

## CHAPTER 72

[Engrossed Senate Bill No. 3129]

RURAL ELECTRICAL COOPERATIVES—  
NUCLEAR, THERMAL POWER FACILITIES

AN ACT Relating to electric utilities; amending section 1, chapter 159, Laws of 1967 as amended by section 1, chapter 7, Laws of 1973 1st ex. sess. and RCW 54.44.010; and amending section 2, chapter 159, Laws of 1967 as last amended by section 1, chapter 72, Laws of 1974 ex. sess. and RCW 54.44.020.

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

Section 1. Section 1, chapter 159, Laws of 1967 as amended by section 1, chapter 7, Laws of 1973 1st ex. sess. and RCW 54.44.010 are each amended to read as follows:

It is declared to be in the public interest and for a public purpose that cities of the first class, public utility districts, joint operating agencies organized under chapter 43.52 RCW, ~~((and))~~ regulated electrical companies and, rural electrical cooperatives including generation and transmission cooperatives be permitted to participate together in the development of nuclear and other thermal power facilities and transmission facilities as hereinafter provided as one means of achieving economies of scale and thereby promoting the economic development of the state and its natural resources to meet the future power needs of the state and all its inhabitants.

Sec. 2. Section 2, chapter 159, Laws of 1967 as last amended by section 1, chapter 72, Laws of 1974 ex. sess. and RCW 54.44.020 are each amended to read as follows:

In addition to the powers heretofore conferred upon cities of the first class, public utility districts organized under chapter 54.08 RCW, and joint operating agencies organized under chapter 43.52 RCW, any such cities and public utility districts which operate electric generating facilities or distribution systems and any joint operating agency shall have power and authority to participate and enter into agreements with each other and with electrical companies which are subject to the jurisdiction of the Washington utilities and transportation commission or the public utility commissioner of Oregon, hereinafter called "regulated utilities", and with rural electric cooperatives, including generation and transmission cooperatives for the undivided ownership of any type of electric generating plants and facilities, including, but not limited to nuclear and other thermal power generating plants and facilities and transmission facilities including, but not limited to, related transmission facilities, hereinafter called "common facilities", and for the planning, financing, acquisition, construction, operation and maintenance thereof. It shall be provided in such agreements that each city, public utility district, or joint operating agency shall own a percentage of any common facility equal to the percentage of the money furnished or the value of property supplied by it for the acquisition and construction thereof and shall own and control a like percentage of the electrical output thereof.

Each participant shall defray its own interest and other payments required to be made or deposited in connection with any financing undertaken by it to pay its

percentage of the money furnished or value of property supplied by it for the planning, acquisition and construction of any common facility, or any additions or betterments thereto. The agreement shall provide a uniform method of determining and allocating operation and maintenance expenses of the common facility.

Each city, public utility district, joint operating agency (~~and~~), regulated utility, and cooperatives participating in the ownership or operation of a common facility shall pay all taxes chargeable to its share of the common facility and the electric energy generated thereby under applicable statutes as now or hereafter in effect, and may make payments during preliminary work and construction for any increased financial burden suffered by any county or other existing taxing district in the county in which the common facility is located, pursuant to agreement with such county or taxing district.

NEW SECTION. Sec. 3. If any provision of this 1976 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

Passed the Senate February 9, 1976.

Passed the House February 26, 1976.

Approved by the Governor March 4, 1976.

Filed in Office of Secretary of State March 4, 1976.

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## CHAPTER 73

[Substitute Senate Bill No. 3158]

### CIVIL AIR PATROL—AERONAUTICS COMMISSION—APPROPRIATION

AN ACT Relating to the Washington wing civil air patrol; adding a new section to chapter 14.04 RCW; making an appropriation; and declaring an emergency.

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

NEW SECTION. Section 1. There is added to chapter 14.04 RCW a new section to read as follows:

It is declared to be the public policy of the state of Washington to direct the financial resources of this state toward the support and aid of air search, rescue, and emergency services within the state in order to promote the general welfare of its citizens. The legislature further declares that the operation of crash, rescue, emergency operations, and organization communications in the event of natural or other disasters, the performance of emergency missions for other federal and state agencies such as the patrol of forests, pipelines, flood areas, the transportation of critical parts and supplies, and the education and character development of our young people with the cadet program of the Washington wing civil air patrol serves the public interest. The Washington wing civil air patrol is a nonprofit, federally chartered, private corporation, which is an auxiliary of the United States Air Force and is engaged in cooperation with the national, state, and local emergency services effort and the Washington aeronautics commission, which serves