

such other special fees as may be established by any college or university board of trustees or regents from time to time. All moneys received as operating fees at any institution of higher education shall be transmitted to the state treasurer within thirty-five days of receipt to be deposited in the state general fund: PROVIDED, That two and one-half percent of moneys received as operating fees be exempt from such deposit and be retained by the institutions for the purposes of RCW 28B.15.820: PROVIDED FURTHER, That until June 30, 1987, money received by institutions of higher education participating in the periodic payment plan authorized by section 1 of this 1985 act shall be transmitted to the state treasurer within five days following the close of registration of the appropriate quarter or semester.

NEW SECTION. Sec. 3. Any institution of higher education offering a payment plan under section 1 of this act, shall report to the legislature by January 1, 1988, about the effectiveness of the plan and costs of administering the plan.

NEW SECTION. Sec. 4. The sum of eighteen thousand dollars, or as much thereof as may be necessary to implement a periodic payment plan pilot program, is appropriated for the biennium ending June 30, 1987 from the general fund to Western Washington University for purposes of this act.

Passed the Senate April 27, 1985.

Passed the House April 27, 1985.

Approved by the Governor May 20, 1985.

Filed in Office of Secretary of State May 20, 1985.

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## CHAPTER 357

[Engrossed Substitute Senate Bill No. 3165]

### SUPERIOR COURT—VARIOUS COUNTIES—JUDICIAL POSITIONS INCREASED

AN ACT Relating to superior court; amending RCW 2.08.061, 2.08.062, and 2.08.064; adding a new section to chapter 2.08 RCW; creating a new section; and providing effective dates.

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

Sec. 1. Section 3, chapter 125, Laws of 1951 as last amended by section 1, chapter 183, Laws of 1980 and RCW 2.08.061 are each amended to read as follows:

There shall be in the county of King no more than thirty-nine judges of the superior court; in the county of Spokane ten judges of the superior court; and in the county of Pierce ((thirteen)) fifteen judges of the superior court~~((: PROVIDED, That the additional offices herein created for the county of Pierce shall be effective January 1, 1981: PROVIDED FURTHER, That the additional judicial positions created by the 1980 amendment of this section for the county of King shall become effective only if~~

~~prior to July 1, 1980, the county through its duly constituted legislative authority has documented its approval thereof and has agreed to pay out of county funds without reimbursement from the state, the same portion of all expenses of such additional positions as it provides for the positions presently existing, in which case such positions shall become effective on January 1, 1981).~~

Sec. 2. Section 4, chapter 125, Laws of 1951 as last amended by section 2, chapter 202, Laws of 1979 ex. sess. and RCW 2.08.062 are each amended to read as follows:

There shall be in the counties of Chelan and Douglas jointly, two judges of the superior court; in the county of Clark ~~((five))~~ six judges of the superior court; in the county of Grays Harbor two judges of the superior court; in the county of Kitsap five judges of the superior court; in the county of Kittitas one judge of the superior court; in the county of Lewis two judges of the superior court ~~((PROVIDED, That the additional office herein created for the county of Kitsap shall be effective January 1, 1981))~~.

Sec. 3. Section 6, chapter 125, Laws of 1951 as last amended by section 2, chapter 139, Laws of 1982 and RCW 2.08.064 are each amended to read as follows:

There shall be in the counties of Benton and Franklin jointly, five judges of the superior court; in the county of Clallam, two judges of the superior court; in the county of Jefferson, one judge of the superior court; in the county of Snohomish, ~~((eight))~~ nine judges of the superior court; in the counties of Asotin, Columbia and Garfield jointly, one judge of the superior court; in the county of Cowlitz, three judges of the superior court; in the counties of Klickitat and Skamania jointly, one judge of the superior court.

NEW SECTION. Sec. 4. (1) Sections 1 and 2 of this act shall take effect January 1, 1987. The additional judicial positions created by sections 1 and 2 of this act in Pierce and Clark counties shall be effective only if, prior to January 1, 1987, each county through its duly constituted legislative authority documents its approval of the additional positions and its agreement that it will pay out of county funds, without reimbursement from the state, the expenses of such additional judicial positions as provided by statute. The additional expenses include, but are not limited to, expenses incurred for court facilities.

(2) Section 3 of this act shall take effect January 1, 1986. The additional judicial position created by section 3 of this act in Snohomish county shall be effective only if, prior to January 1, 1986, the county through its duly constituted legislative authority documents its approval of the additional position and its agreement that it will pay out of county funds, without reimbursement from the state, the expenses of such additional judicial position as provided by statute. The additional expenses include, but are not limited to, expenses incurred for court facilities.

NEW SECTION. Sec. 5. A new section is added to chapter 2.08 RCW to read as follows:

All judicial positions created by the legislature after the effective date of this act, including the additional judicial positions created by sections 1, 2, and 3 of this act, shall be authorized only for counties that have implemented a mandatory arbitration program for civil claims to the maximum extent permitted by law.

Passed the Senate April 27, 1985.

Passed the House April 27, 1985.

Approved by the Governor May 20, 1985.

Filed in Office of Secretary of State May 20, 1985.

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## CHAPTER 358

[Senate Bill No. 3167]

### TIMESHARES

AN ACT Relating to timeshares; and amending RCW 64.36.010, 64.36.902 and 64.36.903.

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

Sec. 1. Section 1, chapter 22, Laws of 1983 1st ex. sess. and RCW 64.36.010 are each amended to read as follows:

As used in this chapter, the following terms have the meanings indicated unless the context clearly requires otherwise.

(1) "Advertisement" means any written, printed, audio, or visual communication which is published in whole or part to sell, offer to sell, or solicit an offer for a timeshare.

(2) "Affiliate of a promoter" means any person who controls, is controlled by, or is under the control of a promoter.

(3) "Director" means the director of licensing.

(4) "Interval" means that period of time when a timeshare owner is entitled to the possession and use of the timeshare unit.

(5) "Offer" means any inducement, solicitation, or attempt to encourage any person to acquire a timeshare. An offer is made in this state if the offer originates in this state or the principal timeshare property is located in this state.

(6) "Person" means a natural person, corporation, business trust, estate, trust, partnership, association, joint venture, or other legal or commercial entity.

(7) "Promoter" means any person directly or indirectly instrumental in organizing, wholly or in part, a timeshare offering.

(8) "Purchaser" means any person, other than a promoter, who by means of a voluntary transfer acquires a legal or equitable interest in a timeshare, other than as security for an obligation.