

NEW SECTION. Sec. 4. A just and reasonable rate shall assure the utility the recovery of not less than all the additional costs of procuring and maintaining pole attachments, nor more than the actual capital and operating expenses, including just compensation, of the utility attributable to that portion of the pole, duct, or conduit used for the pole attachment, including a share of the required support and clearance space, in proportion to the space used for the pole attachment, as compared to all other uses made of the subject facilities, and uses which remain available to the owner or owners of the subject facilities.

NEW SECTION. Sec. 5. Nothing in this chapter shall be deemed to apply to any attachment by one or more electrical companies on the facilities of one or more other electrical companies.

NEW SECTION. Sec. 6. The commission shall adopt rules, regulations and procedures relative to the implementation of this act.

NEW SECTION. Sec. 7. Notwithstanding any other provision of law, a utility as defined in section 1, subsection (3) of this act and any utility not regulated by the utilities and transportation commission shall levy attachment rates which are uniform for all licensees within the utility service area.

NEW SECTION. Sec. 8. Sections 1 through 6 of this act shall constitute a new chapter in Title 80 RCW.

Passed the Senate February 20, 1979.

Passed the House March 1, 1979.

Approved by the Governor March 16, 1979.

Filed in Office of Secretary of State March 16, 1979.

CHAPTER 34

[Senate Bill No. 2078]

MOTOR VEHICLE ACCIDENT REPORTS—FEE FOR WRITTEN INFORMATION

AN ACT Relating to motor vehicles; and amending section 5, chapter 119, Laws of 1965 ex. sess. as amended by section 5, chapter 91, Laws of 1971 ex. sess. and RCW 46.52.085.

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

Section 1. Section 5, chapter 119, Laws of 1965 ex. sess. as amended by section 5, chapter 91, Laws of 1971 ex. sess. and RCW 46.52.085 are each amended to read as follows:

Any information authorized for release under RCW 46.52.080 and 46.52.083 may be furnished in written form for a fee (~~of two dollars~~) sufficient to meet, but not exceed, the costs incurred. All fees received by the

Washington state patrol for such copies shall be deposited in the motor vehicle fund.

Passed the Senate March 6, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 16, 1979.

Filed in Office of Secretary of State March 16, 1979.

CHAPTER 35

[Engrossed Substitute Senate Bill No. 2117]

SEWERAGE IMPROVEMENT DISTRICTS—TRANSFORMATION INTO, VALIDATION AS SEWER DISTRICTS'

AN ACT Relating to special purpose districts; creating new sections; and declaring an emergency.

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

NEW SECTION. Section 1. (1) On and after the effective date of this act, any sewerage improvement districts created under Title 85 RCW and located in third class counties shall become sewer districts and shall be operated, maintained, and have the same powers as sewer districts created under Title 56 RCW, upon being so ordered by the board of county commissioners of the county in which such district is located after a hearing of which notice is given by publication in a newspaper of general circulation within the district and mailed to any known creditors, holders of contracts and obligees at least thirty days prior to such hearing. After such hearing if the board of county commissioners find the converting of such district to be in the best interest of that district, it shall order that such sewer improvement district shall become a sewer district and fix the date of such conversion. All debts, contracts and obligations created while attempting to organize or operate a sewerage improvement district and all other financial obligations and powers of the district to satisfy such obligations established under Title 85 RCW are legal and valid until they are fully satisfied or discharged under Title 85 RCW.

(2) The board of supervisors of a sewerage improvement district in a third class county shall act as the board of commissioners of the sewer district created under subsection (1) of this section until other members of the board of commissioners of the sewer district are elected and qualified. There shall be an election on the same date as the 1979 state general election and the seats of all three members of the governing authority of every entity which was previously known as a sewerage improvement district in a third class county shall be up for election. The election shall be held in the manner provided for in RCW 56.12.020 for the election of the first board of commissioners of a sewer district. Thereafter, the terms of office of the members of the governing body shall be determined under RCW 56.12.020.