

CHAPTER 75.

[Engrossed House Bill No. 678.]

LIMITATION OF ACTIONS.

AN ACT relating to limitation of actions.

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

Limitation of actions. Construction, alteration, etc., of improvements to real property.

Section 1. This act shall apply to all claims or causes of action of any kind against any person, arising from such person having constructed, altered or repaired any improvement upon real property, or having performed or furnished any design, planning, surveying, architectural or construction or engineering services, or supervision or observation of construction, or administration of construction contracts for any construction, alteration or repair of any improvement upon real property.

Limitation.

Sec. 2. All claims or causes of action as set forth in section 1 of this act shall accrue, and the applicable statute of limitation shall begin to run only during the period within six years after substantial completion of construction, or during the period within six years after the termination of the services enumerated in section 1 of this act, whichever is later. The phrase "substantial completion of construction" shall mean the state of completion reached when an improvement upon real property may be used or occupied for its intended use. Any cause of action which has not accrued within six years after such substantial completion of construction, or within six years after such termination of services, whichever is later, shall be barred: *Provided*, That this limitation shall not be asserted as a defense by any owner, tenant or other person in possession and control of the improvement at the time such cause of action accrues.

Sec. 3. Nothing in this section shall be construed as extending the period now permitted by law for bringing any kind of action. Construction
of act.

Passed the House March 8, 1967.

Passed the Senate March 7, 1967.

Approved by the Governor March 21, 1967.

CHAPTER 76.

[Engrossed House Bill No. 376.]

SHOPLIFTING—DETENTION—DEFENSES.

AN ACT relating to commerce; prescribing civil and criminal defenses; amending section 1, chapter 229, Laws of 1959 and RCW 9.78.010; repealing section 3, chapter 229, Laws of 1959 and RCW 9.78.030; adding a new section to chapter 249, Laws of 1909 to chapter 9.01 RCW; adding a new section to Title 4 RCW; and prescribing penalties.

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

Section 1. Section 1, chapter 229, Laws of 1959 and RCW 9.78.010 are each amended to read as follows: RCW 9.78.010
amended.

A person who wilfully takes possession of any goods, wares or merchandise of the value of less than seventy-five dollars offered for sale by any wholesale or retail store or other mercantile establishment without the consent of the seller, with the intention of converting such goods, wares or merchandise to his own use without having paid the purchase price thereof, is guilty of a gross misdemeanor of shoplifting. Upon a first conviction therefor, he shall be punished by a fine of not less than fifty dollars and not more than one thousand dollars, or by imprisonment in the county jail for not less than five days and not more than six months, or both such fine and imprisonment. Upon each subsequent conviction he shall be punished by a fine of Crimes—Shop-
lifting—Pen-
alty.