

CHAPTER 76

[Substitute Senate Bill No. 4846]

LAKE OSOYOOS INTERNATIONAL WATER CONTROL STRUCTURE

AN ACT Relating to water projects; adding a new section to chapter 43.21A RCW; and creating new sections.

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

NEW SECTION. Section 1. There is added to chapter 43.21A RCW a new section to read as follows:

(1) The legislature recognizes the need for the state of Washington to implement an understanding reached with the Province of British Columbia in relation to controlling the outflow and level of Lake Osoyoos, an international lake, and in connection therewith to replace an existing lake control structure on the Okanogan river in Washington state which has been classified as deteriorated and unsafe.

(2) For the purpose of implementing subsection (1) of this section, the department of ecology may acquire, design, construct, own, operate, and maintain a project to be known as the Lake Osoyoos International Water Control Structure and may acquire all real property interests necessary thereto by purchase, grant, gift, or eminent domain; provided that the authority of eminent domain as granted to the department under this section is limited to acquiring property necessary for access to the control structure, location of abutments for the control structure, and flowage easements if necessary.

(3) The department may accept and administer grants or gifts from any source for the purpose of carrying out subsection (2) of this section.

(4) The department may exercise its powers under subsection (2) of this section directly or through contracts, except that it may not delegate its authority of eminent domain. The department may also enter into agreements with any public or municipal corporation with respect to operation and maintenance of the project authorized under subsection (2) of this section.

NEW SECTION. Sec. 2. It is the intent of this legislature in enacting this act that total capital costs and annual operations and maintenance costs for the said project be shared equally by Washington state and British Columbia.

NEW SECTION. Sec. 3. Of the funds appropriated to the department of ecology under section 74, chapter 340, Laws of 1981 (uncodified) from the general fund—state and local improvements revolving account—water supply facilities (Referendum 27), up to three million dollars may be expended by the department of ecology to be used as matching funds of an

equal amount from the Province of British Columbia for design and construction of the proposed Lake Osoyoos International Water Control Structure authorized under section 1 of this act. These funds shall not be obligated for the proposed project until such time as the Province of British Columbia makes a binding commitment to provide matching funds.

Passed the Senate February 18, 1982.

Passed the House March 6, 1982.

Approved by the Governor March 26, 1982.

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

CHAPTER 77

[Engrossed Substitute Senate Bill No. 4692]

MOTORCYCLES—LICENSE ENDORSEMENTS—OPERATOR TRAINING AND EDUCATION PROGRAM—ADVISORY COMMITTEE—EQUIPMENT—APPROPRIATION

AN ACT Relating to motorcycles; amending section 1, chapter 232, Laws of 1967 as amended by section 6, chapter 213, Laws of 1979 ex. sess. and RCW 46.20.500; amending section 50, chapter 145, Laws of 1967 ex. sess. as amended by section 153, chapter 158, Laws of 1979 and RCW 46.20.505; amending section 49, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.527; amending section 4, chapter 232, Laws of 1967 as last amended by section 55, chapter 355, Laws of 1977 ex. sess. and RCW 46.37.530; adding new sections to chapter 46.20 RCW; adding a new section to chapter 46.68 RCW; making an appropriation; defining crimes; and prescribing penalties.

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

Section 1. Section 1, chapter 232, Laws of 1967 as amended by section 6, chapter 213, Laws of 1979 ex. sess. and RCW 46.20.500 are each amended to read as follows:

No person (~~shall~~) may drive a motorcycle(~~(, as defined in RCW 46.04.330;))~~ or a motor-driven cycle(~~(, as defined in RCW 46.04.332 as now or hereafter amended;))~~) unless such person has a valid driver's license specially endorsed by the director to enable the holder to drive such vehicles, nor may a person drive a motorcycle of a larger engine displacement than that authorized by such special endorsement or by an instruction permit for such category: PROVIDED, That any person sixteen years of age or older, holding a valid driver's license of any class issued by the state of the person's residence, may operate a moped without taking any special examination for the operation of a moped.

Sec. 2. Section 50, chapter 145, Laws of 1967 ex. sess. as amended by section 153, chapter 158, Laws of 1979 and RCW 46.20.505 are each amended to read as follows:

Every person applying for a special endorsement or a new category of endorsement of a driver's license authorizing such person to drive a motorcycle or a motor-driven cycle shall pay a motorcycle examination fee