

safety, the support of the state government and its existing public institutions, and shall take effect immediately.

NEW SECTION. Sec. 20. If any provision of this 1974 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.

Passed the House April 23, 1974.
Passed the Senate April 23, 1974.
Approved by the Governor May 6, 1974, with the exception of certain items which are vetoed.
Filed in Office of Secretary of State May 6, 1974.
Note: Governor's explanation of partial veto is as follows:

"I am returning herewith without my approval as to certain items Substitute House Bill No. 1185 entitled:

"AN ACT Relating to revenue and taxation of timber and forest lands." Veto
Message

Section 2(4)(b) requires the computation and certification by the Department of Revenue of amounts of reserve fund revenue to be distributed to local taxing districts and to the state. An item therein sets a deadline of October 15 therefor. This deadline would be impossible for the department to meet since it cannot compute the distribution until the taxing districts have reported their millage rates, and the deadline for reporting such millage rates in RCW 84.33.080 is December 15. I have accordingly vetoed the referenced item.

Section 3(7) allows for adjustments to the timber roll resulting from timber inventory adjustments made before December 31, 1975. This provision was apparently enacted to alleviate the concern in some counties over their share of the distribution of timber excise tax because of failure to update their timber rolls. It is now clear, however, that the cost of such an effort would be greater than any tax advantage that may result therefrom. Furthermore, the act provides, starting in 1976, for a different basis for distribution of timber tax revenue by using on a phase-in basis a formula which takes account of the amount of timber harvest occurring in each county. For these reasons, I have determined to veto section 3(7).

With the foregoing exceptions, I have approved the remainder of Substitute House Bill No. 1185."

CHAPTER 188

[House Bill No. 1208]

ELECTRICAL CONTRACTORS' LICENSING

AN ACT Relating to electrical contractors; amending section 1, chapter 30, Laws of 1969 as last amended by section 1, chapter 129, Laws of 1971 ex. sess. and RCW 19.28.120; adding new sections to chapter 19.28 RCW; and making an effective date.

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

Section 1. Section 1, chapter 30, Laws of 1969 as last amended by section 1, chapter 129, Laws of 1971 ex. sess. and RCW 19.28.120 are each amended to read as follows:

(1) It shall be unlawful for any person, firm, or corporation to engage in, conduct or carry on the business of installing wires or equipment to convey electric current, or installing apparatus (~~or appliances~~) to be operated by such current as it pertains to the electrical industry, without having an unrevoked, unsuspended and unexpired license so to do, issued by the director of labor and industries in accordance with the provisions of this chapter. All such licenses shall expire on the thirty-first day of December following the day of their issue. Application for such license shall be made in writing to the department of labor and industries, accompanied by the required fee, and shall state the name and address of the applicant, and in case of firms, the names of the individuals composing the firm, and in case of corporations, the name of the managing officials thereof, and shall state the location of the place of business of the applicant and the name under which such business is conducted. Such a license shall grant to the holder thereof the right to engage in, conduct, or carry on, the business of installing wires or equipment to carry electric current, and installing apparatus (~~or appliances~~), or install material to (~~enclose, r~~) fasten, or insulate(~~or support~~) such wires or equipment, to be operated by such current, in any and all places in the state of Washington. The application for such license shall be accompanied by a bond in the sum of three thousand dollars with the state of Washington named as obligee therein, with good and sufficient surety, to be approved by the attorney general. Said bond shall at all times be kept in full force and effect, and any cancellation or revocation thereof, or withdrawal of the surety therefrom, shall ipso facto revoke and suspend the license issued to the principal until such time as a new bond of like tenor and effect shall have been filed and approved as herein provided. Upon approval of said bond by the attorney general, the director of labor and industries shall on the next business day thereafter deposit the fee accompanying said application in the fund to be known and designated as the "electrical license fund(~~7~~)" (~~and the department of labor and industries shall thereupon issue said license~~). Upon approval of said bond by the attorney general, he shall transmit the same to the state electrical inspection division, who shall file said bond in the office, and upon application furnish to any person, firm or corporation a certified copy thereof, under seal, upon the payment of a fee of two dollars. Said bond shall be conditioned that in any installation of wires or equipment to convey electrical current, and apparatus to be operated by such current, the principal therein will comply with the provisions of this chapter and in case such installation is in an incorporated city or town having an ordinance, building code, or

regulations prescribing equal, a higher or better standard, manner or method of such installation that the principal will comply with the provisions of such ordinance, building code or regulations governing such installations as may be in effect at the time of entering into a contract for such installation. Said bond shall be conditioned further that the principal will pay for all labor, including employee benefits, and material furnished or used upon such work, taxes and contributions to the state of Washington, and all damages that may be sustained by any person, firm or corporation due to a failure of the principal to make such installation in accordance with the provisions of this chapter, or any ordinance, building code or regulation applicable thereto. In lieu of the surety bond required by this section the license applicant may file with the director a cash deposit or other negotiable security acceptable to the director: PROVIDED, HOWEVER, If the license applicant has filed a cash deposit, the director shall deposit such funds in a special trust savings account in a commercial bank, mutual savings bank, or savings and loan association and shall pay annually to the depositor the interest derived from such account. The board of electrical examiners shall certify to the director of labor and industries all persons who are entitled to electrical contractors' qualifying certificates. The director of labor and industries shall issue the license to applicants meeting all of the requirements of this chapter. The provisions of this chapter relating to the licensing of any person, firm, or corporation, including the requirement of a bond with the state of Washington named as obligee therein and the collection of a fee therefor, shall be exclusive and no political subdivision of the state of Washington shall require or issue any licenses or bonds nor charge any fee for the same or a similar purpose. ((Any person who immediately prior to August 14, 1969 held a valid license as an electrician issued by any city, town or county, shall be issued a state license as an electrician when he has met either the requirements of this act or the requirements which were in effect in the city, town or county which issued such license:))

(2) From and after the effective date of this 1974 amendatory act, no license shall be issued pursuant to the provisions of subsection (1) of this section, except for renewals of previously issued licenses, unless the applicant possesses an electrical contractor's qualifying certificate, or alternately, has in his regular employ at least one individual possessing an electrical contractor's qualifying certificate. To obtain such a certificate an individual shall pass an examination as set forth in section 2 of this 1974 amendatory act.

NEW SECTION. Sec. 2. There is added to chapter 19.28 RCW a new section to read as follows:

There is hereby created a board of electrical examiners consisting of seven members to be appointed by the governor. It shall be the purpose and function of this board to establish and administer a written examination for an electrical contractor's qualifying certificate. The examination shall be designed to reasonably insure that electrical contractor's qualifying certificate holders are competent to engage in and supervise the work covered by this statute. The examination shall include questions from the following categories to assure proper safety and protection for the general public: (1) Safety, (2) state electrical code, and (3) electrical theory.

The members of the board of electrical examiners shall be selected and appointed as follows: Three members shall be electrical contractors licensed to do business in the state of Washington of which one shall be a minority electrical contractor; one member shall be a professional electrical engineer licensed in the state of Washington; one member shall be the chief state electrical inspector; one member from the general public; one member from the construction industry other than electrical. The members, other than the chief state electrical inspector, shall be appointed from a list of individuals nominated by nonprofit associations representing individuals or corporations or firms engaged in the business classification from which such members shall be selected. The terms of the first electrical contractor members appointed shall be three years and four years, and shall be specified in their appointments; the term of the first electrical engineer member shall be two years; the first term of the chief state electrical inspector shall be one year; and the terms of the first general public member and the member from the construction industry other than electrical shall each be one year. Thereafter, all appointments shall be for four year terms. The governor shall fill all vacancies that occur by appointing their successors from the same classification and following the above prescribed nominating procedure. The board shall select its own chairman and the chief state electrical inspector shall serve as secretary.

Meetings of the board shall be held quarterly on the first Monday of February, May, August and November of each year. Each member of the board shall be paid a per diem of twenty-five dollars for each day or portion thereof that the board is in session and each member shall receive in addition thereto his necessary and reasonable transportation and other expenses as provided in chapter 43.03 RCW, which shall be paid out of the electrical license fund, upon vouchers approved by the director or labor and industries.

NEW SECTION. Sec. 3. There is added to chapter 19.28 RCW a new section to read as follows:

No electrical contractor qualifying certificate shall be required as a condition of issuing or renewing a license to any applicant having been duly licensed as an electrical contractor continuously since July 1, 1974.

NEW SECTION. Sec. 4. There is added to chapter 19.28 RCW a new section to read as follows:

Each applicant, other than an individual, shall designate a supervisory employee or member of the firm to take the required examination. This person shall be designated as administrator under the license. No person may qualify as administrator under more than one license. If the relationship of the administrator with the applicant firm or corporation is terminated, the license is void within ninety days unless another administrator is qualified by the board. A license issued under this section is valid for one year after issuance, unless revoked or suspended, is nontransferable; and may be renewed without examination by appropriate application.

NEW SECTION. Sec. 5. If any provision of this 1974 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. 6. The effective date of this 1974 amendatory act is July 1, 1974.

Passed the House April 22, 1974.
Passed the Senate April 19, 1974.
Approved by the Governor May 6, 1974, with the exception of certain items which are vetoed.
Filed in Office of Secretary of State May 6, 1974.
Note: Governor's explanation of partial veto is as follows:

"I am returning herewith without my approval as to certain items House Bill No. 1208 entitled:

"AN ACT Relating to electrical contractors."

Veto Message

Section 1(2) contains amendatory language requiring that an applicant pass an examination given pursuant to this act as a condition to receiving an electrical contractor's license. An item therein provides for the grandfathering of those applicants who already possess a license as of the effective date of the act by exempting from the examination requirement applicants for renewal of previously issued licenses. A similar grandfathering provision appears in section 3 of the bill. The purpose of a written examination as required by this bill is to insure that contractors are competent to engage in and supervise the work of installing electric wires, equipment and appliances not only for the protection of the general public but also to maintain minimum standards in the industry itself. Neither the public nor the industry is best served by the grandfather provision as set forth in this bill. Accordingly, I have determined to veto the referenced item in section 1(2) and the entire section 3.

Section 2 provides for the creation of a board of electrical examiners. The membership of this board is prescribed in unnecessarily rigid and narrow terms by an item therein and allows

little, if any, flexibility or discretion in the appointment of the members. Such restrictive language may well disqualify from service on the board some persons who would be best qualified to serve. For these reasons, I have determined to veto the referenced item. In so doing, I recognize that the vetoed item also contains the length of the terms to be served by the members. I would urge the Legislature to consider again and reenact the relevant term provisions at its next session.

Veto
Message

With the foregoing exceptions, I have approved the remainder of House Bill No. 1208."

CHAPTER 189

[Substitute Senate Bill No. 3256]

APPROPRIATION—STATE LEGISLATURE

AN ACT Relating to appropriations for the operation of state government; amending section 2, chapter 137, Laws of 1973 1st ex. sess. (uncodified); making an appropriation; and declaring an emergency.

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

Section 1. Section 2, chapter 137, Laws of 1973 1st ex. sess. (uncodified) is amended to read as follows:

FOR THE STATE LEGISLATURE

General Fund Appropriation

Senate Expenses and salaries of members.\$((5,889,727))5,489,727

House of Representatives Expenses and salaries

of members.....\$((7,050,989))6,408,989

Legislative Budget Committee.....\$ 579,458

Public Pension Commission.....\$ 138,514

Oceanographic Commission.....\$ 196,244

Columbia Interstate Compact Commission.....\$ 5,000

~~((Joint Commission on Legislative Ethics.....\$ 3,500))~~

Senate Ethics Committee.....\$ ((3,500))5,250

House Ethics Committee.....\$ ((3,500))5,250

Judicial Council.....\$ 144,400

For the 1973 Convention of the

National Conference of State

Legislative Leaders.....\$ 25,000

NEW SECTION. Sec. 2. This 1974 amendatory act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate April 22, 1974.
Passed the House April 18, 1974.
Approved by the Governor May 6, 1974.
Filed in Office of Secretary of State May 6, 1974.