

of any real or personal property, of property destruction and shall incur the penalties set forth in section 1 of this 1971 amendatory act.

(3) The use of water through such structure or structures, appliance or appliances hereinbefore named after its or their having been interfered with, injured or destroyed, shall be prima facie evidence of the guilt of the person using it.

Passed the House May 9, 1971.

Passed the Senate May 8, 1971.

Approved by the Governor May 19, 1971.

Filed in Office of Secretary of State May 20, 1971.

CHAPTER 153

[Engrossed House Bill No. 766]

FIRE PROTECTION DISTRICTS--

ABSENT FIRE COMMISSIONERS

AN ACT Relating to fire protection districts; and amending section 26, chapter 34, Laws of 1939 and RCW 52.12.050.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 26, chapter 34, Laws of 1939 and RCW 52.12.050 are each amended to read as follows:

In case of vacancy occurring in the office of fire commissioner, such vacancy shall be filled by appointment of a resident elector of the district by the board of county commissioners and the person appointed shall serve until his successor has been elected or appointed and has qualified. At the next general election, if there is sufficient time for the nomination of candidates for office of fire commissioner as hereir provided, after the filling of any vacancy in such office as aforesaid, there shall be elected a fire commissioner to serve for the remainder of the unexpired term. If a fire commissioner is absent from the district for three consecutive regularly scheduled meetings unless by permission of the board his office shall be declared vacant by the board of county commissioners and such vacancy shall be filled as provided for in this section but provided that no such action shall be taken unless he is notified by mail after two consecutive unexcused absences that his position will be declared vacant if he is absent without being excused from the next regularly scheduled meeting.

Passed the House May 9, 1971.  
Passed the Senate May 8, 1971.  
Approved by the Governor May 18, 1971.  
Filed in Office of Secretary of State May 20, 1971.

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CHAPTER 154

[Engrossed House Bill No. 817]  
WASHINGTON STATE BUILDING AUTHORITY--  
FUNDING OR REFUNDING INDEBTEDNESS--  
CONSTITUTIONAL AMENDMENT REQUIRED

AN ACT Relating to funding or refunding indebtedness of the Washington state building authority.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. The state finance committee shall issue general obligation bonds or bond anticipation notes in the amount necessary to fund or refund, at or prior to maturity, all indebtedness, including any premium payable with respect thereto and all interest thereon, incurred by the Washington state building authority. The state finance committee shall by resolution determine the amount, date, form, terms, conditions, denominations, maximum interest rate, maturity or maturities, redemption rights, registration privileges, manner of execution, manner of sale, and covenants of such funding or refunding bonds or bond anticipation notes. Such funding or refunding bonds or bond anticipation notes shall not constitute an indebtedness of the state of Washington within the meaning of the debt limitation contained in section 1 of Article VIII of the Washington state Constitution, as amended by a vote of the people pursuant to HJR 52, 1971 regular session.

NEW SECTION. Sec. 2. This act shall become effective coincident with the effective date of the constitutional amendment to Article VIII, section 1 and to Article VIII, section 3 of the Washington state Constitution as presented to the people by HJR 52, 1971 regular session. Unless such constitutional amendment shall be approved by the people at the next general election, this act shall be null and void.

Passed the House March 29, 1971.  
Passed the Senate May 8, 1971.  
Approved by the Governor May 18, 1971.  
Filed in Office of Secretary of State May 20, 1971.

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