

Every other larceny with the exception of larceny of livestock shall be petit larceny and shall be a gross misdemeanor.

Sec. 2. Section 1, chapter 63, Laws of 1961 and RCW 9.54.115 are each amended to read as follows:

Every person who, without lawful authority and with intent to deprive or defraud the owner thereof, wilfully ((takes, leads or transports away, conceals, withholds, slaughters, or otherwise appropriates to his own use)) (1) Takes, leads or transports away, conceals withholds, slaughters; or (2) Otherwise appropriates to his own use, injures, or kills any horse, mule, cow, heifer, bull, or steer, or swine, or sheep, shall be guilty of ((grand larceny)) a felony and shall be punished by imprisonment for not more than fifteen years but not less than one year, or by fine of not more than one thousand dollars but not less than five hundred dollars, or by both such fine or imprisonment: PROVIDED, That a person whose conduct is in violation both of this section and of any other law or laws of the State of Washington shall be guilty of a felony and penalized as herein provided.

Any owner who suffers damages as a result of a violation of this section may bring a civil action, in any court of competent jurisdiction, to recover exemplary damages up to three times the actual damages sustained.

NEW SECTION. Sec. 3. Section 1, chapter 90, Laws of 1970 ex. sess. and RCW 9.08.050 are each repealed.

NEW SECTION. Sec. 4. Sections 1 and 2 of this 1975 amendatory act shall take effect as provided by the state Constitution and shall remain in effect until the effective date of the repeal of RCW 9.54.090 and 9.54.115 by section 9A.92.010, chapter __ (Substitute Senate Bill No. 2092), Laws of 197_ ex. sess., at which time sections 1 and 2 of this 1975 amendatory act shall also be repealed.

Passed the House May 14, 1975.

Passed the Senate May 7, 1975.

Approved by the Governor May 22, 1975.

Filed in Office of Secretary of State May 22, 1975.

CHAPTER 62

[House Bill No. 170]

MOTOR VEHICLES—SPECIAL FUEL TAX— EXEMPTIONS, DATE EXTENDED

AN ACT Relating to special fuel tax; and amending section 4, chapter 175, Laws of 1971 ex. sess. as last amended by section 1, chapter 156, Laws of 1973 1st ex. sess. and RCW 82.38.030.

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

Section 1. Section 4, chapter 175, Laws of 1971 ex. sess. as last amended by section 1, chapter 156, Laws of 1973 1st ex. sess. and RCW 82.38.030 are each amended to read as follows:

(1) There is hereby levied and imposed upon special fuel users a tax of nine cents per gallon or each one hundred cubic feet of compressed natural gas measured at standard pressure and temperature on the use (within the meaning of the word use as defined herein) of special fuel in any motor vehicle: PROVIDED, That in order to encourage experimentation with nonpolluting fuels, no tax shall

be imposed upon the use of natural gas as herein defined or on liquified petroleum gas, commonly called propane, which is used in any motor vehicle until July 1, ~~((1975))~~ 1977.

(2) Said tax shall be collected by the special fuel dealer and shall be paid over to the department as hereinafter provided: (a) With respect to all special fuel delivered by a special fuel dealer into supply tanks of motor vehicles or into storage facilities used for the fueling of motor vehicles at unbonded service stations in this state; or (b) in all other transactions where the purchaser indicates in writing to the special fuel dealer prior to or at the time of the delivery that the entire quantity of the special fuel covered by the delivery is for use by him for a taxable purpose as a fuel in a motor vehicle.

(3) Said tax shall be paid over to the department by the special fuel user as hereinafter provided: (a) With respect to special fuel upon which the tax has not previously been imposed which was acquired in any manner other than by delivery by a special fuel dealer into a fuel supply tank of a motor vehicle in this state; or (b) in all transactions with a special fuel dealer in this state where a written statement has not been furnished to the special fuel dealer as set forth in subsection (2)(b) of this section.

It is expressly provided that delivery of special fuel may be made without collecting the tax otherwise imposed, when such deliveries are made by a bonded special fuel dealer to special fuel users who are authorized by the department as hereinafter provided, to purchase fuel without payment of tax to the bonded special fuel dealer.

Passed the House March 14, 1975.

Passed the Senate May 14, 1975.

Approved by the Governor May 22, 1975.

Filed in Office of Secretary of State May 22, 1975.

CHAPTER 63

[House Bill No. 175]

HIGHWAY IMPROVEMENT JOB SITES— GROSS VEHICLE WEIGHTS

AN ACT Relating to motor vehicles; and adding a new section to chapter 46.44 RCW.

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

NEW SECTION. Section 1. There is added to chapter 46.44 RCW a new section to read as follows:

The state, county or city authority having responsibility for the reconstruction or improvement of any public highway may, subject to prescribed conditions and limitations, authorize vehicles employed in such highway reconstruction or improvement to exceed the gross weight limitations contained in RCW 46.44.040, 46.44.042 and 46.44.044 without a special permit or additional fees as prescribed