

self, as a witness in his or her own behalf, and shall be allowed to testify as other witnesses in such case, and when accused shall so testify, he or she shall be subject to all the rules of law relating to cross-examination of other witnesses: PROVIDED, That nothing in this code shall be construed to compel such accused person to offer himself or herself as a witness in such case: AND PROVIDED FURTHER, That it shall be the duty of the court to instruct the jury that no inference of guilt shall arise against the accused if the accused shall fail or refuse to testify as a witness in his or her own behalf.

Passed the Senate April 16, 1969
Passed the House April 9, 1969
Approved by the Governor April 24, 1969
Filed in office of Secretary of State April 24, 1969

CHAPTER 144
[Engrossed Senate Bill No. 123]
CIVIL PROCEDURE--CHANGE
OF VENUE--FEES AND COSTS

AN ACT Relating to civil procedure; and amending sections 55 and 56, page 14, Laws of 1869 as last amended by section 54, Code of 1881, and RCW 4.12.090.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Sections 55 and 56, page 14, Laws of 1869 as last amended by Section 54, Code of 1881, and RCW 4.12.090 are each amended to read as follows:

(1) When an order is made transferring an action or proceeding for trial, the clerk of the court must transmit the pleadings and papers therein to the court to which it is transferred. The costs and fees thereof and of filing the papers anew ((;)) must be paid by the party at whose instance the order was made, except in the cases mentioned in RCW 4.12.030 (1), in which case the plaintiff shall pay costs of transfer and, in addition thereto, if the court finds that the plaintiff could have determined the county of proper venue with reasonable diligence, it shall order the plaintiff to pay the reasonable attorney's fee of the defendant for the changing of venue to the proper county. The court to which an action or proceeding is transferred has and exercises over the same the like jurisdiction as if it

had been originally commenced therein.

(2) In acting on any motion for dismissal without prejudice in a case where a motion for change of venue under subsection (1) of this section has been made, the court shall, if it determines the motion for change of venue proper, determine the amount of attorney's fee properly to be awarded to defendant and, if the action be dismissed, the attorney's fee shall be a setoff against any claim subsequently brought on the same cause of action.

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CHAPTER 145
[Substitute House Bill No. 33]
WASHINGTON MEAT
INSPECTION ACT

AN ACT Relating to meat inspection; providing penalties; repealing section 1, chapter 204, Laws of 1959, as amended by section 1, chapter 120, Laws of 1967 ex. sess., and RCW 16.49.010; repealing section 2, chapter 204, Laws of 1959 and RCW 16.49.020; repealing section 3, chapter 204, Laws of 1959 and RCW 16.49.030; repealing section 4, chapter 204, Laws of 1959 and RCW 16.49-.040; repealing section 5, chapter 204, Laws of 1959 and RCW 16.49.050; repealing section 6, chapter 204, Laws of 1959 and RCW 16.49.060; repealing section 7, chapter 204, Laws of 1959 and RCW 16.49.070; repealing section 8, chapter 204, Laws of 1959 and RCW 16.49.080; repealing section 9, chapter 204, Laws of 1959 and RCW 16.49.090; repealing section 10, chapter 204, Laws of 1959 and RCW 16.49.100; repealing section 11, chapter 204, Laws of 1959 and RCW 16.49.110; repealing section 12, chapter 204, Laws of 1959 and RCW 16.49.120; repealing section 13, chapter 204, Laws of 1959 and RCW 16.49.130; repealing section 14, chapter 204, Laws of 1959 and RCW 16.49.140; repealing section 15, chapter 204, Laws of 1959 and RCW 16.49.150; repealing section 16, chapter 204, Laws of 1959 and RCW 16.49-.160; repealing section 17, chapter 204, Laws of 1959 and RCW