

(1) Adopt rules and regulations necessary to implement the provisions of this chapter relating to the allocation of funds in the urban arterial trust account of the motor vehicle fund to counties and cities.

(2) Adopt reasonably uniform design standards for city and county arterials which meet the requirements for urban development.

(3) Report biennially on the first day of November of the even-numbered years to the state highway commission (~~and the joint committee on highways~~), the legislative transportation committee, and the house and senate transportation committees regarding progress of cities and counties in developing long range plans for their urban arterial construction and programming or urban arterial construction work and the allocation of urban arterial trust funds to the cities and counties.

NEW SECTION. Sec. 18. There is hereby appropriated from the aeronautics account of the general fund to the legislative transportation committee, for the biennium ending June 30, 1979, the sum of five thousand dollars, or so much thereof as may be necessary, to carry out the provisions of section 1(21) of this 1977 amendatory act.

NEW SECTION. Sec. 19. The following acts or parts of acts are each hereby repealed effective June 30, 1977:

(1) Section 4, chapter 210, Laws of 1973 1st ex. sess., section 1, chapter 2, Laws of 1975, section 8, chapter 268, Laws of 1975 1st ex. sess. and RCW 44.40.110;

(2) Section 5, chapter 268, Laws of 1975 1st ex. sess. and RCW 44.40.125;

(3) Section 6, chapter 268, Laws of 1975 1st ex. sess. and RCW 44.40.130;

(4) Section 57, chapter 281, Laws of 1969 ex. sess. and RCW 47.16.220;

(5) Section 2, chapter 267, Laws of 1975 1st ex. sess. and RCW 47.20.662;

(6) Section 1, chapter 149, Laws of 1971 ex. sess. and RCW 47.60.510; and

(7) Section 2, chapter 149, Laws of 1971 ex. sess. and RCW 47.60.520.

NEW SECTION. Sec. 20. This 1977 amendatory act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate June 6, 1977.

Passed the House June 3, 1977.

Approved by the Governor June 15, 1977.

Filed in Office of Secretary of State June 15, 1977.

CHAPTER 236

[Reengrossed Substitute Senate Bill No. 2527]

LEASED OR RENTED MACHINERY, EQUIPMENT, OR MOTOR VEHICLES—CRIMINAL POSSESSION—PENALTIES

AN ACT Relating to motor vehicles and leased machinery and equipment; adding a new section to chapter 260, Laws of 1975 1st ex. sess. and to chapter 9A.56 RCW; repealing section 9A.56.090, chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.56.090; and prescribing penalties.

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

NEW SECTION. Section 1. There is added to chapter 260, Laws of 1975 1st ex. sess. and to chapter 9A.56 RCW a new section to read as follows:

(1) A person is guilty of criminal possession of leased or rented machinery, equipment or a motor vehicle if the value thereof exceeds \$1500 and if he:

(a) After renting machinery, equipment or a motor vehicle under an agreement in writing which provides for the return of said item to a particular place at a particular time, fails to return the item to said place within the time specified, is thereafter served by registered or certified mail addressed to him at his last known place of residence or business with a written demand to return said item within 72 hours from the time of the service of such demand, and wilfully neglects to return said item to any place of business of the lessor within five full business days from the date of service of said notice; or

(b) After leasing machinery, equipment or a motor vehicle under an agreement in writing which provides for periodic rental or lease payments for a period greater than six months duration, fails to pay the lessor of said item the periodic payments when due for a period of 90 days, is thereafter served by registered or certified mail addressed to him at his last known place of residence or business with a written demand to return the item to any place of business of the lessor within 72 hours from the time of the service of said demand and wilfully neglects to return said item to any place of business of the lessor within five full business days from the date of service of said notice.

(2) "Wilfully neglects" as used in this section means omits, fails or forbears with intent to deprive the owner of or exert unauthorized control over the property, and specifically excludes the failure to return the item because of a bona fide contract dispute with the owner.

(3) It shall be a defense to any civil action arising out of or involving the arrest or detention of any person who rents or leases machinery, equipment or a motor vehicle that he failed to return the item to any place of business of the lessor within five full business days after receiving written demand therefor.

Criminal possession of leased or rented machinery, equipment or a motor vehicle is a Class C felony.

NEW SECTION. Sec. 2. Section 9A.56.090 of chapter 260, Laws of 1975 1st ex. sess. and RCW 9A.56.090 are each hereby repealed.

Passed the Senate June 6, 1977.

Passed the House June 3, 1977.

Approved by the Governor June 15, 1977.

Filed in Office of Secretary of State June 15, 1977.

CHAPTER 237

[Substitute Senate Bill No. 2544]

HIGHWAYS APPROPRIATIONS—REIMBURSABLE EXPENDITURES—COMPUTER SUSPENSE ACCOUNT

AN ACT Relating to highways; making appropriations and authorizing reimbursable expenditures for the period ending June 30, 1979; and declaring an emergency.

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