

CHAPTER 126

[House Bill No. 1604]

UNIVERSITIES' RETIREMENT SYSTEM APPROPRIATIONS

AN ACT Relating to retirement systems; amending section 6, chapter 96, Laws of 1979 ex. sess. (uncodified); and declaring an emergency.

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

Section 1. Section 6, chapter 96, Laws of 1979 ex. sess. (uncodified) is amended to read as follows:

There is hereby appropriated \$12,530,000 for costs resulting from this act. These funds shall be disbursed according to the following schedule:

(1) \$11,460,000 to the department of retirement systems, of which:

(a) \$4,600,000 from the general fund to the public employees' retirement fund: PROVIDED, That \$598,000 shall be from the general fund—  
federal.

(b) \$6,800,000 from the state general fund to the teachers' retirement fund.

(c) \$10,000 from the state general fund to the judges' retirement fund.

(d) \$50,000 from the motor vehicle fund to the Washington state patrol retirement fund.

(2) \$1,070,000 from the state general fund as follows:

University of Washington . . . . .	<del>\$(559,300)</del>	<u>514,000</u>
Washington State University . . . . .	<del>((381,600))</del>	<u>524,000</u>
Eastern Washington University . . . . .	<del>((27,300))</del>	<u>4,000</u>
Western Washington University . . . . .	<del>((51,900))</del>	<u>15,000</u>
Central Washington University . . . . .	<del>((49,900))</del>	<u>13,000</u>

NEW SECTION. Sec. 2. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House February 5, 1980.

Passed the Senate February 29, 1980.

Approved by the Governor March 11, 1980.

Filed in Office of Secretary of State March 11, 1980.

CHAPTER 127

[House Bill No. 1685]

MUNICIPAL OFF-STREET PARKING

AN ACT Relating to cities; amending section 7, chapter 204, Laws of 1969 ex. sess. as amended by section 3, chapter 221, Laws of 1975 1st ex. sess. and RCW 35.86A.070; and

amending section 12, chapter 204, Laws of 1969 ex. sess. as amended by section 4, chapter 221, Laws of 1975 1st ex. sess. and RCW 35.86A.120.

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

Section 1. Section 7, chapter 204, Laws of 1969 ex. sess. as amended by section 3, chapter 221, Laws of 1975 1st ex. sess. and RCW 35.86A.070 are each amended to read as follows:

The parking commission is authorized and empowered, in the name of the municipality by resolution to:

(1) Own and acquire property and property rights by purchase, gift, devise, or lease for the construction, maintenance, or operation of off-street parking facilities, or for effectuating the purpose of this chapter; and accept grants-in-aid, including compliance with conditions attached thereto;

(2) Construct, maintain, and operate off-street parking facilities located on land dedicated for park or civic center purposes, or on other municipally-owned land where the primary purpose of such off-street parking facility is to provide parking for persons who use such park or civic center facilities, and undertake research, and prepare plans incidental thereto subject to applicable statutes and charter provisions for municipal purchases, expenditures, and improvements; and in addition may own other off-street parking facilities and operate them in accordance with RCW 35.86A.120: PROVIDED, That the provisions of chapter 35.86 RCW as now or hereafter amended shall not apply to such construction, operation or maintenance;

(3) Establish and collect parking fees, require that receipts be provided for parking fees, make exemption for handicapped persons, lease space for commercial, store, advertising or automobile accessory purposes, and regulate prices and service charges, for use of and within and the aerial space over parking facilities under its control;

(4) Subject to applicable city civil service provisions, provide for the appointment, removal and control of officers and employees, and prescribe their duties and compensation, and to control all equipment and property under the commission's jurisdiction;

(5) Contract with private persons and organizations for the management and/or operation of parking facilities under its control, and services related thereto, including leasing of such facilities or portions thereof;

(6) Cause construction of parking facilities as a condition of an operating agreement or lease, derived through competitive bidding, or in the manner authorized by chapter 35.42 RCW;

(7) Execute and accept instruments, including deeds, necessary or convenient for the carrying on of its business; acquire rights to develop parking facilities over or under city property; and to contract to operate and manage parking facilities under the jurisdiction of other city departments or divisions and of other public bodies;

(8) Determine the need for and recommend to the city council:

(a) The establishment of local improvement districts to pay the cost of parking facilities or any part thereof;

(b) The issuance of bonds or other financing by the city for construction of parking facilities;

(c) The acquisition of property and property rights by condemnation from the public, or in street areas;

(9) Transfer its control of property to the city and liquidate its affairs, so long as such transfer does not contravene any covenant or agreement made with the holders of bonds or other creditors; and

(10) Require payment of the excise tax hereinafter provided. (~~The city shall not have any power to regulate parking facilities not owned by the city.~~)

Parking fees for parking facilities under the control of the parking commission shall be maintained commensurate with and neither higher nor lower than prevailing rates for parking charged by commercial operators in the general area.

Sec. 2. Section 12, chapter 204, Laws of 1969 ex. sess. as amended by section 4, chapter 221, Laws of 1975 1st ex. sess. and RCW 35.86A.120 are each amended to read as follows:

Except for off-street (~~park and civic center~~) parking facilities (~~as provided in RCW 35.86.010 and 35.86A.070, no city shall operate off-street parking facilities but shall call for sealed bids from~~) situated on real property leased or rented to a city and not used for park and civic center parking, cities may operate off-street parking facilities with city forces. Leased or rented off-street parking facilities shall be operated by responsible, experienced private operators of such facilities (~~for the operation thereof~~). The call for bids shall specify the terms and conditions under which the facility will be leased for private operation. The call for bids shall specify the time and place at which the bids will be received and the time and when the same will be opened, and such call shall be advertised once a week for two successive weeks before the time fixed for the filing of bids in a newspaper of general circulation in the city. (~~The competitive bid requirements of this section shall not apply in any case where such a city shall grant a long-term negotiated lease of any such facility to a private operator on the condition that the tenant-operator shall construct a substantial portion of the facility or the improvements thereto, which construction and/or improvements shall become the property of the city on expiration of the lease.~~) If no bid is received for the operation of such an off-street parking facility, or if the bids received are not satisfactory, the legislative body of the city may reject such bids and shall readvertise the facility for lease. In the event that no bids or no satisfactory bids shall have been received following the second advertising, the city may negotiate with a private operator (~~of~~) for the operation of the facility without competitive bidding. In

the event the city shall be unable to negotiate for satisfactory private operation within a reasonable time, the city may operate the facility for a period not to exceed three years, at which time it shall readvertise as provided above in this section.

Passed the House February 29, 1980.

Passed the Senate February 19, 1980.

Approved by the Governor March 11, 1980.

Filed in Office of Secretary of State March 11, 1980.

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CHAPTER 128

[House Bill No. 1418]

TRAFFIC INFRACTIONS

AN ACT Relating to traffic infractions; amending section 8, chapter 136, Laws of 1979 ex. sess. and RCW 46.63.060; amending section 9, chapter 136, Laws of 1979 ex. sess. and RCW 46.63.070; amending section 11, chapter 136, Laws of 1979 ex. sess. and RCW 46.63.090; amending section 13, chapter 136, Laws of 1979 ex. sess. and RCW 46.63.110; amending section 2, chapter 160, Laws of 1913 as last amended by section 3, chapter 155, Laws of 1979 and RCW 13.04.030; amending section 1, chapter 214, Laws of 1975 1st ex. sess. and RCW 35.20.205; amending section 46.64.020, chapter 12, Laws of 1961 and RCW 46.64.020; amending section 111, chapter 136, Laws of 1979 ex. sess. (uncodified); amending section 3, chapter 136, Laws of 1979 ex. sess. and RCW 46.63.030; amending section 25, chapter 121, Laws of 1965 ex. sess. and RCW 46.20.291; amending section 111, chapter 299, Laws of 1961 as last amended by section 1, chapter 129, Laws of 1979 ex. sess. and RCW 3.62.070; amending section 112, chapter 54, Laws of 1975 1st ex. sess. and RCW 46.90.710; adding new sections to chapter 46.63 RCW; adding a new section to chapter 13.40 RCW; prescribing penalties; providing an effective date; and declaring an emergency.

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

Section 1. Section 8, chapter 136, Laws of 1979 ex. sess. and RCW 46.63.060 are each amended to read as follows:

(1) A notice of traffic infraction represents a determination that an infraction has been committed. The determination will be final unless contested as provided in this chapter.

(2) The form for the notice of traffic infraction shall be prescribed by rule of the supreme court and shall include the following:

(a) A statement that the notice represents a determination that a traffic infraction has been committed by the person named in the notice and that the determination shall be final unless contested as provided in this chapter;

(b) A statement that a traffic infraction is a noncriminal offense for which imprisonment may not be imposed as a sanction; that the penalty for a traffic infraction may include sanctions against the person's driver's license including suspension, revocation, or denial;

(c) A statement of the specific traffic infraction for which the notice was issued;

(d) A statement of the monetary penalty established for the traffic infraction;