

to the greatest amount of employment or benefit to a community. In determining the "greatest amount of employment or benefit" the committee shall also consider the employment which would be saved by its loan.

(7) To the extent permitted under federal law the committee shall require applicants to provide for the transfer of all payments of principal and interest on loans to the Washington state development loan fund created under this chapter. Under circumstances where the federal law does not permit the committee to require such transfer, the committee shall give priority to applications where the applicants on their own volition make commitments to provide for the transfer.

(8) The committee shall not approve any application to finance or help finance a shopping mall.

NEW SECTION. Sec. 3. Section 12, chapter 164, Laws of 1985 and RCW 42.18.350 are each repealed.

Passed the House March 12, 1986.

Passed the Senate March 12, 1986.

Approved by the Governor April 2, 1986.

Filed in Office of Secretary of State April 2, 1986.

CHAPTER 205

[Substitute House Bill No. 1593]

HOSPITALS—STAFF MEMBERSHIP OR PROFESSIONAL PRIVILEGES

AN ACT Relating to health care facilities; and adding a new chapter to Title 70 RCW.

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

NEW SECTION. Sec. 1. Within one hundred eighty days of the effective date of this section, the governing body of every hospital licensed under chapter 70.41 RCW shall set standards and procedures to be applied by the hospital and its medical staff in considering and acting upon applications for staff membership or professional privileges.

NEW SECTION. Sec. 2. The governing body of any hospital, except any hospital which employs its medical staff, in considering and acting upon applications for staff membership or professional privileges within the scope of the applicants' respective licenses, shall not discriminate against a qualified person solely on the basis of whether such person is licensed under chapters 18.71, 18.57, or 18.22 RCW.

NEW SECTION. Sec. 3. Any person may apply to superior court for a preliminary or permanent injunction restraining a violation of section 1 or 2 of this act. This action is an additional remedy not dependent on the adequacy of the remedy at law. Nothing in this chapter shall require a hospital to grant staff membership or professional privileges until a final determination is made upon the merits by the hospital governing body.

NEW SECTION. Sec. 4. Sections 1 through 3 of this act shall constitute a new chapter in Title 70 RCW.

Passed the House March 11, 1986.

Passed the Senate March 11, 1986.

Approved by the Governor April 2, 1986.

Filed in Office of Secretary of State April 2, 1986.

CHAPTER 206

[Engrossed Substitute House Bill No. 1382]

OUTDOOR RECREATION OFF-ROAD VEHICLES

AN ACT Relating to outdoor recreation; amending RCW 46.09.020, 46.09.030, 46.09.050, 46.09.070, 46.09.080, 46.09.110, 46.09.130, 46.09.170, 46.09.240, and 46.09.250; adding a new section to chapter 43.30 RCW; adding new sections to chapter 46.09 RCW; creating a new section; repealing RCW 46.09.060, 46.09.090, 46.09.260, and 46.09.270; and providing an effective date.

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

Sec. 1. Section 7, chapter 47, Laws of 1971 ex. sess. as last amended by section 129, chapter 158, Laws of 1979 and RCW 46.09.020 are each amended to read as follows:

As used in this chapter the following words and phrases ((~~shall~~)) have the designated meanings unless a different meaning is expressly provided or the context otherwise clearly indicates:

"Person" ((~~shall~~)) means any individual, firm, partnership, association, or corporation.

"Nonhighway vehicle" ((~~shall~~)) means any ((~~self-propelled~~)) motorized vehicle when used for recreation travel on trails and nonhighway roads or for recreation cross-country travel on any one of the following or a combination thereof: Land, water, snow, ice, marsh, swampland, and other natural terrain. Such vehicles ((~~shall~~)) include but are not limited to, off-road vehicles, two, three, or four-wheel ((~~drive~~)) vehicles, motorcycles, four-wheel drive vehicles, dune buggies, amphibious vehicles, ground effects or air cushion vehicles, and any other means of land transportation deriving motive power from any source other than muscle or wind.

Nonhighway vehicle does not include:

- (1) Any vehicle designed primarily for travel on, over, or in the water;
- (2) Snowmobiles or any military vehicles; or
- (3) Any vehicle eligible for a motor vehicle fuel tax exemption or rebate under chapter 82.36 RCW while an exemption or rebate is claimed. This exemption includes but is not limited to farm, construction, and logging vehicles.

"Off-road vehicle" or "ORV" means any nonhighway vehicle when used for cross-country travel on trails or on any one of the following or a