

NEW SECTION. Sec. 34. The following acts or parts of acts are each repealed:

(1) Section 71.06.150, chapter 25, Laws of 1959 and RCW 71.06.150;
(2) Section 71.06.160, chapter 25, Laws of 1959 and RCW 71.06.160;
(3) Section 71.06.170, chapter 25, Laws of 1959 and RCW 71.06.170;
(4) Section 71.06.180, chapter 25, Laws of 1959 and RCW 71.06.180;
(5) Section 71.06.190, chapter 25, Laws of 1959 and RCW 71.06.190;
(6) Section 71.06.200, chapter 25, Laws of 1959 and RCW 71.06.200;
(7) Section 71.06.210, chapter 25, Laws of 1959 and RCW 71.06.210;
(8) Section 71.06.220, chapter 25, Laws of 1959 and RCW 71.06.220;
(9) Section 71.06.230, chapter 25, Laws of 1959 and RCW 71.06.230;
(10) Section 71.06.240, chapter 25, Laws of 1959 and RCW 71.06.
.240;

(11) Section 71.06.250, chapter 25, Laws of 1959 and RCW 71.06.
.250; and

(12) Section 72.23.070, chapter 28, Laws of 1959, section 50, chapter 292, Laws of 1971 ex. sess., section 4, chapter 142, Laws of 1973 1st ex. sess., section 1, chapter 24, Laws of 1973 2nd ex. sess., section 3, chapter 145, Laws of 1974 ex. sess., section 11, chapter 199, Laws of 1975 1st ex. sess., section 48, chapter 80, Laws of 1977 ex. sess. and RCW 72.23.070.

NEW SECTION. Sec. 35. The department shall prepare a report on standards and regulations proposed to implement chapter 71... RCW (sections 1 through 28 of this act), on facilities and services available for minors committed under this chapter, and on additional resources required to address the needs of children committed under this chapter. This report shall be presented to the legislature in January 1986.

NEW SECTION. Sec. 36. Sections 1 through 28 of this act shall constitute a new chapter in Title 71 RCW.

NEW SECTION. Sec. 37. 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. 38. This act shall take effect January 1, 1986.

Passed the Senate April 23, 1985.

Passed the House April 19, 1985.

Approved by the Governor May 20, 1985.

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

CHAPTER 355

[Engrossed Substitute Senate Bill No. 3116]

WILDLIFE DAMAGE TO CROPS, ANIMALS, PROPERTY

AN ACT Relating to damage by wildlife; and amending RCW 77.12.265.

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

Sec. 1. Section 77.16.230, chapter 36, Laws of 1955 as amended by section 91, chapter 78, Laws of 1980 and RCW 77.12.265 are each amended to read as follows:

The owner or tenant of real property may trap or kill on that property wild animals or wild birds, other than an endangered species, that is damaging crops, domestic animals, fowl, or other property. Except in emergency situations, deer, elk, and protected wildlife shall not be killed without a permit issued and conditioned by the director. The director may delegate this authority.

For the purposes of this section, "emergency" means an unforeseen circumstance beyond the control of the landowner or tenant that presents a real and immediate threat to crops, domestic animals, fowl, or other property.

Alternatively, when sufficient time for the issuance of a permit by the director is not available, verbal permission may be given by the appropriate game department regional administrator to owners or tenants of real property to trap or kill on that property any deer, elk, or protected wildlife which is damaging crops, domestic animals, fowl, or other property. The regional administrator may delegate, in writing, a member of the regional staff to give the required permission in these emergency situations. Nothing in this section authorizes in any situation the trapping, hunting, or killing of an endangered species.

Wildlife trapped or killed under this section remains the property of the state, and the person trapping or killing the wildlife shall notify the department immediately. The commission ((may specify by rule the disposition of wildlife so taken)) shall dispose of wildlife so taken within three working days of receiving such a notification.

If the department receives recurring complaints regarding property being damaged as described in this section from the owner or tenant of real property, or receives such complaints from several such owners or tenants in a locale, the commission shall consider conducting a special hunt or special hunts to reduce the potential for such damage.

For purposes of this section, "crop" means an agricultural or horticultural product growing or harvested and ((excludes)) includes wild shrubs and range land vegetation on privately owned cattle ranching lands. On such lands, the land owner or lessee may declare an emergency when the department of game has not responded within forty-eight hours after having been contacted by the land owner or lessee regarding crop damage by wild animals or wild birds. However, the department shall not allow claims for damage to wild shrubs or range land vegetation on such lands.

Deer and elk shall not be killed under the authority of this section on privately owned cattle ranching lands that were closed to public hunting

during the previous hunting season, except for land closures which are coordinated with the department to protect property and livestock.

The department shall work closely with landowners and tenants suffering game damage problems to control damage without killing the animals when practical, to increase the harvest of damage-causing animals in hunting seasons, or to kill the animals when no other practical means of damage control is feasible.

Passed the Senate April 22, 1985.

Passed the House April 19, 1985.

Approved by the Governor May 20, 1985.

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

CHAPTER 356

[Reengrossed Senate Bill No. 3134]

HIGHER EDUCATION TUITION AND FEES—INSTALLMENT PAYMENTS

AN ACT Relating to the periodic payment of tuition and fees at institutions of higher education; amending RCW 28B.15.031; adding a new section to chapter 28B.15 RCW; creating a new section; and making an appropriation.

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

NEW SECTION. Sec. 1. A new section is added to chapter 28B.15 RCW to read as follows:

Each institution of higher education, at its discretion, may offer students an optional plan to pay in advance the general tuition fees, operating fees, and services and activities fees for any quarter or semester in periodic installments, as established by that institution of higher education.

This section shall expire June 30, 1987.

Sec. 2. Section 2, chapter 279, Laws of 1971 ex. sess. as last amended by section 12, chapter 37, Laws of 1982 1st ex. sess. and RCW 28B.15.031 are each amended to read as follows:

The term "operating fees" as used in this chapter shall include the fees, other than general tuition fees, charged all students registering at the state's colleges and universities but shall not include fees for short courses, self-supporting degree credit programs and courses, marine station work, experimental station work, correspondence or extension courses, and individual instruction and student deposits or rentals, disciplinary and library fines, which colleges and universities shall have the right to impose, laboratory, gymnasium, health, and student activity fees, or fees, charges, rentals, and other income derived from any or all revenue producing lands, buildings and facilities of the colleges or universities heretofore or hereafter acquired, constructed or installed, including but not limited to income from rooms, dormitories, dining rooms, hospitals, infirmaries, housing or student activity buildings, vehicular parking facilities, land, or the appurtenances thereon, or