

CHAPTER 96.

[H. B. 118.]

RELATING TO PUBLIC HIGHWAYS.

AN ACT relating to public highways; and primary and secondary highways through cities and towns; and amending section 60, chapter 187, Laws of 1937 as last amended by chapter 82, Laws of 1943 (sec. 6450-60, Rem. Rev. Stat.; sec. 604-1, PPC).

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

Distribution to cities and towns.

SECTION 1. Section 60, chapter 187, Laws of 1937 as last amended by chapter 82, Laws of 1943 (sec. 6450-60, Rem. Rev. Stat.; sec. 604-1, PPC) is amended to read as follows:

"City Street Fund."

Disbursement by cities and towns.

Funds spent on streets forming part of highway system.

Section 60. All funds accruing to the credit of incorporated cities and towns in the motor vehicle fund shall be paid monthly to such incorporated cities and towns and shall, by the respective cities and towns, be placed in a fund to be designated as "City Street Fund" and disbursed as authorized and directed by the legislative authority of the city or town, as agents of the State, for salaries and wages, material, supplies, equipment, purchase or condemnation of rights of way, engineering or any other proper highway purpose in connection with the construction, alteration, repair, improvement or maintenance of those city streets of such incorporated cities and towns designated by the Director of Highways as forming a part of the route of a primary or secondary state highway through such incorporated cities and towns, together with the bridges thereon and wharves necessary for ferriage of motor vehicle traffic and therefore essential to the primary or secondary state highway system, and for salaries and wages, material, supplies, equipment, purchase or condemnation of right of way, and engineering, or any other proper highway or street purpose in connection with the construction, alteration, repair, improvement or maintenance of any other city

street or bridge, or viaduct or under passage along, upon or across such streets. Such expenditure may be made either independently or in conjunction with any federal, state or any county funds.

The Director of Highways shall construct, drain, maintain and repair the roadway of all streets designated by the Director of Highways as forming a part of a primary or secondary state highway through any city or town having a population of fifteen hundred (1500) or less, according to the last preceding Federal Census, such construction, maintenance and repair to be done at the expense of the state, and without prejudice to the right of city or town to be paid allocations made to it in the motor vehicle fund. Whenever the surface of any street or highway is damaged or displaced by the city or town or by others under its authority for installation or repair of utilities or for any other purpose, the city or town shall repair or replace the surface as nearly as practicable to its original condition, or cause it to be done by others.

Maintenance of such streets in cities and towns of 1500 or less population.

The Director of Highways is hereby empowered and directed to provide for the maintenance, operation and upkeep of all movable span bridges in the State of Washington within the limits of incorporated cities and towns and located upon those city streets which have been or may be designated by the Director of Highways as forming a part of the route of primary or secondary state highways through such incorporated cities and towns to be paid for from any funds appropriated for the maintenance of primary and secondary state highways and in the manner and to the extent provided in this section. The Director of Highways shall annually and on or before the first day of April of each year determine the extent of the cost of the maintenance, operation, and upkeep of any such movable span bridges to be provided for by the state, which shall be the difference between the

Movable span bridges in cities and towns.

Determination of cost of upkeep.

reasonable cost of maintenance, operation, and upkeep of any such movable span bridges and the reasonable cost of the maintenance and upkeep thereof if they were fixed span bridges, which determination by the Director of Highways shall be conclusive. Upon determination by the Director of Highways of the extent of the cost of the maintenance, operation, and upkeep of any such movable span bridges to be provided for by the state, the Director of Highways shall so certify to the State Auditor, forwarding a copy thereof to the several incorporated cities and towns with respect to such movable span bridge or bridges located therein. The Director of Highways may require that the governing authorities of such incorporated cities and towns maintain, operate and keep up such movable span bridges, to the extent of the maintenance, operation, and upkeep thereof to be provided for by the state, as agents of the state, and the State Auditor shall pay therefor from funds appropriated for the maintenance of primary or secondary state highways upon vouchers therefor approved by the Director of Highways but in no event in excess of the amount determined by the Director of Highways for any one year: *Provided*, That in the event any such movable span bridge located within the limits of incorporated cities and towns has heretofore and in the past been maintained by the county in which such incorporated city or town is located, then such county shall continue such maintenance and the provisions of this section shall apply to such county, and the Director of Highways may require that the governing authorities of such counties maintain, operate and keep up such movable span bridges, to the extent of the maintenance, operation and upkeep thereof to be provided for by the state, as agents of the state, and the State Auditor shall pay therefor from funds appropriated for the maintenance of primary or

Certificate
to State
Auditor.

Payment.

Maintenance
by county.

secondary state highways upon vouchers therefor approved by the Director of Highways, but in no event in excess of the amount determined by the Director of Highways for any one year.

Passed the House February 24, 1947.

Passed the Senate March 5, 1947.

Approved by the Governor March 11, 1947.

CHAPTER 97.

[H. B. 161.]

LICENSING AND REGULATION OF MOTOR CARRIERS.

AN Act relating to motor carriers, providing for their licensing and regulation in the transportation of motor vehicles in drive-away and tow-away service and providing for the collection of fees therefor.

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

SECTION 1. It shall be unlawful for any person, firm, partnership, association or corporation to engage in the business of driving or towing new or used unladen motor vehicles and trailers of a type required to be registered under the laws of this state, except a motor carrier licensed under chapter 184, Laws of 1935, as amended, and then only if the motor carrier procures a transporter's license in accordance with the provisions of this act.

Transporter's license required for driving or towing new motor vehicles.

SEC. 2. Application for a transporter's license shall be made on a form provided for that purpose by the Director of Licenses and when executed shall be forwarded to the Director of Licenses together with the proper fee. The application shall contain the name and address of the applicant and such other information as the Director of Licenses may require.

Application.

Information required.

SEC. 3. Upon receiving an application for transporter's license the Director of Licenses, if satisfied that the applicant is entitled thereto, shall issue a

Issuance of license and plates.