

any member or former member who (a) receives a retirement allowance earned by said former member as deferred compensation from any public retirement system authorized by the general laws of this state, or (b) is eligible to receive a retirement allowance from any public retirement system listed in RCW 41.50.030, but chooses not to apply, or (c) is the beneficiary of a disability allowance from any public retirement system listed in RCW 41.50.030 shall be estopped from becoming a member of or accruing any contractual rights whatsoever in any other public retirement system listed in RCW 41.50.030; PROVIDED, That (a) and (b) of this subsection shall not apply to persons who have accumulated less than fifteen years service credit in any such system.

(2) Nothing in this section is intended to apply to ~~((a))~~ any retirement system except those listed in RCW 41.50.030 ~~((and chapter 41.28 RCW, or (b)))~~ and the city employee retirement systems for Seattle, Tacoma, and Spokane. Subsection (1)(b) of this section does not apply to a dual member as defined in RCW 41.54.010.

NEW SECTION. Sec. 6. A new section is added to chapter 41.54 RCW to read as follows:

(1) The systems may pay a dual member a lump sum payment in lieu of a monthly benefit if the initial monthly benefit computed in accordance with RCW 41.54.030 would be less than fifty dollars. The lump sum payment shall be the greater of the actuarial equivalent of such monthly benefits or an amount equal to the individual's accumulated contributions plus accrued interest.

(2) It is the intent of the legislature that any member who receives a settlement under this section shall be deemed to be retired from the system making the lump sum payment.

NEW SECTION. Sec. 7. This act shall take effect July 1, 1988.

Passed the House February 15, 1988.

Passed the Senate March 5, 1988.

Approved by the Governor March 22, 1988.

Filed in Office of Secretary of State March 22, 1988.

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## CHAPTER 196

[House Bill No. 1833]

### MAYORS AND MAYORS PRO TEMPORE

AN ACT Relating to town officials; and amending RCW 35.27.160.

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

Sec. 1. Section 35.27.160, chapter 7, Laws of 1965 and RCW 35.27.160 are each amended to read as follows:

The mayor shall preside over all meetings of the council at which he or she is present. ~~((In his absence;))~~ A mayor pro tempore may be chosen by

~~the council for a specified period of time, not to exceed six months, to act as the mayor in the absence of the mayor. The mayor ((and in his absence a mayor pro tempore to be chosen by the council)) shall sign all warrants drawn on the treasurer and shall sign all written contracts entered into by the town. The mayor ((and mayor pro tempore)) may administer oaths and affirmations, and take affidavits and certify them. The mayor ((or mayor pro tempore)) shall sign all conveyances made by the town and all instruments which require the seal of the town.~~

~~((The authority of the mayor pro tempore shall continue only during the day on which he is chosen.))~~

The mayor is authorized to acknowledge the execution of all instruments executed by the town which require acknowledgment.

Passed the House February 15, 1988.

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## CHAPTER 197

[Senate Bill No. 6260]

### POISONS—PROCEDURE FOR DELIVERY TO PURCHASER OUTSIDE OF SELLER'S PREMISES

AN ACT Relating to registration of poisons; and amending RCW 69.38.030.

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

Sec. 1. Section 3, chapter 34, Laws of 1987 and RCW 69.38.030 are each amended to read as follows:

It is unlawful for any person, either on the person's own behalf or while an employee of another, to sell any poison without first recording in ink in a "poison register" kept solely for this purpose the following information:

- (1) The date and hour of the sale;
- (2) The full name and home address of the purchaser;
- (3) The kind and quantity of poison sold; and
- (4) The purpose for which the poison is being purchased.

The purchaser shall present to the seller identification which contains the purchaser's photograph and signature. No sale may be made unless the seller is satisfied that the purchaser's representations are true and that the poison will be used for a lawful purpose. Both the purchaser and the seller shall sign the poison register entry.

If a delivery of a poison will be made outside the confines of the seller's premises, the seller may require the business purchasing the poison to submit a letter of authorization as a substitute for the purchaser's photograph and signature requirements. The letter of authorization shall include the unified business identifier and address of the business, a full description of