

counties in an amount equal to thirty-two percent multiplied by the tax payable under the provisions of RCW 82.04.250.

To facilitate collection of this additional tax, the department of revenue is authorized to adjust the basic rates of persons to which this section applies in such manner as to reflect the amount to the nearest one-thousandth of one percent of the additional tax hereby imposed, adjusting ten-thousandths equal to or greater than five ten-thousandths to the greater thousandth.

NEW SECTION. Sec. 5. There is added to chapter 82.04 RCW a new section to read as follows:

For purposes of RCW 82.04.2901 and 82.08.020, where a retail sale occurs shall be determined under RCW 82.14.020.

NEW SECTION. Sec. 6. This act shall not be construed as affecting any existing right acquired or liability or obligation incurred under the sections amended in this act, nor any rule, regulation, or order adopted nor any proceeding instituted under those sections.

NEW SECTION. Sec. 7. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act or the application of the provision to other persons or circumstances is not affected.

NEW SECTION. Sec. 8. 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 March 1, 1983. The additional taxes and tax rate changes imposed under this act shall take effect on the dates designated in this act notwithstanding the date this act becomes law under Article III, section 12 of the state Constitution.

Passed the House February 23, 1983.

Passed the Senate February 23, 1983.

Approved by the Governor February 23, 1983.

Filed in Office of Secretary of State February 23, 1983.

CHAPTER 10

[House Bill No. 147]

HOMICIDE—STATUTE OF LIMITATIONS LENGTHENED

AN ACT Relating to homicide; amending section 9A.32.010, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.32.010; and declaring an emergency.

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

Sec. 1. Section 9A.32.010, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.32.010 are each amended to read as follows:

Homicide is the killing of a human being by the act, procurement or omission of another, death occurring within three years and a day, and is

either (1) murder, (2) manslaughter, (3) excusable homicide, or (4) justifiable homicide.

NEW SECTION. Sec. 2. 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 February 10, 1983.

Passed the Senate February 18, 1983.

Approved by the Governor February 24, 1983.

Filed in Office of Secretary of State February 24, 1983.

CHAPTER 11

[Engrossed Senate Bill No. 3120]

PORT COMMISSIONERS—OFFICE VACANCIES—APPOINTMENT PROCEDURES

AN ACT Relating to port commissioners; amending section 8, chapter 17, Laws of 1959 as amended by section 8, chapter 175, Laws of 1959 and RCW 53.12.150; and declaring an emergency.

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

Sec. 1. Section 8, chapter 17, Laws of 1959 as amended by section 8, chapter 175, Laws of 1959 and RCW 53.12.150 are each amended to read as follows:

~~((In the event of))~~ A vacancy in the office of port commissioner created by death, resignation, or otherwise, ((such vacancy)) shall be filled as follows: ~~((at the next general election, the vacancy in the interim to be filled by appointment by a majority vote of the remaining port commissioners.~~

~~If there should be at the same time such number of vacancies that there are not in office a majority of the full number of commissioners fixed by law, county commissioners of the county shall within fifteen days of such vacancies make appointments to fill the vacancies ad interim through the next general election:))~~

(1) If there are simultaneously such number of vacancies that less than a majority of the full number of commissioners fixed by law remain in office, the legislative authority of the county shall within fifteen days of such vacancies appoint the number of commissioners necessary to provide a majority. The commissioners thus appointed, together with any remaining commissioners, shall then, within fifteen days of their appointment, meet and appoint the number of commissioners needed to complete the board of commissioners. However, if they fail to fill the remaining vacancies within this fifteen-day period, the legislative authority of the county shall make the necessary appointments.

(2) If a majority of the full number of commissioners fixed by law remains on the board, the remaining commissioners shall fill any vacancies.