

T 610

T 735

NEW SECTION. Sec. 11. The twenty-seventh legislative district shall consist of the following areas:

In Pierce County:

T 601

T 602

T 605 (part: B 108-119, BG 2, 3, 4, 5)

T 606

T 607

T 608 (part: B 109-123, BG 2, 3, 4, 5, 6, 7)

T 611

T 612

T 613

T 614

T 615

T 616

T 617

T 618 (part: BG 1)

T 619

T 620

T 621

T 627 (part: BG 1)

T 708

NEW SECTION. Sec. 12. If any provision of this act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

Passed the Senate February 12, 1974.

Passed the House February 12, 1974.

Approved by the Governor February 19, 1974.

Filed in Office of Secretary of State February 19, 1974.

CHAPTER 124

[Engrossed Senate Bill No. 2416]

MOTOR VEHICLES AND OTHER CONVEYANCES—

TAMPERED OR DESTROYED I.D., PROCEDURE—

MOTORCYCLES, ETC., DISPLAY OF LIGHTS

AN ACT Relating to motor vehicles; amending section 1, chapter 60, Laws of 1917 and RCW 9.54.030; amending section 46.37.020, chapter 12, Laws of 1961 as amended by section 2, chapter 154, Laws of 1963 and RCW 46.37.020; and prescribing penalties.

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

Section 1. Section 1, chapter 60, Laws of 1917 and RCW 9.54.030 are each amended to read as follows:

(1) Whoever knowingly buys, sells, receives, disposes of, conceals, or has knowingly in his possession any motor vehicle ~~((or)), motorcycle, motor-driven cycle, trailer, vessel,~~ motorboat, or component part thereof, from which the manufacturer's serial number or any other distinguishing number or identification mark has been removed, defaced, covered, altered or destroyed for the purpose of concealment or misrepresenting the identity of the said motor vehicle, ~~((motorbike;)) motorcycle, motor-driven cycle,~~ trailer, ~~((or)) vessel,~~ motorboat or component part thereof shall be guilty of a gross misdemeanor.

(2) Any motor vehicle, motorcycle, motor-driven cycle, trailer, vessel, motorboat, or any component part thereof, from which the manufacturer's serial number or any other distinguishing number or identification mark has been removed, defaced, covered, altered, or destroyed, there being probable cause to believe that such was done for the purpose of concealing or misrepresenting identity, shall be impounded and held by the seizing law enforcement agency until the original numbers or marks are restored, or it is determined that the motor vehicle, motorcycle, motor-driven cycle, trailer, vessel, motorboat, or component part thereof, was reported as stolen and it is returned to the rightful owner as provided in this subsection. If reported as stolen the seizing law enforcement agency shall promptly return such motor vehicle, motorcycle, motor-driven cycle, trailer, vessel, motorboat, or parts thereof as have been stolen to the person who was the lawful owner or the lawful successor in interest, upon receiving proof that such person presently owns or has a lawful right to the return and possession of such motor vehicle, motorcycle, motor-driven cycle, trailer, vessel, motorboat, or component part thereof.

(3) If the original manufacturer's serial numbers or other distinguishing numbers or identification marks cannot be restored, and if the article was not reported stolen or was reported stolen and the seizing law enforcement agency cannot locate the person who was the lawful owner at the time it was reported stolen or his lawful successor in interest, or if such lawful owner or his lawful successor in interest fails to claim the article within forty-five days after receiving notice from the seizing law enforcement agency that the article is in its possession, the motor vehicle, motorcycle, motor-driven cycle, trailer, vessel, motorboat, or component part thereof may be destroyed or may be sold at public auction to the highest bidder or may be held by the seizing law enforcement agency for its official use and purposes: PROVIDED, That no such

disposition shall be undertaken until at least sixty days have elapsed from the date of seizure: PROVIDED FURTHER, That written notice of the seizure and potential disposition shall have first been served upon the person who held possession or custody of the article when it was impounded and upon any other person who prior to final disposition of the article notifies the seizing law enforcement agency in writing of a claim to ownership or lawful right to possession thereof, and a reasonable opportunity to be heard as to the claim of ownership or right of possession shall have first been afforded to such person or persons. Such hearing shall be before the chief law enforcement officer of the seizing agency or his designee, except that any person claiming ownership or right of possession hereunder may remove the matter to a court of competent jurisdiction if the aggregate value of the article or articles involved is one hundred dollars or more. A hearing before the agency and any appeal therefrom shall be pursuant to chapter 34.04 RCW. In a court hearing between two or more claimants to the article or articles involved, the prevailing party shall be entitled to judgment for costs and reasonable attorney's fees. The burden of producing evidence shall be upon the person claiming to be the lawful owner or to have the lawful right to possession. The seizing law enforcement agency shall promptly return the article or articles to the claimant upon determination by the hearing officer or court that he is the present lawful owner or is lawfully entitled to possession thereof.

(4) Prior to the release from a law enforcement agency's custody or the future use of any motor vehicle, motorcycle, motor-driven cycle, trailer, motorboat, or component part thereof, from which the serial number or other distinguishing number or identification mark has been removed, defaced, covered, altered or destroyed, an identification number shall be assigned in accordance with the rules and regulations promulgated by the department of motor vehicles.

Sec. 2. Section 46.37.020, chapter 12, Laws of 1961 as amended by section 2, chapter 154, Laws of 1963 and RCW 46.37.020 are each amended to read as follows:

Every vehicle upon a highway within this state at any time from a half hour after sunset to a half hour before sunrise and at any other time when, due to insufficient light or unfavorable atmospheric conditions, persons and vehicles on the highway are not clearly discernible at a distance of five hundred feet ahead shall display lighted lamps and illuminating devices as hereinafter respectively required for different classes of vehicles, subject to exceptions with respect to parked vehicles, and further that stop lights, turn signals and other signaling devices shall be lighted as

prescribed for the use of such devices: PROVIDED, That every motorcycle and every motor-driven cycle shall have its head and tail lamps lighted whenever such vehicle is in motion upon a highway.

Passed the Senate February 12, 1974.
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CHAPTER 125
[Substitute Senate Bill No. 2701]
MIGRANT LABOR HOUSING
DEMONSTRATION PILOT PROJECT

AN ACT Relating to state government; providing for a migrant labor housing demonstration project; creating new sections; and declaring an emergency.

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

NEW SECTION. Section 1. The legislature finds that a migrant labor housing demonstration pilot project should be constructed on property to be purchased by the state in Yakima county. The legislature further finds that this demonstration project shall be funded by state moneys for the 1973-75 biennium.

NEW SECTION. Sec. 2. The department of general administration is authorized and directed to construct a migrant labor housing camp on such land as is owned and is made available by the state. The permanent facilities of such camp shall include fully equipped lavatories, clothes washing facilities and improved campsites. The department shall provide space on the site for a mobile facility of the department of employment security. The mobile unit shall be owned, equipped, staffed, and operated by the department of employment security and moneys expended for such purposes shall not be from moneys appropriated by section 5 of this act.

NEW SECTION. Sec. 3. The department of general administration is authorized and directed to operate the camp provided for in section 2 of this act during the 1973-75 biennium. During those periods of the year when the facility is receiving maximum use, the director of the department, after consultation with the department of social and health services, shall provide for a resident camp director having such qualifications, as determined by the director, to insure the orderly operation of the camp. The department shall cooperate with other departments and agencies of state government and the appropriate units of local government to the extent necessary to insure the successful operation of the camp during the life of the demonstration project.