

withholds, slaughters, or otherwise appropriates to his own use any horse, mule, cow, heifer, bull, steer, swine, or sheep shall be guilty of theft of livestock.

(2) Theft of livestock is a class B felony.

NEW SECTION. Sec. 3. There is added to chapter 4.24 RCW a new section to read as follows:

Any owner of livestock who suffers damages as a result of actions described in RCW 9A.48.070 through 9A.48.090 or any owner of a horse, mule, cow, heifer, bull, steer, swine, or sheep who suffers damages as a result of a wilful, unauthorized act described in RCW 9A.56.080 may bring an action against the person or persons committing the act in a court of competent jurisdiction for exemplary damages up to three times the actual damages sustained, plus attorney's fees.

Passed the House April 18, 1977.

Passed the Senate May 26, 1977.

Approved by the Governor June 6, 1977.

Filed in Office of Secretary of State June 6, 1977.

CHAPTER 175

[House Bill No. 1229]

BOILERS—INSPECTION CERTIFICATES—FEES—PRESSURE SYSTEMS SAFETY FUND

AN ACT Relating to boilers; amending section 28, chapter 32, Laws of 1951 as amended by section 1, chapter 21, Laws of 1970 ex. sess. and RCW 70.79.290; amending section 32, chapter 32, Laws of 1951 as last amended by section 2, chapter 21, Laws of 1970 ex. sess. and RCW 70.79.330; and amending section 34, chapter 32, Laws of 1951 and RCW 70.79.350.

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

Section 1. Section 28, chapter 32, Laws of 1951 as amended by section 1, chapter 21, Laws of 1970 ex. sess. and RCW 70.79.290 are each amended to read as follows:

If, upon inspection, a boiler or ~~((an unfired))~~ pressure vessel is found to comply with the rules and regulations of the board, ~~((the owner or user thereof shall pay))~~ and upon the appropriate fee payment made directly to the chief inspector ((the sum of three dollars)), ((and)) as required by RCW 70.79.160 or 70.79.330, the chief inspector~~((, or his duly authorized representative,))~~ shall issue to ~~((such))~~ the owner or user of such a boiler or pressure vessel an inspection certificate bearing the date of inspection and specifying the maximum pressure under which the boiler or ~~((unfired))~~ pressure vessel may be operated. Such inspection certificate shall be valid for not more than fourteen months from its date in the case of power boilers and twenty-six months in the case of low pressure heating boilers, and for not more than two months longer than the authorized inspection period in the case of ~~((unfired))~~ pressure vessels. Certificates shall be posted under glass in the room containing the boiler or ~~((unfired))~~ pressure vessel inspected. If the boiler or ~~((unfired))~~ pressure vessel is not located within ~~((the))~~ a building, the certificate shall be posted in a location convenient to the boiler or ~~((unfired))~~ pressure vessel inspected or, in the case of a portable boiler or ~~((unfired))~~ pressure vessel, the certificate shall be kept in a ~~((metal))~~ protective container to be fastened to the boiler

or pressure vessel or in a tool box accompanying the boiler or ((unfired)) pressure vessel.

Sec. 2. Section 32, chapter 32, Laws of 1951 as last amended by section 2, chapter 21, Laws of 1970 ex. sess. and RCW 70.79.330 are each amended to read as follows:

The owner or user of a boiler or pressure vessel required by this chapter to be inspected by the chief inspector, or his deputy inspector, shall pay directly to the chief inspector, upon completion of inspection, fees and expenses in accordance with ((the following)) a schedule((:

Inspections:

Boilers:

Not to exceed 500 square feet of total heating surface	internal: \$10.00
	external: 5.00
From 500 square feet of total heating surface to 2500 square feet of total heating surface	internal: 20.00
	external: 10.00
For each additional 2500 square feet of total heating surface, or any portion thereof	internal: 10.00
	external: 5.00

Pressure Vessels:

Not to exceed 50 square feet in area as determined by multiplying the length of the shell by its diameter	internal: 5.00
	external: 5.00
For each additional 50 square feet in area or any portion thereof	internal: 5.00
	external: 5.00

~~When it is necessary to make a special inspection or witness the application of a hydrostatic test, the applicable internal inspection fee plus expenses shall be charged.~~

~~Shop inspections, field construction inspections and secondhand or resale inspections:~~

One half day	\$50.00 plus expenses
One full day	\$80.00 plus expenses

~~One half day: Not to exceed 3 hours on site.~~

~~One full day: Not to exceed 6 hours on site.~~

~~In excess of 6 hours on site: \$25.00 per hour or any portion thereof.~~

~~Expenses shall include:~~

~~Travel: \$5.00 per hour plus \$.10 per mile driven, or \$5.00 per hour plus actual cost of purchased transportation. Hourly travel charges shall not exceed \$50.00 for any 24-hour period.~~

~~Hotel and meals: Actual cost)) adopted by the board and approved by the director of the department of labor and industries in accordance with the requirements of the Administrative Procedure Act, chapter 34.04 RCW.~~

Sec. 3. Section 34, chapter 32, Laws of 1951 and RCW 70.79.350 are each amended to read as follows:

The chief inspector shall give an official receipt for ((said)) all fees required by chapter 70.79 RCW and shall transfer all sums so received to the treasurer of the state of Washington as ex officio custodian thereof and by him, as such custodian, shall place said sums in a special fund hereby created by this 1977 amendatory act to be designated as the "pressure systems safety fund". Said funds by him shall be paid out upon vouchers duly and regularly issued therefor and approved by the director of the department of labor and industries. The treasurer, as ex officio custodian of said fund, shall keep an accurate record of any payments into said fund, and of all disbursements therefrom. Said fund shall be used exclusively to defray only the expenses of administering chapter 70.79 RCW by the chief inspector as authorized by law and the expenses incident to the maintenance of his office. The fund shall be charged with its pro rata share of the cost of administering said fund which is to be determined by the director of the office of program planning and fiscal management and by the director of the department of labor and industries.

Passed the House April 19, 1977.

Passed the Senate May 24, 1977.

Approved by the Governor June 6, 1977.

Filed in Office of Secretary of State June 6, 1977.

CHAPTER 176

[House Bill No. 779]

LABOR LIENS ON FRANCHISES, EARNING, AND PROPERTY OF CERTAIN COMPANIES—NOTICE—MULTIPLE CLAIMANTS

AN ACT Relating to liens; and amending section 2, chapter 43, Laws of 1897 and RCW 60.32.020.

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

Section 1. Section 2, chapter 43, Laws of 1897 and RCW 60.32.020 are each amended to read as follows:

No person shall be entitled to the lien given by RCW 60.32.010, unless he shall, within ninety days after he has ceased to perform labor for such person, company or corporation, filed for record with the county auditor of the county in which said labor was performed, or in which is located the principal office of such person, company or corporation in this state, a notice of claim, containing a statement of his demand, after deducting all just credits and offsets, the name of the person, company or corporation, and the name of the person or persons employing claimant, if known, with the statement of the terms and conditions of his contract, if any, and the time he commenced the employment, and the date of his last service, and shall serve a copy thereof on said person, company or corporation within thirty days after the same is so filed for record.

Any number of claimants may join in the same notice for the purpose of filing and enforcing their liens, but the amount claimed by each claimant shall be separately stated.

Passed the House March 31, 1977.

Passed the Senate May 26, 1977.

Approved by the Governor June 6, 1977.

Filed in Office of Secretary of State June 6, 1977.