

Sec. 3. Section 2, chapter 22, Laws of 1972 ex. sess. and RCW 81.80-.410 are each amended to read as follows:

~~((When, following public hearing, the commission has designated an area to constitute a terminal area upon a finding that the same is required by public convenience and necessity;)) Any common carrier ((having)) who, on the effective date of rules promulgated by the commission hereunder, has general freight authority between a city or town within ((such)) a commercial zone or terminal area and a city or town without such zone or area ((on the effective date of such designation)) may as part of inter-city service perform pickup and delivery any place in such zone or area at rates prescribed by the commission. ((Terminal area is declared to mean an area including one or more cities or towns, and environs adjacent thereto, which is found by the commission to be commercially interdependent.))~~

NEW SECTION. Sec. 4. There is added to chapter 81.80 RCW a new section to read as follows:

The commission may, by rule, expand the geographic scope of any commercial zone and/or terminal area upon a finding that public convenience and necessity require such expansion.

NEW SECTION. Sec. 5. 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 17, 1982.

Passed the House March 5, 1982.

Approved by the Governor March 26, 1982.

Filed in Office of Secretary of State March 26, 1982.

CHAPTER 72

[Senate Bill No. 4491]

SUPREME COURT, JUDGES PRO TEMPORE

AN ACT Relating to judges pro tempore of the supreme court; amending section 1, chapter 40, Laws of 1963 and RCW 2.04.240; and amending section 2, chapter 40, Laws of 1963 as amended by section 1, chapter 186, Laws of 1981 and RCW 2.04.250.

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

Section 1. Section 1, chapter 40, Laws of 1963 and RCW 2.04.240 are each amended to read as follows:

(1) DECLARATION OF POLICY. Whenever necessary for the prompt and orderly administration of justice, as authorized and empowered by Article IV, section 2(a), Amendment 38, of the state Constitution, a majority of the supreme court may appoint any regularly elected and qualified judge of the court of appeals or the superior court or any retired judge

of a court of record in this state to serve as judge pro tempore of the supreme court.

(2) Before entering upon his duties as judge pro tempore of the supreme court, the appointee shall take and subscribe an oath of office as provided for in Article IV, section 28 of the state Constitution.

Sec. 2. Section 2, chapter 40, Laws of 1963 as amended by section 1, chapter 186, Laws of 1981 and RCW 2.04.250 are each amended to read as follows:

(1) A judge of the court of appeals or of the superior court ((judge)) serving as a judge pro tempore of the supreme court as provided in RCW 2.04.240, as now or hereafter amended, shall receive, in addition to his regular salary, reimbursement for subsistence, lodging, and travel expenses in accordance with the rates applicable to state officers under RCW 43.03.050 and 43.03.060 as now or hereafter amended.

(2) A retired judge of a court of record in this state serving as a judge pro tempore of the supreme court as provided in RCW 2.04.240 shall receive, in addition to any retirement pay he may be receiving, the following compensation and expenses:

(a) Reimbursement for subsistence, lodging, and travel expenses in accordance with the rates applicable to state officers under RCW 43.03.050 and 43.03.060 as now or hereafter amended.

(b) During the period of his service as a judge pro tempore, an amount equal to the salary of a regularly elected judge of the court in which he last served for such period diminished by the amount of retirement pay accrued to him for such period.

(3) Whenever a superior court judge is appointed to serve as judge pro tempore of the supreme court and a visiting judge is assigned to replace him, subsistence, lodging, and travel expenses incurred by such visiting judge as a result of such assignment shall be paid in accordance with the rates applicable to state officers under RCW 43.03.050 and 43.03.060 as now or hereafter amended, upon application of such judge from the appropriation of the supreme court.

(4) The provisions of RCW 2.04.240 and 2.04.250 shall not be construed as impairing or enlarging any right or privilege acquired in any retirement or pension system by any judge or his dependents.

Passed the Senate February 8, 1982.

Passed the House March 6, 1982.

Approved by the Governor March 26, 1982.

Filed in Office of Secretary of State March 26, 1982.