

the director of licensing shall consult with the secretary of transportation on the matter of relative priorities during the development of their respective agencies' plans, programs, and budgets as they pertain to transportation activities. The secretary of transportation shall provide written comments to the governor and the legislature on the extent to which the state patrol's, the traffic safety commission's, the county road administration board's, and the department of licensing's final plans, programs, and budgets are compatible with the priorities established in the department of transportation's final plans, programs, and budgets.

Passed the House February 12, 1990.

Passed the Senate March 1, 1990.

Approved by the Governor March 28, 1990.

Filed in Office of Secretary of State March 28, 1990.

---

## CHAPTER 267

[Senate Bill No. 6652]

### UNSTAMPED CIGARETTES

AN ACT Relating to cigarettes without stamps; amending RCW 82.24.120 and 82.24-.180; and providing an effective date.

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

Sec. 1. Section 82.24.120, chapter 15, Laws of 1961 as amended by section 64, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.24.120 are each amended to read as follows:

If any person, subject to the provisions of this chapter or any rules and regulations promulgated by the department of revenue under authority hereof, is found to have failed to affix the stamps required, or to have them affixed as herein provided, or to pay any tax due hereunder, or to have violated any of the provisions of this chapter or rules and regulations promulgated by the department of revenue in the administration hereof, there shall be assessed and collected from such person, in addition to any tax that may be found due, a penalty equal to the ~~((amount of any tax found to be due))~~ greater of ten dollars per package of unstamped cigarettes or two hundred fifty dollars, plus interest thereon at the rate of one percent for each thirty days or portions thereof from the date the tax became due, and upon notice mailed to the last known address of the ((taxpayer)) person said amount shall become due and payable in ten days, at which time the department or its duly authorized agent may make immediate demand upon such person for the payment of all such taxes and penalties. The department, for good reason shown, may remit all or any part of penalties imposed, but the taxpayer must pay all taxes due and interest thereon, at the rate of one percent

for each thirty days or portion thereof. The keeping of any unstamped articles coming within the provisions of this chapter shall be prima facie evidence of intent to violate the provisions of this chapter.

Sec. 2. Section 82.24.180, chapter 15, Laws of 1961 as amended by section 66, chapter 278, Laws of 1975 1st ex. sess. and RCW 82.24.180 are each amended to read as follows:

The department of revenue may return any property seized under the provisions of this chapter when it is shown that there was no intention to violate the provisions thereof.

When any property is (~~seized, under the provisions of this chapter~~) returned under this section, the department may return such goods to the parties from whom they were seized if and when such parties affix the proper amount of stamps thereto, and pay to the department as penalty an amount equal to (~~twenty-five percent of the amount of tax due~~) the greater of ten dollars per package of unstamped cigarettes or two hundred fifty dollars, and interest thereon at the rate of one percent for each thirty days or portion thereof from the date the tax became due, and in such cases, no advertisement shall be made or notices posted in connection with said seizure.

NEW SECTION. Sec. 3. This act shall take effect January 1, 1991.

Passed the Senate March 6, 1990.

Passed the House March 2, 1990.

Approved by the Governor March 28, 1990.

Filed in Office of Secretary of State March 28, 1990.

## CHAPTER 268

[Substitute Senate Bill No. 6306]

### COMMUNITY COLLEGES—FACULTY TENURE

AN ACT Relating to tenure modification at community colleges; amending RCW 28B.50.852; creating new sections; and providing an effective date.

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

***\*NEW SECTION. Sec. 1. Improving the quality of instruction at our state institutions of higher education is a priority of the legislature. Recently, many efforts have been made by the legislature, the colleges, and the higher education coordinating board to assess and improve the quality of instruction received by students at our state institutions. It is the intent of the legislature that, in conjunction with these various efforts, the process for the award of faculty tenure at community colleges should allow for a thorough review of the performance of faculty appointees prior to the granting of tenure.***

\*Sec. 1 was vetoed, see message at end of chapter.

***\*Sec. 2. Section 34, chapter 283, Laws of 1969 ex. sess. and RCW 28B.50.852 are each amended to read as follows:***