

may transfer equipment, materials, and supplies of any office or department to the equipment rental and revolving fund with or without charge consistent with RCW 43.09.210. Charges for the rental of equipment and for providing materials, supplies, and services to any county office or department shall be paid monthly into the fund. Proceeds received from other governmental agencies for similar charges and from the sale of equipment or other personal property owned by the equipment rental and revolving fund, which is no longer of any value to or needed by the county, shall be placed in the fund as received.

NEW SECTION. Sec. 6. Moneys accumulated in the equipment rental and revolving fund shall be retained therein from year to year; shall be used only for the purposes stated in this chapter; and shall be subject to the budgetary regulations in chapter 36.40 RCW.

NEW SECTION. Sec. 7. Sections 1 through 6 of this 1977 act shall constitute a new chapter in Title 36 RCW.

NEW SECTION. Sec. 8. The following acts or parts of acts are each repealed:

- (1) Section 17, chapter 144, Laws of 1967 ex. sess. and RCW 36.32.272;
- (2) Section 18, chapter 144, Laws of 1967 ex. sess. and RCW 36.32.274;
- (3) Section 19, chapter 144, Laws of 1967 ex. sess. and RCW 36.32.276;
- (4) Section 20, chapter 144, Laws of 1967 ex. sess. and RCW 36.32.278;
- (5) Section 36.82.220, chapter 4, Laws of 1963 and RCW 36.82.220; and
- (6) Section 1, chapter 25, Laws of 1965 ex. sess. and RCW 36.82.230.

Passed the Senate March 8, 1977.

Passed the House March 4, 1977.

Approved by the Governor March 25, 1977.

Filed in Office of Secretary of State March 25, 1977.

CHAPTER 68

[Engrossed Senate Bill No. 2071]

HEALTH CARE PRACTITIONERS—REVIEW PROCEEDINGS—FILING CHARGES OR PRESENTING EVIDENCE—IMMUNITY

AN ACT Relating to civil liability of health practitioners; and amending section 1, chapter 144, Laws of 1971 ex. sess. as amended by section 2, chapter 114, Laws of 1975 1st ex. sess. and RCW 4.24.250.

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

Section 1. Section 1, chapter 144, Laws of 1971 ex. sess. as amended by section 2, chapter 114, Laws of 1975 1st ex. sess. and RCW 4.24.250 are each amended to read as follows:

~~((Physicians licensed under chapter 18.71 RCW or chapter 18.57 RCW, dentists licensed under chapter 18.32 RCW, and pharmacists licensed under chapter 18.64 RCW))~~ Any health care practitioner as defined in RCW 7.70.020 (1) and (2) as now existing or hereafter amended who, in good faith, files charges or presents evidence against another member of their profession based on the claimed incompetency or gross misconduct of such person before a regularly constituted review committee or board of a ~~((medical, dental, or pharmaceutical))~~ professional society or hospital whose duty it is to evaluate the competency and qualifications of

members of the profession, including limiting the extent of practice of such person in a hospital or similar institution, shall be immune from civil action for damages arising out of such activities. The written records of such committees or boards shall not be subject to subpoena or discovery proceedings in any civil action, except actions arising out of the recommendations of such committees.

Passed the Senate March 8, 1977.

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CHAPTER 69

[Engrossed Senate Bill No. 2090]

LEGEND DRUGS—PERSONS AUTHORIZED TO PRESCRIBE

AN ACT Relating to legend drugs; and amending section 3, chapter 186, Laws of 1973 1st ex. sess. and RCW 69.41.030.

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

Section 1. Section 3, chapter 186, Laws of 1973 1st ex. sess. and RCW 69.41-.030 are each amended to read as follows:

It shall be unlawful for any person to sell, deliver, or possess any legend drug except upon the order or prescription of a physician under chapter 18.71 RCW, an osteopathic physician and surgeon under chapter 18.57 RCW, a dentist under chapter 18.32 RCW, a podiatrist under chapter 18.22 RCW, ~~((or))~~ a veterinarian under chapter 18.92 RCW, a commissioned medical or dental officer in the United States armed forces, marine hospital service, or public health service in the discharge of his official duties, a duly licensed physician or dentist employed by the veterans administration in the discharge of his official duties, a registered nurse under chapter 18.88 RCW when authorized by the board of nursing, or a physician licensed to practice medicine and surgery or a physician licensed to practice osteopathy and surgery in any state or province of Canada which shares a common border with the state of Washington: PROVIDED, HOWEVER, That the above provisions shall not apply to sale, delivery, or possession by drug wholesalers or drug manufacturers, or their agents or employees, or to any practitioner acting within the scope of his license, or to a common or contract carrier or warehouseman, or any employee thereof, whose possession of any legend drug is in the usual course of business or employment.

Passed the Senate March 8, 1977.

Passed the House March 4, 1977.

Approved by the Governor March 25, 1977.

Filed in Office of Secretary of State March 25, 1977.