of organization exempt from income tax, form 990. In the conduct of the study, the secretary may contract with the internal revenue service for such services as may be necessary. The secretary shall report the results of the correlation study to the legislature by December 31, 1987.

NEW SECTION. Sec. 2. The sum of twenty-four thousand dollars, or so much thereof as may be necessary, is hereby appropriated from the general fund to the office of the secretary of state for the biennium ending June 30, 1987, for the performance of the study. Any moneys remaining after the end of that fiscal biennium are reappropriated for the biennium ending June 30, 1989.

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 June 1, 1987.

Passed the Senate March 11, 1987.

Passed the House April 13, 1987.

Approved by the Governor April 25, 1987.

Filed in Office of Secretary of State April 25, 1987.

CHAPTER 191

[Engrossed Senate Bill No. 5032]

ANTIQUÉ SLOT MACHINES

AN ACT Relating to antique slot machines; and amending RCW 9.46.235.

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

Sec. 1. Section 1, chapter 165, Laws of 1977 ex. sess. and RCW 9.46-.235 are each amended to read as follows:

(1) For purposes of a prosecution under RCW 9.46.230(4) or a seizure, confiscation, or destruction order under RCW 9.46.230(1), it shall be a defense that the gambling device involved is an antique slot machine and that the antique slot machine was not operated for gambling purposes while in the owner's or defendant's possession. Operation of an antique slot machine shall be only by free play or with coins provided at no cost by the owner. No slot machine, having been seized under this chapter, may be altered, destroyed, or disposed of without affording the owner thereof an opportunity to present a defense under this section. If the defense is applicable, the antique slot machine shall be returned to the owner or defendant, as the court may direct.

(2) RCW 9.46.230(2) shall have no application to any antique slot machine that has not been operated for gambling purposes while in the owner's possession.

(3) For the purposes of this section, a slot machine shall be conclusively presumed to be an antique slot machine if it (~~was manufactured prior to January 1, 1941~~) is at least twenty-five years old.

Passed the Senate February 13, 1987.

Passed the House April 15, 1987.

Approved by the Governor April 25, 1987.

Filed in Office of Secretary of State April 25, 1987.

CHAPTER 192

[Engrossed Substitute Senate Bill No. 5150]

PORTABILITY OF PUBLIC EMPLOYMENT RETIREMENT BENEFITS

AN ACT Relating to the portability of public employment retirement benefits; amending RCW 41.04.270; adding a new chapter to Title 41 RCW; declaring an emergency; and providing effective dates.

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

NEW SECTION. Sec. 1. The definitions in this section apply throughout this chapter unless the context clearly requires otherwise.

(1) "Actuary" means the state actuary as established under chapter 44.44 RCW.

(2) "Base salary" means salaries or wages earned by a member of a system during a payroll period for personal services and includes wages and salaries deferred under provisions established pursuant to sections 403(b), 414(h), and 457 of the United States internal revenue code, but shall exclude overtime payments, nonmoney maintenance compensation, and lump sum payments for deferred annual sick leave, unused accumulated vacation, unused accumulated annual leave, any form of severance pay, any bonus for voluntary retirement, any other form of leave, or any similar lump sum payment.