

Possession of contraband on the premises of a state correctional institution in the second degree is a class C felony.

NEW SECTION. Sec. 5. The perimeter of the premises of correctional institutions covered by this act shall be posted at reasonable intervals to alert the public as to the existence of this act.

NEW SECTION. Sec. 6. For the purposes of sections 3 and 4 of this act, "state correctional institution" means the: Washington corrections center, Washington state penitentiary, Washington state reformatory, Purdy treatment center for women, Larch corrections center, Indian Ridge treatment center, Firland correctional center, Clearwater corrections center, Pine Lodge correctional center and other state correctional facilities used solely for the purpose of confinement of convicted felons.

NEW SECTION. Sec. 7. Sections 2 through 6 of this act are added to chapter 9.94 RCW.

NEW SECTION. Sec. 8. 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. 9. 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 Senate March 5, 1979.

Passed the House March 1, 1979.

Approved by the Governor March 26, 1979.

Filed in Office of Secretary of State March 26, 1979.

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## CHAPTER 122

[Engrossed Senate Bill No. 2180]

### AGRICULTURAL ACTIVITIES—PROTECTION FROM NUISANCE LAWSUITS

AN ACT Relating to agriculture; adding new sections to chapter 7.48 RCW; and creating a new section.

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

NEW SECTION. Section 1. The legislature finds that agricultural activities conducted on farmland in urbanizing areas are often subjected to nuisance lawsuits, and that such suits encourage and even force the premature removal of the lands from agricultural uses. It is therefore the purpose of this act to provide that agricultural activities conducted on farmland be protected from nuisance lawsuits.

NEW SECTION. Sec. 2. There is added to chapter 7.48 RCW a new section to read as follows:

Notwithstanding any other provision of this chapter, agricultural activities conducted on farmland, if consistent with good agricultural practices and established prior to surrounding nonagricultural activities, are presumed to be reasonable and do not constitute a nuisance unless the activity has a substantial adverse effect on the public health and safety.

If that agricultural activity is undertaken in conformity with federal, state, and local laws and regulations, it is presumed to be good agricultural practice and not adversely affecting the public health and safety.

NEW SECTION. Sec. 3. As used in section 2 of this act:

(1) "Agricultural activity" includes, but is not limited to, the growing or raising of horticultural and viticultural crops, berries, poultry, livestock, grain, mint, hay, and dairy products.

(2) "Farmland" means land devoted primarily to the production, for commercial purposes, of livestock or agricultural commodities.

NEW SECTION. Sec. 4. 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.

Passed the Senate February 16, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 26, 1979.

Filed in Office of Secretary of State March 26, 1979.

## CHAPTER 123

[Senate Bill No. 2066]

### TRAVEL TRAILERS AND CAMPERS—EXCISE TAX—PAYMENT, COLLECTION

AN ACT Relating to the taxation of travel trailers and campers; amending section 55, chapter 299, Laws of 1971 ex. sess. as amended by section 15, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.400; amending section 56, chapter 299, Laws of 1971 ex. sess. as last amended by section 16, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.410; amending section 61, chapter 299, Laws of 1971 ex. sess. as amended by section 17, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.460; amending section 67, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.520; repealing section 60, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.450; repealing section 62, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.470; repealing section 3, chapter 9, Laws of 1975 1st ex. sess. and RCW 82.50.471; repealing section 63, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.480; repealing section 64, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.490; and repealing section 65, chapter 299, Laws of 1971 ex. sess. and RCW 82.50.500.

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

Section 1. Section 55, chapter 299, Laws of 1971 ex. sess. as amended by section 15, chapter 118, Laws of 1975 1st ex. sess. and RCW 82.50.400 are each amended to read as follows: