

CHAPTER 40.

[S. B. 61.]

PROTECTION OF FISH LIFE.

AN ACT relating to the protection of fish life, requiring written approval of certain officers before constructing any hydraulic project; defining offenses and providing penalties.

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

SECTION 1. In the event that any person, firm, corporation or government agency desires to construct any form of hydraulic project or other project that will use, divert, obstruct or change the natural flow or bed of any river or stream or that will utilize any of the waters of the state or materials from the stream beds, such person, firm, corporation or government agency shall submit to the Department of Fisheries and the Department of Game full plans and specifications of their proposed construction or work, complete plans and specifications for the proper protection of fish life in connection therewith, the approximate date when such construction or work is to commence and shall secure the written approval of the Director of Fisheries and the Director of Game as to the adequacy of the means outlined for the protection of fish life in connection therewith and as to the propriety of the proposed construction or work and time thereof in relation to fish life, before commencing construction or work thereon. If any person, firm, corporation or government agency shall commence construction on any such works or projects without first providing plans and specifications subject to the approval of the Director of Fisheries and the Director of Game for the proper protection of fish life in connection therewith and without first having obtained written approval of the Director of Fisheries and the Director of Game as to the adequacy of such plans and speci-

Directors of Fisheries and Game to approve plans.

Penalty for violation.

Subject to
abatement.

fications submitted for the protection of fish life, he, it or they shall be guilty of a gross misdemeanor. If any such person, firm, corporation or government agency be convicted of violating any of the provisions of this act and continues construction on any such works or projects without fully complying with the provisions of this act, such works or projects are hereby declared a public nuisance and shall be subject to abatement as such.

Passed the Senate February 3, 1943.

Passed the House February 24, 1943.

Approved by the Governor March 1, 1943.

CHAPTER 41.

[S. B. 62.]

TAKING OF FOOD FISH AND SHELLFISH.

AN Act relating to food fish and shellfish; prescribing the purpose for which food fish and shellfish may be taken, possessed and used; defining offenses; providing penalties; amending section 69, chapter 31, Laws of 1915 as amended by section 1, chapter 109, Laws of 1939 (sec. 5721, Rem. Rev. Stat.) and declaring that this act shall take effect March 31, 1943.

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

Amendments. SECTION 1. That section 69, chapter 31, Laws of 1915, as amended by section 1, chapter 109, Laws of 1939 (sec. 5721, Rem. Rev. Stat.) be amended to read as follows:

Fishing or
possession
unlawful
except for
food or bait.

Section 69. It shall be unlawful to take or fish for or have in possession any food fish or shellfish of any kind, character or description unless the same are to be used for food or bait: *Provided*, That the Director of Fisheries shall have the power from time