

right acquired under the provisions of the statutes repealed; nor any rule, regulation, or order adopted pursuant thereto, nor as affecting any proceeding instituted thereunder.

NEW SECTION. Sec. 8. It is the intent of this 1973 amendatory act that the retirement income resulting from the contributions described herein from the state of Washington and the employee shall be projected actuarially so that it shall not exceed sixty percent of the average of the highest two consecutive years salary. Periodic review of the retirement systems established pursuant to this act will be undertaken at such time and in such manner as determined by the committees on ways and means of the Senate and of the House of Representatives and the public pension commission, and joint contribution rates will be adjusted if necessary to accomplish this intent.

NEW SECTION. Sec. 9. If any provision of this 1973 amendatory 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.

NEW SECTION. Sec. 10. The sum of \$1,611,650 is hereby appropriated from the general fund for the purpose of carrying out this 1973 amendatory act, to be allocated by the governor to the institutions of higher education.

NEW SECTION. Sec. 11. This 1973 amendatory act shall take effect on July 1, 1974.

Passed the Senate April 15, 1973.

Passed the House April 15, 1973.

Approved by the Governor April 24, 1973.

Filed in Office of Secretary of State April 25, 1973.

CHAPTER 150

[Engrossed Substitute Senate Bill No. 2250]

MOTOR VEHICLES--SIZE--WEIGHT--  
LOAD--REVISIONS

AN ACT Relating to motor vehicles; amending section 15, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.115; amending section 46.44.040, chapter 12, Laws of 1961 as amended by section 1, chapter 244, Laws of 1971 ex. sess. and RCW 46.44.040; amending section 46.44.047, chapter 12, Laws of 1961 as last amended by section 2, chapter 249, Laws of 1971 ex. sess. and RCW 46.44.047; and amending section 46.44.095, chapter 12, Laws of 1961 as last amended by section 55, chapter 281, Laws of 1969 ex. sess. and RCW 46.44.095.

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

Section 1. Section 46.44.040, chapter 12, Laws of 1961 as amended by section 1, chapter 244, Laws of 1971 ex. sess. and RCW 46.44.040 are each amended to read as follows:

(1) Except as provided in RCW 46.44.047 and 46.44.095 it is unlawful to operate any vehicle upon the public highways with a gross weight including load upon any one axle thereof in excess of eighteen thousand pounds: PROVIDED, That a tolerance of two thousand pounds may be allowed on the rear axle of a two axle garbage truck and an additional two thousand pounds may be purchased under the provisions of RCW 46.44.095 for an amount not to exceed thirty dollars per thousand: PROVIDED FURTHER, That this tolerance shall not be valid or permitted on any part of the federal interstate highway system where the maximum single axle load shall not exceed eighteen thousand pounds.

It is unlawful to operate any one axle semitrailer upon the public highways with a gross weight including load upon such one axle in excess of eighteen thousand pounds.

It is unlawful to operate any truck or truck tractor upon the public highways of this state supported upon two axles with a gross weight including load in excess of ~~((twenty-eight))~~ thirty-two thousand pounds.

It is unlawful to operate any semitrailer or pole trailer upon the public highway supported upon two axles with a gross weight including load in excess of thirty-two thousand pounds unless such axles are not less than one hundred and two inches apart, in which case, notwithstanding the provisions of RCW 46.44.045, the allowable gross weight including load shall be thirty-six thousand pounds. It is unlawful to operate any two axle trailer upon the public highways with a gross weight, including load, in excess of thirty-six thousand pounds.

Except as provided in RCW 46.44.095 it is unlawful to operate any vehicle upon the public highways supported upon three axles or more with a gross weight including load in excess of ~~((thirty-six))~~ forty thousand pounds.

(2) The maximum axle and gross weight specified in subsection (1) above are subject to the braking requirements set up for the service brakes upon any motor vehicle or combination of vehicles as provided by law.

(3) It is unlawful to operate any vehicle upon the public highways equipped with two axles spaced less than seven feet apart, unless the two axles are so constructed and mounted in such a manner to provide oscillation between the two axles and that either one of the two axles will not at any one time carry more than the maximum gross weight allowed for one axle or two axles specified in

subsection (1) above.

Sec. 2. Section 46.44.047, chapter 12, Laws of 1961 as last amended by section 2, chapter 249, Laws of 1971 ex. sess. and RCW 46.44.047 are each amended to read as follows:

In addition to the limitations of RCW 46.44.040, 46.44.042 and 46.44.044, a three-axle truck tractor and a two-axle pole trailer combination engaged in the operation of hauling logs, shall have an allowable variation in wheelbase length of six feet for the distance between the first and last axle of the vehicle in combination which has a wheelbase overall length of thirty-seven feet or more and upon special permit the gross weight of two axles spaced less than seven feet apart may exceed by not more than sixteen hundred pounds the maximum gross axle weight specified for two axles spaced less than seven feet apart, being thirty-two thousand pounds as provided in RCW 46.44.040, and the ((maximum)) gross weight of the combination of vehicles may exceed by not more than six thousand eight hundred pounds the ((maximum)) legal gross weight of the combination of vehicles, when ((fully)) licensed as permitted by law, ((being)) for sixty-eight thousand pounds.

Such additional allowances shall be permitted by a special permit to be issued by the state highway commission valid only on state primary or secondary highways authorized by the state highway commission and under such rules, regulations, terms and conditions prescribed by the state highway commission. The fee for such special permit shall be fifty dollars for a twelve-month period beginning and ending on April 1st of each calendar year. Permits may be issued at any time but if issued after July 1st of any year the fee shall be thirty-seven dollars and fifty cents. If issued on or after October 1st the fee shall be twenty-five dollars, and if issued on or after January 1st the fee shall be twelve dollars and fifty cents. A copy of such special permit covering the vehicle involved shall be carried in the cab of the vehicle at all times. Upon the third conviction within a calendar year for violation of the terms and conditions of the special permit, the special permit shall be canceled. The vehicle covered by such canceled special permit shall not be eligible for a new special permit until thirty days after the cancellation of the special permit issued to said vehicle. The fee for such renewal shall be at the same rate as set forth in this section which covers the original issuance of such special permit. Each special permit shall be assigned to a three-axle truck tractor in combination with a two-axle pole trailer and may be transferred upon application to the department of highways with payment of a two dollar fee.

All fees collected hereinabove shall be deposited with the state treasurer and credited to the motor vehicle fund.

Permits involving city streets or county roads or using city

streets or county roads to reach or leave state highways, authorized for permit by the state highway department may be issued by the city or county or counties involved. A fee of five dollars for such city or county permit may be assessed by the city or by the board of county commissioners which shall be deposited in the city or county road fund. The special permit provided for herein shall be known as a "log tolerance permit" and shall designate the route or routes to be used, which shall first be approved by the city or county engineer involved. Authorization of additional route or routes may be made at the discretion of the city or county by amending the original permit or by issuing a new permit. Said permits shall be issued on a yearly basis expiring on March 31st of each calendar year. Any person, firm or corporation who uses any city street or county road for the purpose of transporting logs with weights authorized by state highway log tolerance permits, to reach or leave a state highway route, without first obtaining a city or county permit when required by the city or board of county commissioners shall be subject to the penalties prescribed by RCW 46.44.045. For the purpose of determining gross weight the actual scale weight taken by the officer shall be prima facie evidence of such total gross weight. In the event the gross weight is in excess of the weight permitted by law, the officer may, within his discretion, permit the operator to proceed with his vehicles in combination.

The chief of the state patrol, with the advice of the state highway commission, may make reasonable rules and regulations to aid in the enforcement of the provisions of this section.

Sec. 3. Section 46.44.095, chapter 12, Laws of 1961 as last amended by section 55, chapter 281, Laws of 1969 ex. sess. and RCW 46.44.095 are each amended to read as follows:

When fully licensed to the maximum gross weight permitted under RCW 46.44.040, a two-axle truck or a three-axle truck operated as a solo unit and not in combination shall be eligible to carry gross weight in excess of that permitted for such a vehicle in RCW 46.44.040 upon the payment to the state highway commission of a fee of ~~((sixty))~~ thirty dollars for each ~~((two))~~ one thousand pounds of excess weight: PROVIDED, That the axle loads of such vehicles shall not exceed the limits specified in RCW 46.44.040 and the tire limits specified in RCW 46.44.042 or the wheel base requirements specified in RCW 46.44.044.

When fully licensed to ~~((the maximum gross weight permitted under RCW 46.44.040 and when operated in combination with another vehicle;~~ a three or more axle truck-tractor, a three or more axle truck and a three or more axle dromedary truck-tractor may be eligible under a special permit to be issued by the highway commission to carry additional gross loads beyond the limit specified

for such vehicles in RCW 46.44.040 upon the payment of a fee of sixty dollars per two thousand pounds in excess weight)) a minimum gross weight of seventy-two thousand pounds a three or more axle truck tractor and a three or more axle dromedary truck tractor, and a three or more axle truck, when operating in combination with another vehicle or vehicles (the licensed gross weight of which, if any, shall be included when computing the minimum gross weights set forth above), shall be eligible under special permits to be issued by the state highway commission to carry additional gross loads beyond the licensed capacity of the combination of vehicles upon the payment of a fee based upon thirty dollars per year for each one thousand pounds of such additional gross weight but not to exceed one hundred and twenty dollars for the total ((excess)) additional weight: PROVIDED, That the axle loads of such vehicles shall not exceed the limits specified in RCW 46.44.040 and the tire limits specified in RCW 46.44.042: AND PROVIDED FURTHER, That the gross weight of a three or more axle truck operated in combination with a two or three-axle trailer shall not exceed seventy-six thousand pounds, and the gross weight for a three or more axle truck tractor operated in combination with a semitrailer shall not exceed seventy-three thousand two hundred eighty pounds except where the semitrailer is eligible to carry a gross load of thirty-six thousand pounds pursuant to the provisions of RCW 46.44.040, in which event the maximum gross weight of the combination shall not exceed seventy-six thousand pounds. The minimum additional tonnage to be purchased pursuant to this paragraph for a three or more axle tractor to be operated in combination with a semitrailer shall be not less than one thousand two hundred and eighty pounds. The permits provided for in the two preceding paragraphs shall be known as class A additional tonnage permits.

In addition to the gross weight purchased pursuant to RCW 46.16.070, 46.16.115, 46.44.037, and the foregoing provisions of this section and where, in the case of combinations of vehicles, the maximum gross weight permitted by law, including the preceding provisions of this section, has been purchased, a special permit for additional gross weight may be issued by the state highway commission upon the payment of thirty-seven dollars and fifty cents per year for each one thousand pounds of such additional gross weight: PROVIDED, The tire limits specified in RCW 46.44.042 shall apply, and the gross weight on any single axle shall not exceed twenty thousand pounds and the gross load on any group of axles shall not exceed the following table:

Dist-

ance

in feet

between Maximum load in pounds carried on any group of 2 or more

the ex- consecutive axles  
 tremes  
 of any  
 group  
 of 2  
 or more  
 consecu-  
 tive

	<u>axles 2</u>	<u>axles 3</u>	<u>axles 4</u>	<u>axles 5</u>	<u>axles 6</u>	<u>axles 7</u>	<u>axles 8</u>	<u>axles 9</u>	<u>axles</u>
4	<u>34,000</u>								
5	<u>34,000</u>								
6	<u>34,000</u>								
7	<u>34,000</u>								
8	<u>34,000</u>	<u>42,000</u>							
9	<u>39,000</u>	<u>42,500</u>							
10	<u>40,000</u>	<u>43,500</u>							
11		<u>44,000</u>							
12		<u>45,000</u>	<u>50,000</u>						
13		<u>45,500</u>	<u>50,500</u>						
14		<u>46,500</u>	<u>51,500</u>						
15		<u>47,000</u>	<u>52,000</u>						
16		<u>48,000</u>	<u>52,500</u>	<u>58,000</u>					
17		<u>48,500</u>	<u>53,500</u>	<u>58,500</u>					
18		<u>49,500</u>	<u>54,000</u>	<u>59,000</u>					
19		<u>50,000</u>	<u>54,500</u>	<u>60,000</u>					
20		<u>51,000</u>	<u>55,500</u>	<u>60,500</u>	<u>66,000</u>				
21		<u>51,500</u>	<u>56,000</u>	<u>61,000</u>	<u>66,500</u>				
22		<u>52,500</u>	<u>56,500</u>	<u>61,500</u>	<u>67,000</u>				
23		<u>53,000</u>	<u>57,500</u>	<u>62,500</u>	<u>68,000</u>				
24		<u>54,000</u>	<u>58,000</u>	<u>63,000</u>	<u>68,500</u>	<u>74,000</u>			
25		<u>54,500</u>	<u>58,500</u>	<u>64,500</u>	<u>69,000</u>	<u>74,500</u>			
26		<u>55,500</u>	<u>59,500</u>	<u>65,000</u>	<u>69,500</u>	<u>75,000</u>			
27		<u>56,000</u>	<u>60,000</u>	<u>65,000</u>	<u>70,000</u>	<u>75,500</u>			
28		<u>57,000</u>	<u>60,500</u>	<u>65,500</u>	<u>71,000</u>	<u>76,500</u>	<u>82,000</u>		
29		<u>57,500</u>	<u>61,500</u>	<u>66,000</u>	<u>71,500</u>	<u>77,000</u>	<u>82,500</u>		
30		<u>58,500</u>	<u>62,000</u>	<u>66,500</u>	<u>72,000</u>	<u>77,500</u>	<u>83,000</u>		
31		<u>59,000</u>	<u>62,500</u>	<u>67,500</u>	<u>72,500</u>	<u>78,000</u>	<u>83,500</u>		
32		<u>60,000</u>	<u>63,500</u>	<u>68,000</u>	<u>73,000</u>	<u>78,500</u>	<u>84,500</u>	<u>90,000</u>	
33			<u>64,000</u>	<u>68,500</u>	<u>74,000</u>	<u>79,000</u>	<u>85,000</u>	<u>90,500</u>	
34			<u>64,500</u>	<u>69,000</u>	<u>74,500</u>	<u>80,000</u>	<u>85,500</u>	<u>91,000</u>	
35			<u>65,500</u>	<u>70,000</u>	<u>75,000</u>	<u>80,500</u>	<u>86,000</u>	<u>91,500</u>	
36			<u>66,000</u>	<u>70,500</u>	<u>75,500</u>	<u>81,000</u>	<u>86,500</u>	<u>92,000</u>	
37			<u>66,500</u>	<u>71,000</u>	<u>76,000</u>	<u>81,500</u>	<u>87,000</u>	<u>93,000</u>	
38			<u>67,500</u>	<u>72,000</u>	<u>77,000</u>	<u>82,000</u>	<u>87,500</u>	<u>93,500</u>	
39			<u>68,000</u>	<u>72,500</u>	<u>77,500</u>	<u>82,500</u>	<u>88,500</u>	<u>94,000</u>	

<u>40</u>	<u>68,500</u>	<u>73,000</u>	<u>78,000</u>	<u>83,500</u>	<u>89,000</u>	<u>94,500</u>
<u>41</u>	<u>69,500</u>	<u>73,500</u>	<u>78,500</u>	<u>84,000</u>	<u>89,500</u>	<u>95,000</u>
<u>42</u>	<u>70,000</u>	<u>74,000</u>	<u>79,000</u>	<u>84,500</u>	<u>90,000</u>	<u>95,500</u>
<u>43</u>	<u>70,500</u>	<u>75,000</u>	<u>80,000</u>	<u>85,000</u>	<u>90,500</u>	<u>96,000</u>
<u>44</u>	<u>71,500</u>	<u>75,500</u>	<u>80,500</u>	<u>85,500</u>	<u>91,000</u>	<u>96,500</u>
<u>45</u>	<u>72,000</u>	<u>76,000</u>	<u>81,000</u>	<u>86,000</u>	<u>91,500</u>	<u>97,500</u>
<u>46</u>	<u>72,500</u>	<u>76,500</u>	<u>81,500</u>	<u>87,000</u>	<u>92,500</u>	<u>98,000</u>
<u>47</u>	<u>73,500</u>	<u>77,500</u>	<u>82,000</u>	<u>87,500</u>	<u>93,000</u>	<u>98,500</u>
<u>48</u>	<u>74,000</u>	<u>78,000</u>	<u>83,000</u>	<u>88,000</u>	<u>93,500</u>	<u>99,000</u>
<u>49</u>	<u>74,500</u>	<u>78,500</u>	<u>83,500</u>	<u>88,500</u>	<u>94,000</u>	<u>99,500</u>
<u>50</u>	<u>75,500</u>	<u>79,000</u>	<u>84,000</u>	<u>89,000</u>	<u>94,500</u>	<u>100,000</u>
<u>51</u>	<u>76,000</u>	<u>80,000</u>	<u>84,500</u>	<u>89,500</u>	<u>95,000</u>	<u>100,500</u>
<u>52</u>	<u>76,500</u>	<u>80,500</u>	<u>85,000</u>	<u>90,500</u>	<u>95,500</u>	<u>101,000</u>
<u>53</u>	<u>77,500</u>	<u>81,000</u>	<u>86,000</u>	<u>91,000</u>	<u>96,500</u>	<u>102,000</u>
<u>54</u>	<u>78,000</u>	<u>81,500</u>	<u>86,500</u>	<u>91,500</u>	<u>97,000</u>	<u>102,500</u>
<u>55</u>	<u>78,500</u>	<u>82,500</u>	<u>87,500</u>	<u>92,000</u>	<u>97,500</u>	<u>103,000</u>
<u>56</u>	<u>79,500</u>	<u>83,000</u>	<u>87,500</u>	<u>92,500</u>	<u>98,000</u>	<u>103,500</u>
<u>57</u>	<u>80,000</u>	<u>83,500</u>	<u>88,000</u>	<u>93,000</u>	<u>98,500</u>	<u>104,000</u>
<u>58</u>		<u>84,000</u>	<u>89,000</u>	<u>94,000</u>	<u>99,000</u>	<u>104,500</u>
<u>59</u>		<u>85,000</u>	<u>89,500</u>	<u>94,500</u>	<u>99,500</u>	<u>105,000</u>
<u>60</u>		<u>85,500</u>	<u>90,000</u>	<u>95,000</u>	<u>100,500</u>	<u>105,500</u>

Permits issued pursuant to the foregoing paragraph shall be known as class B additional tonnage permits.

The special permits provided for in this section shall be issued under such rules and regulations and upon such terms and conditions as may be prescribed by the state highway commission. Such special permits shall entitle the permittee to carry such additional load in such an amount and upon such highways or sections of highways as may be determined by the state highway commission to be capable of withstanding such increased gross load without undue injury to the highway: PROVIDED, That the permits shall not be valid on any highway where the use of such permits would deprive this state of federal funds for highway purposes.

((The fee for such additional gross weight shall be payable for a twelve month period beginning and ending on January 1st of each calendar year. The additional gross weight provided for herein can be purchased at any time and if purchased on or after April 1st of any year, the fee shall be seventy-five percent of the full annual fee and if purchased on or after July 1st the fee shall be fifty percent of the full annual fee and if purchased on or after October 1st the fee shall be twenty-five percent of the full annual fee.))

The annual additional tonnage permits provided for in this section shall commence on the first of January of each year. The permits may be purchased at any time, and if they are purchased for less than a full year, the fee shall be one twelfth of the full fee

multiplied by the number of months, including any fraction thereof, covered by the permit. When the department issues a duplicate permit to replace a lost or destroyed permit and where the department transfers a permit from one vehicle to another a fee of five dollars shall be charged for each such duplicate issued or each such transfer. The state highway commission shall issue such special permits on a temporary basis for periods not less ((than five days nor more)) than ten days at a fee of one dollar per day in the case of class A permits and not less than five days at two dollars per day in the case of class B permits.

The fees levied in RCW 46.44.094 and this section shall not apply to any vehicles owned and operated by the state of Washington, any county within the state or any city or town within the state, or by the federal government.

In the case of fleets prorating license fees under the provisions of chapter ((46-84)) 46.85 the fees provided for in RCW 46.44.037 and 46.44.095 shall be computed by the state highway commission by applying the proportion of the Washington mileage of the fleet in question to the total mileage of the fleet as reported pursuant to chapter ((46-84)) 46.85 to the fees that would be required to purchase the additional weight allowance for all eligible vehicles or combinations of vehicles for which the extra weight allowance is requested.

The state highway commission shall prorate the fees provided in RCW 46.44.037 and 46.44.095 only if the name of the operator or owner is submitted on official listings of authorized fleet operators furnished by the department of motor vehicles. Listings furnished shall also include the percentage of mileage operated in Washington, which shall be the same percentage as determined by the department of motor vehicles, for purposes of prorating license fees.

Sec. 4. Section 15, chapter 170, Laws of 1969 ex. sess. and RCW 46.16.115 are each amended to read as follows:

The owner thereof may elect to pay tonnage fees separately on a trailer or semitrailer: PROVIDED, HOWEVER, In order to exercise this option the owner must pay for the maximum permissible gross weight for the vehicle under RCW 46.44.040 and 46.44.042.

The gross weight fee for such trailers and semitrailers shall be as follows:

<u>Gross Weight of</u>	<u>Fee</u>
Up to 12,000 pounds.....	As specified in column A of RCW 46.16.070
More than 12,000 pounds but not more than 18,000 pounds .....	\$178.00
More than 18,000 pounds but not more than 32,000 pounds.....	(( <del>\$374.00</del> )) <u>\$401.00</u>



More than 32,000 pounds but not  
more than 36,000 pounds .....\$470.00

When vehicles licensed under this section are used with a truck tractor or motor truck the licensed gross weight of the combination shall be the sum of the licensed gross weights of the vehicles forming the combination.

NEW SECTION. Sec. 5. It is the intent of the legislature that there shall not be a net loss of revenue as a result of the changes in the imposition of fees set forth in this 1973 amendatory act. The highway commission shall keep proper records and make such surveys and analyses as are necessary and shall report to the next regular session of the legislature: (1) the net effect on revenues of the changes in the imposition of fees set forth in this 1973 amendatory act, and (2) suitable adjustments in the fees changed by this 1973 amendatory act to regain any net loss of revenues as a result of these changes.

Passed the Senate April 13, 1973.

Passed the House April 12, 1973.

Approved by the Governor April 24, 1973.

Filed in Office of Secretary of State April 25, 1973.

---

CHAPTER 151  
[Senate Bill No. 2522]  
STATE HIGHWAYS--  
ROUTE DESIGNATIONS

AN ACT Relating to the state highway system; amending section 14, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.065; amending section 17, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.080; amending section 32, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.155; amending section 40, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.195; amending section 48, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.235; amending section 123, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.610; amending section 148, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.735; amending section 155, chapter 51, Laws of 1970 ex. sess. and RCW 47.17.770; amending section 2, chapter 85, Laws of 1967 ex. sess. as last amended by section 29, chapter 73, Laws of 1971 ex. sess. and RCW 47.39.020; amending section 47.04.080, chapter 13, Laws of 1961 and RCW 47.04.080; amending section 34, chapter 170, Laws of 1965 ex. sess. and RCW 47.04.100; adding new sections to chapter 51, Laws of 1970 ex. sess. and to chapter 47.17 RCW; repealing