

in the same political party of which he was a member at the time of appointment.

The term of each nonlegislative member shall be two years and shall be conditioned upon such member retaining the official position from which he was appointed.

NEW SECTION. Sec. 16. There is added to chapter 43.43 RCW a new section to read as follows:

There shall be a fund known as the organized crime prosecution revolving fund which shall consist of such moneys as may be appropriated by law. The state treasurer shall be custodian of the revolving fund. Disbursements from the revolving fund shall be subject to budget approval given by the organized crime advisory board pursuant to section 9 of this act, and may be made either on authorization of the governor or the governor's designee, or upon request of a majority of the members of the organized crime advisory board. In order to maintain an effective expenditure and revenue control, the organized crime prosecution revolving fund shall be subject in all respects to chapter 43.88 RCW but no appropriation shall be required to permit expenditures and payment of obligations from the fund.

NEW SECTION. Sec. 17. Sections 1 through 13 of this act shall constitute a new chapter in Title 10 RCW.

NEW SECTION. Sec. 18. There is appropriated for the 1979-81 biennium to the organized crime prosecution revolving fund from the general fund, the sum of two hundred fifty thousand dollars to carry out the purposes of this 1980 act.

NEW SECTION. Sec. 19. If any provision of this 1980 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 House March 13, 1980.

Passed the Senate March 13, 1980.

Approved by the Governor April 1, 1980.

Filed in Office of Secretary of State April 1, 1980.

CHAPTER 147

[Substitute House Bill No. 1397]

PUBLIC TRANSPORTATION MOTOR VEHICLE AND SPECIAL FUEL USE— SALES AND USE TAX EXEMPTION

AN ACT Relating to excise tax exemptions for fuels; amending section 23, chapter 37, Laws of 1980 and RCW 82.08....; and amending section 56, chapter 37, Laws of 1980 and RCW 82.12....

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

Section 1. Section 23, chapter 37, Laws of 1980 and RCW 82.08.... are each amended to read as follows:

The tax levied by RCW 82.08.020 shall not apply to sales of:

(1) Motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes; and ~~((sales of))~~

(2) Motor vehicle and special fuel if:

(a) The fuel is purchased for the purpose of public transportation and the purchaser is entitled to a refund or an exemption under RCW 82.36.275 or 82.38.080(8); or

(b) The fuel is taxable under chapter 82.36 or 82.38 RCW~~((PROVIDED, That the use of any such fuel upon which a refund of the motor vehicle fuel tax has been obtained shall be subject to the tax imposed by chapter 82.12 RCW)).~~

Sec. 2. Section 56, chapter 37, Laws of 1980 and RCW 82.12.... are each amended to read as follows:

The provisions of this chapter shall not apply in respect to the use of:

(1) Motor vehicle fuel used in aircraft by the manufacturer thereof for research, development, and testing purposes; and

(2) Motor vehicle and special fuel if:

(a) The fuel is used for the purpose of public transportation and the purchaser is entitled to a refund or an exemption under RCW 82.36.275 or 82.38.080(8); or

(b) The fuel is taxable under chapter 82.36 or 82.38 RCW: PROVIDED, That the use of ((such)) motor vehicle and special fuel upon which a refund of the ((motor vehicle)) applicable fuel tax is obtained shall not be exempt under this subsection (2)(b), and the director of licensing shall deduct from the amount of such tax to be refunded the amount of tax due under this chapter and remit the same each month to the department of revenue.

Passed the House March 12, 1980.

Passed the Senate March 12, 1980.

Approved by the Governor April 1, 1980.

Filed in Office of Secretary of State April 1, 1980.

CHAPTER 148

[House Bill No. 1406]

MOTOR VEHICLE OFFENSES—CODE CORRECTIONS

AN ACT Relating to motor vehicle offenses; reenacting and amending section 9, chapter 29, Laws of 1971 ex. sess. as last amended by section 43, chapter 136, Laws of 1979 ex. sess. and by section 10, chapter 182, Laws of 1979 ex. sess. and RCW 46.10.090; reenacting section 19, chapter 29, Laws of 1971 ex. sess. as last amended by section 44, chapter 136, Laws of 1979 ex. sess. and by section 14, chapter 182, Laws of 1979 ex. sess. and RCW 46.10.190; reenacting section 2, chapter 27, Laws of 1969 as amended by section 1, chapter 74, Laws of 1979 ex. sess. and by section 62, chapter 136, Laws of 1979 ex. sess. and