

uses including highways, other forms of mass transportation, conservation, energy production or transmission, or recreation. Nothing in this section or in RCW 64.04.190 authorizes a public agency or utility to acquire reversionary interests in public utility and transportation corridors without payment of just compensation.

Sec. 2. Section 23, chapter 143, Laws of 1984 and RCW 64.04.190 are each amended to read as follows:

~~((f))~~ Public utility and transportation corridors are railroad properties ~~((a))~~ (1) on which railroad operations have ceased; ~~((b))~~ (2) that have been found suitable for public use by an order of the Interstate Commerce Commission of the United States; and ~~((c))~~ (3) that have been acquired by purchase, lease, donation, exchange, or other agreement by the state, one of its political subdivisions, or a public utility.

~~((2) A public utility and transportation corridor retains its public use character as long as it is owned by a public agency or utility. A public utility and transportation corridor is not subject to reversion, taking by adverse possession, or any similar property interests ripening on the cessation of railroad operations:))~~

Passed the Senate February 5, 1988.

Passed the House February 29, 1988.

Approved by the Governor March 11, 1988.

Filed in Office of Secretary of State March 11, 1988.

CHAPTER 17

[House Bill No. 1531]

SUNSET REVIEW

AN ACT Relating to redefining the standards for sunset review of a regulatory entity and extending the duration of the sunset review process; and amending RCW 43.131.060 and 43.131.900.

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

Sec. 1. Section 6, chapter 289, Laws of 1977 ex. sess. and RCW 43.131.060 are each amended to read as follows:

In conducting the review of a regulatory entity, the legislative budget committee shall consider, but not be limited to, the following factors where applicable:

(1) ~~((The extent to which the regulatory entity has permitted qualified applicants to serve the public;~~

(2) ~~The extent to which the regulatory entity restricts or inhibits competition or otherwise adversely affects the state's economic climate;~~

(3) ~~The extent to which the system of regulation has contributed directly or indirectly to increasing or decreasing the costs of any goods or services involved;~~

~~(4) The duties of the regulatory entity and the costs incurred in carrying out such duties;~~

~~(5) Whether the regulatory entity has operated in the public interest, including the extent to which the regulatory entity has:~~

~~(a) Sought and achieved public participation in making its rules and decisions including consideration of recommending appointment of one or more "public" members to the entity;~~

~~(b) Processed to completion in a timely and equitable manner the formal complaints filed with it;~~

~~(c) Implemented an effective system of evaluating the impact on the public of its rules and decisions regarding economy, availability, and improvement of the services rendered to the persons it regulates;~~

~~(d) Initiated administrative procedures or recommended statutory changes to the legislature that would benefit the public as opposed to the persons it regulates; and~~

~~(e) Identified the needs and problems of the recipients of goods and services provided by those regulated;~~

~~(6) The extent to which persons regulated by the regulatory entity have been encouraged to participate in assessing problems in their profession, occupation, or industry which affect the public;~~

~~(7) The impact and effectiveness of the regulatory entity with respect to the problems or needs the entity was intended to address;~~

~~(8) The consequences of eliminating or modifying the program of the regulatory entity;~~

~~(9)) The extent to which the regulatory entity has operated in the public interest and fulfilled its statutory obligations;~~

~~(2) The duties of the regulatory entity and the costs incurred in carrying out those duties;~~

~~(3) The extent to which the regulatory entity is operating in an efficient, effective, and economical manner;~~

~~(4) The extent to which the regulatory entity inhibits competition or otherwise adversely affects the state's economic climate;~~

~~(5) The extent to which the regulatory entity duplicates the activities of other regulatory entities or of the private sector, where appropriate; and~~

~~((+10)) (6) The extent to which the absence or modification of regulation would adversely affect, maintain, or improve the public health, safety, or welfare.~~

Sec. 2. Section 16, chapter 289, Laws of 1977 ex. sess. as last amended by section 16, chapter 223, Laws of 1982 and RCW 43.131.900 are each amended to read as follows:

((Except for sections 14, 15, and 17 of this 1977 amendatory act, this 1977 amendatory act)) RCW 43.131.010 through 43.131.150 shall expire

on June 30, ((+1990)) 2000, unless extended by law for an additional fixed period of time.

Passed the House February 8, 1988.

Passed the Senate February 29, 1988.

Approved by the Governor March 11, 1988.

Filed in Office of Secretary of State March 11, 1988.

CHAPTER 18

[Senate Bill No. 6371]

MOTOR VEHICLE EXCISE TAX DISTRIBUTION—DOUBLE AMENDMENT CORRECTION

AN ACT Relating to correcting a double amendment to the motor vehicle excise tax distribution section; and reenacting and amending RCW 82.44.150.

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

Sec. 1. Section 3, chapter 428, Laws of 1987 and section 8, chapter 9, Laws of 1987 1st ex. sess. and RCW 82.44.150 are each reenacted and amended to read as follows:

(1) The director of licensing shall on the twenty-fifth day of February, May, August, and November of each year, commencing with November, 1971, advise the state treasurer of the total amount of motor vehicle excise taxes remitted to the department of licensing during the preceding calendar quarter ending on the last day of March, June, September, and December, respectively, except for those payable under RCW 82.44.020(6) and 82.44-.030, from motor vehicle owners residing within each municipality which has levied a tax under RCW 35.58.273, which amount of excise taxes shall be determined by the director as follows:

The total amount of motor vehicle excise taxes remitted to the department, except those payable under RCW 82.44.020(6) and 82.44.030, from each county shall be multiplied by a fraction, the numerator of which is the population of the municipality residing in such county, and the denominator of which is the total population of the county in which such municipality or portion thereof is located. The product of this computation shall be the amount of excise taxes from motor vehicle owners residing within such municipality or portion thereof. Where the municipality levying a tax under RCW 35.58.273 is located in more than one county, the above computation shall be made by county, and the combined products shall provide the total amount of motor vehicle excise taxes from motor vehicle owners residing in the municipality as a whole. Population figures required for these computations shall be supplied to the director by the office of financial management, who shall adjust the fraction annually.

(2) On the first day of the months of January, April, July, and October of each year, the state treasurer based upon information provided by the