

3.34.040 are hereby amended to read as follows:

Justices of the peace serving districts having a population of forty thousand or more persons, and justices receiving a salary (~~equal to or~~) greater than ~~((eight))~~ nine thousand dollars for serving as a justice, shall be deemed full time justices and shall devote all of their time to the office and shall not engage in the practice of law. Other justices shall devote sufficient time to the office to properly fulfill the duties thereof and may engage in other occupations but such justice shall not use the office or supplies furnished by the judicial district for his private business but shall maintain a separate office for his private business nor shall he use the services of any clerk or secretary paid for by the county for his private business.

Passed the House May 8, 1971.

Passed the Senate May 5, 1971.

Approved by the Governor May 13, 1971.

Filed in Office of Secretary of State May 20, 1971.

CHAPTER 148
[Encrossed House Bill No. 644]
MOTOR VEHICLES--
LIABILITY FOR OVERLOADING--
EXEMPTIONS FROM LIGHTENING REQUIREMENT

AN ACT Relating to motor vehicles; extending liability for penalties for overloading to a person controlling the loading; exempting certain persons from lightening requirement; amending section 1, chapter 69, Laws of 1969 ex. sess. and RCW 46.44.120; and amending section 46.44.100, chapter 12, Laws of 1961, as amended by section 52, chapter 32, Laws of 1967 and RCW 46.44.100.

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

Section 1. Section 1, chapter 69, Laws of 1969 ex. sess. and RCW 46.44.120 are each amended to read as follows:

Whenever an act or omission is declared to be unlawful in chapter 46.44 RCW, ~~((if the operator of the vehicle is not the owner of such vehicle; but is so operating or moving the same with the express or implied permission of the owner; then the operator and/or owner shall both be subject to the provisions of this chapter with the primary responsibility to be that of the owner))~~ the owner of any motor vehicle involved in such act or omission shall be responsible therefor. Any person operating such vehicle, and any persons knowingly and intentionally participating in creating an unlawful

condition of use, shall also be subject to the penalties provided in this chapter for such unlawful act or omission.

Sec. 2. Section 46.44.100, chapter 12, Laws of 1961, as amended by section 52, chapter 32, Laws of 1967, and RCW 46.44.100 are each amended to read as follows:

Any police officer is authorized to require the driver of any vehicle or combination of vehicles to stop and submit to a weighing of the same either by means of a portable or stationary scale and may require that such vehicle be driven to the nearest public scale.

Whenever a police officer, upon weighing a vehicle and load, as above provided, determines that the weight is unlawful, such officer may, in addition to any other penalty provided, require the driver to stop the vehicle in a suitable place and remain standing until such portion of the load is removed as may be necessary to reduce the gross weight of such vehicle to such limit as permitted under this chapter: PROVIDED, That in the event such vehicle is loaded with grain or other perishable commodities, the driver shall be permitted to proceed without removing any of such load, unless the gross weight of the vehicle and load exceeds by more than ten percent the limit permitted by this chapter. All materials unloaded shall be cared for by the owner or operator of such vehicle at the risk of such owner or operator.

It shall be unlawful for any driver of a vehicle to fail or refuse to stop and submit the vehicle and load to a weighing, or to fail or refuse, when directed by an officer upon a weighing of the vehicle to stop the vehicle and otherwise comply with the provisions of this section.

Passed the House March 30, 1971.

Passed the Senate May 7, 1971.

Approved by the Governor May 18, 1971.

Filed in Office of Secretary of State May 20, 1971.

CHAPTER 149

[Engrossed House Bill No. 659]

CROSS SOUND TRANSPORTATION--

EVALUATION--PLAN

PROGRESS REPORT

AN ACT Relating to cross sound transportation; creating new sections; and declaring an emergency.

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

NEW SECTION. Section 1. The legislature recognizes that transportation across Puget Sound provides a vital geographic link