

## CHAPTER 61

[Engrossed House Bill No. 234]  
ENCUMBERED, LEASED, PERSONALTY--  
UNLAWFUL ACTS--PENALTIES

AN ACT Relating to crimes and punishment; amending section 377, chapter 249, Laws of 1909 as amended by section 1, chapter 109, Laws of 1965 ex. sess., and RCW 9.45.060; adding a new section to chapter 9.45 RCW; defining crimes; and providing penalties.

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

Section 1. Section 377, chapter 249, Laws of 1909 as amended by section 1, chapter 109, Laws of 1965 ex. sess., and RCW 9.45.060 are each amended to read as follows:

Every person being in possession thereof, who shall sell, remove, conceal, convert to his own use, or destroy or connive at or consent to the sale, removal, conversion, concealment or destruction of any personal property or any part thereof, upon which a security agreement, mortgage, lien, conditional sales contract, rental agreement, or lease exists, ((in such a manner as)) with intent to hinder, delay, or defraud the secured party of such security agreement, or the holder of such mortgage, lien, or conditional sales contract((s)) or ((such)) the lessor under such lease or rentor of such rental agreement, or any assignee of such security agreement, mortgage, lien, conditional sales contract, rental agreement or lease ((or who, with intent to hinder, delay or defraud the holder of such mortgage, lien or conditional sales contract, such lessor, or such rentor shall sell, remove, conceal, convert to his own use, or destroy or connive at or consent to the removal, concealment, conversion or destruction of such property, or who, having possession thereof, shall wilfully and without reasonable cause fail to deliver leased property to the lessor within ten days after notice of the expiration of the lease has been given to the lessee by registered or certified letter with return receipt requested mailed to the last known address of the lessee;)) shall be guilty of a gross misdemeanor.

((Every rental agreement shall contain a warning that failure promptly to return the rented property may result in a criminal prosecution; and every notice mailed pursuant to the provisions of this section shall clearly state that the rentor may be guilty of a crime if he fails to return the property within ten days;))

In any prosecution under this section any allegation containing a description of the security agreement, mortgage, lien, conditional sales contract, rental agreement, or lease by reference to the date thereof and names of the parties thereto, shall be

sufficiently definite and certain.

The provisions of this section shall be cumulative and nonexclusive and shall not affect any other criminal provision.

NEW SECTION. Sec. 2. There is added to chapter 9.45 RCW a new section to read as follows:

Every person being in possession thereof who shall wilfully and without reasonable cause fail to deliver leased personal property to the lessor within ten days after written notice of the expiration of the lease has been mailed to the lessee by registered or certified mail with return receipt requested, mailed to the last known address of the lessee, shall be guilty of a gross misdemeanor: PROVIDED, That there shall be no prosecution under this section unless such lease is in writing, and contains a warning that failure to promptly return the leased property may result in a criminal prosecution, and the notice mailed pursuant to the provisions of this section shall clearly state that the lessee may be guilty of a crime upon his failure to return the property to the lessor within ten days.

In any prosecution under this section, any allegation containing a description of the lease by reference to the date thereof and names of the parties shall be sufficiently definite and certain.

As used in this section, the term "lease" shall also include rental agreements.

The provisions of this section shall be cumulative and nonexclusive and shall not affect any other criminal provision.

Passed the House February 3, 1971.

Passed the Senate March 8, 1971.

Approved by the Governor March 22, 1971.

Filed in Office of Secretary of State March 22, 1971.

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CHAPTER 62

[House Bill No. 266]

LIQUOR CONTROL BOARD REGULATIONS

AN ACT Relating to alcoholic beverage control; and amending section 79, chapter 62, Laws of 1933 ex. sess. as amended by section 1, chapter 102, Laws of 1943 and RCW 66.08.030.

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

Section 1. Section 79, chapter 62, Laws of 1933 ex. sess. as amended by section 1, chapter 102, Laws of 1943 and RCW 66.08.030 are each amended to read as follows:

(1) For the purpose of carrying into effect the provisions of this title according to their true intent or of supplying any