

(a) Fifty dollars in the aggregate, then such person shall be guilty of a gross misdemeanor(~~(- PROVIDED FURTHER, That as to)~~);

(b) Two hundred fifty dollars in the aggregate, then such person shall be guilty of a class C felony.

However, for any act which constitutes a violation of both this subsection and subsection (2) of this section the provisions of subsection (2) of this section shall be exclusive.

(2) Every person who:

(a) Makes, possesses, sells, gives, or otherwise transfers to another an instrument, apparatus, or device with intent to use it or with knowledge or reason to believe it is intended to be used to avoid any lawful telephone or telegraph toll charge or to conceal the existence or place of origin or destination of any telephone or telegraph message; or

(b) Sells, gives, or otherwise transfers to another plans or instructions for making or assembling an instrument, apparatus, or device described in subparagraph (a) of this subsection with knowledge or reason to believe that they may be used to make or assemble such instrument, apparatus, or device shall be guilty of a felony.

Passed the Senate March 17, 1981.

Passed the House April 22, 1981.

Approved by the Governor May 18, 1981.

Filed in Office of Secretary of State May 18, 1981.

CHAPTER 253

[Engrossed Senate Bill No. 3866]

STATE CAPITOL HISTORICAL ASSOCIATION AND MUSEUM

AN ACT Relating to the state capitol historical association and museum; amending section 1, chapter 44, Laws of 1941 as amended by section 1, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.010; amending section 3, chapter 44, Laws of 1941 and RCW 27.36.020; amending section 2, chapter 44, Laws of 1941 as amended by section 2, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.030; amending section 4, chapter 44, Laws of 1941 as amended by section 3, chapter 57, Laws of 1979 ex. sess. and RCW 27.36.040; amending section 5, chapter 44, Laws of 1941 as last amended by section 16, chapter 75, Laws of 1977 and RCW 27.36.050; and adding a new section to chapter 27.36 RCW.

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

Section 1. Section 1, chapter 44, Laws of 1941 as amended by section 1, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.010 are each amended to read as follows:

The state capitol historical association, a corporation existing under and by virtue of the laws of the state of Washington, be, and the same is hereby, ~~((created))~~ designated a trustee of the state of Washington for the intent and purposes ~~((hereinafter mentioned))~~ in this section:

It shall be the duty of the ~~((said))~~ association

~~((1) To collect books, maps, charts, papers, relics and other materials illustrative of the history of this state, and, in particular, of the progress and development of the territorial capitol and the state capitol at Olympia;~~

~~(2) To procure from pioneers authentic narratives of the experiences and of incidents relating to the early settlement of this state;~~

~~(3) To shelf, store and safely keep such books, maps, charts, papers, relics and other historical material now or hereafter to come into its possession;~~

~~(4) To catalog the collections of said association for the convenient reference of persons having occasion to consult the same;~~

~~(5) To keep the museum display rooms open at reasonable hours for the reception of citizens and visitors, without charge;~~

~~(6) To engage in cultural and educational activities;~~

~~(7) To display items of interest to the people of the state, including but not limited to scientific, industrial, agricultural, commercial, and cultural exhibits;~~

~~(8) To engage in the sale of various articles which are consistent with the basic purposes of the state capitol museum to visitors to the museum;~~

~~(9) To dispose of items which are no longer of historical value to the museum or of interest to the patrons of the museum:))~~

(1) To collect, catalog, preserve, and interpret objects, manuscripts, sites, photographs, and other materials illustrative of the history of this state, including the progress and development of the capitol city;

(2) To operate the state capitol historical museum and to keep the museum open, without an admission fee, at reasonable hours for the reception of citizens and visitors;

(3) To assist and encourage historical studies and museum interpretative efforts throughout the state, including those of private nonprofit organizations and those of city, county, and state agencies;

(4) Engage in cultural, artistic, and educational activities, including classes, exhibits, seminars, conferences, publications, and other public programs as long as such activities are related to the basic purposes of the association;

(5) To engage in the sale of various articles which are related to the basic purpose of the association;

(6) To plan for and conduct celebrations of significant events in the history of the capital city and the state of Washington and to give assistance to and coordinate with state, county, and other local historical associations and societies in planning and conducting celebrations;

(7) To engage in appropriate fund raising activities for the purpose of increasing the self-support of the association.

NEW SECTION. Sec. 2. There is added to chapter 27.36 RCW a new section to read as follows:

The association shall retain all those powers established by the association's incorporation as a nonprofit corporation under chapter 24.03 RCW not explicitly prohibited by this chapter. The association may act in any manner that does not frustrate the purposes under RCW 27.36.010, as now or hereafter amended.

Sec. 3. Section 3, chapter 44, Laws of 1941 and RCW 27.36.020 are each amended to read as follows:

The building and grounds designated as Block 2, Grainger's Addition to the City of Olympia, County of Thurston, acquired by the state under senate joint resolution No. 18, session of 1939, is hereby designated a part of the state capitol, to be known as the state capitol historical museum. This structure is to be used ~~((for purposes of housing said historical relics, documents and material as are now owned by the state and housed at the state capitol, and also such additional historical relics, documents and material which shall hereafter be acquired by the state for addition to the state capitol historical museum, and also such historical collections which are now owned or shall hereafter be acquired by the state capitol historical association))~~ to house and interpret the collection of the association. This section does not limit the association's use of other structures.

Sec. 4. Section 2, chapter 44, Laws of 1941 as amended by section 2, chapter 62, Laws of 1965 ex. sess. and RCW 27.36.030 are each amended to read as follows:

The ~~((books, maps, charts, papers, relics and other historical material))~~ objects, sites, manuscripts, photographs, and other materials now or hereafter acquired by ~~((said))~~ the association shall be held by ~~((said))~~ the association in trust for the use and benefit of the people of the state of Washington and shall be housed at the state capitol museum: PROVIDED, That the board of trustees of ~~((said))~~ the association ~~((are))~~ is hereby authorized to ~~((loan items to and receive on loan items from various public and private museums and agencies))~~ accept on loan or lend objects of historical interest: PROVIDED FURTHER, That the board of trustees of ~~((said))~~ the association may ~~((exchange items with other public and private museums and agencies except in those instances where the items belonging to the museum were received with a restriction as to their use or disposition))~~ sell, exchange, divest itself of, or refuse to accept items which do not enhance the collection.

Sec. 5. Section 4, chapter 44, Laws of 1941 as amended by section 3, chapter 57, Laws of 1979 ex. sess. and RCW 27.36.040 are each amended to read as follows:

The secretary of state and the ~~((state superintendent of public instruction))~~ governor or the governor's designee shall be ex officio members of the board of trustees of said state capitol historical association, and as such are

hereby authorized and empowered to vote upon all questions coming before such board for its action.

Sec. 6. Section 5, chapter 44, Laws of 1941 as last amended by section 16, chapter 75, Laws of 1977 and RCW 27.36.050 are each amended to read as follows:

There shall be appointed by the state capitol historical association, with the consent of the governor, a person to be designated as director of the state capitol museum, whose duties shall be:

(1) To designate arrangements and locations of the various collections and historical material in the state capitol museum;

(2) To administer the affairs of the museum under the policies established by the board of trustees; ~~((and))~~

(3) To perform such other duties and functions as may be delegated to him by the board of trustees; and

(4) To employ personnel and prescribe the duties of the personnel as may be necessary to implement the purposes of this chapter and the directions of the board of trustees.

Passed the Senate April 24, 1981.

Passed the House April 22, 1981.

Approved by the Governor May 18, 1981.

Filed in Office of Secretary of State May 18, 1981.

CHAPTER 254

[Substitute Senate Bill No. 3890]

DISHONORED CHECKS

AN ACT Relating to commercial paper; amending section 1, chapter 23, Laws of 1967 ex. sess. as amended by section 1, chapter 62, Laws of 1969 and RCW 62A.3-515; amending section 2, chapter 62, Laws of 1969 and RCW 62A.3-520; amending section 3, chapter 62, Laws of 1969 and RCW 62A.3-525; amending section 16, chapter 253, Laws of 1971 ex. sess. and RCW 19.16.250; and adding a new section to Part 5, Article 3 of Title 62A RCW.

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

Section 1. Section 1, chapter 23, Laws of 1967 ex. sess. as amended by section 1, chapter 62, Laws of 1969 and RCW 62A.3-515 are each amended to read as follows:

Whenever a check as defined in RCW 62A.3-104 has been dishonored by nonacceptance or nonpayment ~~((and))~~ the payee or holder of the check is entitled to collect a reasonable handling fee for each such instrument. When such check has not been paid within fifteen days and after the holder of such check sends such notice of dishonor as provided by RCW 62A.3-520 to the drawer at his last known address, then if the instrument does not provide for the payment of interest, or collection costs and attorneys fees, the drawer of such instrument shall also be liable for payment of