

If any person ordered into custody until the fine and costs adjudged against him be paid shall not, within five days, pay, or cause the payment of the same to be made, the clerk of the court shall issue a warrant to the sheriff commanding him to imprison such defendant in the county jail until the amount of such fine and costs owing are paid. Execution may at any time issue against the property of the defendant for that portion of such fine and costs not reduced by the application of this section. The amount of such fine and costs owing shall be the whole of such fine and costs reduced by the amount of any portion thereof paid, and ~~((ten))~~ thirty-five dollars for every day the defendant performs labor as provided in RCW 10.82.040, and ~~((eight))~~ twenty-five dollars for every day the defendant does not perform such labor while imprisoned.

Passed the Senate April 23, 1983.

Passed the House April 20, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 277

[Substitute Senate Bill No. 4107]

LITTER CONTROL AND RECYCLING—FINES AND DISTRIBUTION MODIFIED

AN ACT Relating to litter control and recycling; amending section 6, chapter 307, Laws of 1971 ex. sess. as amended by section 1, chapter 39, Laws of 1979 ex. sess. and RCW 70.93.060; amending section 7, chapter 307, Laws of 1971 ex. sess. and RCW 70.93.070; amending section 18, chapter 307, Laws of 1971 ex. sess. and RCW 70.93.180; and amending section 23, chapter 307, Laws of 1971 ex. sess. and RCW 70.93.230.

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

Sec. 1. Section 6, chapter 307, Laws of 1971 ex. sess. as amended by section 1, chapter 39, Laws of 1979 ex. sess. and RCW 70.93.060 are each amended to read as follows:

No person shall throw, drop, deposit, discard, or otherwise dispose of litter upon any public property in the state or upon private property in this state not owned by him or in the waters of this state whether from a vehicle or otherwise including but not limited to any public highway, public park, beach, campground, forest land, recreational area, trailer park, highway, road, street, or alley except:

(1) When such property is designated by the state or by any of its agencies or political subdivisions for the disposal of garbage and refuse, and such person is authorized to use such property for such purpose;

(2) Into a litter receptacle in such a manner that the litter will be prevented from being carried away or deposited by the elements upon any part of said private or public property or waters.

Any person violating the provisions of this section shall be guilty of a misdemeanor and the fine for such violation shall not be less than ~~((ten))~~

fifty dollars for each offense. In addition thereto, except where infirmity or age or other circumstance would create a hardship, such person shall be directed by the court in which conviction is obtained to pick up and remove litter from public property and/or private property, with prior permission of the legal owner, for not less than eight hours nor more than sixteen hours for each separate offense. The court shall schedule the time to be spent on such activities in such a manner that it does not interfere with the person's employment and does not interfere substantially with the person's family responsibilities.

Sec. 2. Section 7, chapter 307, Laws of 1971 ex. sess. and RCW 70.93-.070 are each amended to read as follows:

The director shall prescribe the procedures for the collection of fines and bail forfeitures including the imposition of additional penalty charges for late payment of fines. Included in the procedures shall be provisions requiring the distribution of one-half of the amount of fines collected under the enforcement provisions of this chapter by a local governmental agency to that local governmental agency.

Sec. 3. Section 18, chapter 307, Laws of 1971 ex. sess. and RCW 70-.93.180 are each amended to read as follows:

There is hereby created an account within the general fund to be known as the "litter control account". All assessments, fines, bail forfeitures, and other funds collected or received pursuant to this chapter shall be deposited in the litter control account and used for the administration and implementation of this chapter except as required to be otherwise distributed under RCW 70.93.070.

Sec. 4. Section 23, chapter 307, Laws of 1971 ex. sess. and RCW 70-.93.230 are each amended to read as follows:

Every person convicted of a violation of this chapter for which no penalty is specially provided for shall be punished by a fine of not more than ~~((ten))~~ fifty dollars for each such violation.

Passed the Senate March 26, 1983.

Passed the House April 21, 1983.

Approved by the Governor May 17, 1983.

Filed in Office of Secretary of State May 17, 1983.

CHAPTER 278

[Engrossed Senate Bill No. 4112]

VEHICLE SIZE AND LOAD—REGULATIONS REVISED

AN ACT Relating to vehicle size and load; amending section 46.44.010, chapter 12, Laws of 1961 and RCW 46.44.010; amending section 46.44.030, chapter 12, Laws of 1961 as last amended by section 4, chapter 113, Laws of 1979 ex. sess. and RCW 46.44.030; amending section 2, chapter 137, Laws of 1965 as last amended by section 5, chapter 113, Laws of 1979 ex. sess. and RCW 46.44.0941; and declaring an emergency.