

driver, which will operate at any time the air reservoir pressure of the vehicle is below fifty percent of the air compressor governor cut-out pressure. In addition, each such vehicle shall be equipped with a pressure gauge visible to the driver, which indicates in pounds per square inch the pressure available for braking.

(b) Vacuum brakes. After January 1, 1964, every truck-tractor and truck used for towing a vehicle equipped with vacuum operated brakes and every truck with three or more axles using vacuum in the operation of its brakes, except those in driveaway or towaway operations, shall be equipped with a warning signal, other than a gauge indicating vacuum, readily audible or visible to the driver, which will operate at any time the vacuum in the vehicle's supply reservoir or reserve capacity is less than eight inches of mercury.

(c) Combination of warning devices. When a vehicle required to be equipped with a warning device is equipped with both air and vacuum power for the operation of its own brakes or the brakes on a towed vehicle, the warning devices may be, but are not required to be, combined into a single device which will serve both purposes. A gauge or gauges indicating pressure or vacuum shall not be deemed to be an adequate means of satisfying this requirement.

Passed the House April 13, 1977.

Passed the Senate May 24, 1977.

Approved by the Governor June 2, 1977.

Filed in Office of Secretary of State June 2, 1977.

CHAPTER 149

[Engrossed Substitute Senate Bill No. 2731]

JOURNEYMAN OR SPECIALTY PLUMBERS—CERTIFICATE OF COMPETENCY— FEES—PENALTIES

AN ACT Relating to plumbing; amending section 1, chapter 175, Laws of 1973 1st ex. sess. as amended by section 1, chapter 71, Laws of 1975 1st ex. sess. and RCW 18.106.010; amending section 2, chapter 175, Laws of 1973 1st ex. sess. as amended by section 2, chapter 71, Laws of 1975 1st ex. sess. and RCW 18.106.020; amending section 3, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.030; amending section 4, chapter 175, Laws of 1973 1st ex. sess. as amended by section 3, chapter 71, Laws of 1975 1st ex. sess. and RCW 18.106.040; amending section 5, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.050; amending section 6, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.060; amending section 7, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.070; amending section 9, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.090; amending section 10, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.100; amending section 16, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.160; adding a new section to chapter 18.106 RCW; and prescribing penalties.

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

Section 1. Section 1, chapter 175, Laws of 1973 1st ex. sess. as amended by section 1, chapter 71, Laws of 1975 1st ex. sess. and RCW 18.106.010 are each amended to read as follows:

Unless a different meaning is plainly required by the context, the following words and phrases as hereinafter used in this chapter shall have the following meaning:

- (1) "Advisory board" means the state advisory board of plumbers;
- (2) "Department" means the department of labor and industries;
- (3) "Director" means the director of department of labor and industries;

(4) "Journeyman plumber" means any person who has been issued a certificate of competency by the department of labor and industries as provided in this chapter;

(5) "Specialty plumber" means anyone who has been issued a specialty certificate of competency limited to installation, maintenance, and repair of the plumbing of single family dwellings, duplexes, and apartment buildings which do not exceed three stories;

(6) "Plumbing" means that craft involved in installing, altering, repairing and renovating potable water systems and liquid waste systems within a building: PROVIDED, That installation in a water system of water softening or water treatment equipment shall not be within the meaning of plumbing as used in this chapter;

~~((6))~~ (7) "Local enforcement agency" shall mean any local governmental agency involved in the enforcement of plumbing codes and the issuance and enforcement of journeyman plumbers' licenses licensing.

Sec. 2. Section 2, chapter 175, Laws of 1973 1st ex. sess. as amended by section 2, chapter 71, Laws of 1975 1st ex. sess. and RCW 18.106.020 are each amended to read as follows:

No person shall engage in the ~~((business or))~~ trade of plumbing as a journeyman or as a specialty plumber without having a current certificate of competency issued by the department in accordance with the provisions of this chapter.

Sec. 3. Section 3, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.030 are each amended to read as follows:

Any person desiring to be issued a certificate of competency as provided in this chapter shall deliver evidence in a form prescribed by the department affirming that said person has had sufficient experience in as well as demonstrated general competency in the trade of plumbing or specialty plumbing so as to qualify him to make an application for a certificate of competency as a journeyman plumber or specialty plumber: PROVIDED, That completion of a course of study in the plumbing trade in the armed services of the United States or at a school accredited by the coordinating council on occupational education shall constitute sufficient evidence of experience and competency to enable such person to make application for a certificate of competency.

In addition to supplying the evidence as prescribed in this section, each applicant for a certificate of competency shall submit an application for such certificate on such form and in such manner as shall be prescribed by the director of the department.

Sec. 4. Section 4, chapter 175, Laws of 1973 1st ex. sess. as amended by section 3, chapter 71, Laws of 1975 1st ex. sess. and RCW 18.106.040 are each amended to read as follows:

Upon receipt of the application and evidence set forth in RCW 18.106.030, the director shall review the same and make a determination as to whether the applicant is eligible to take an examination for the certificate of competency. To be eligible to take the examination ~~((the applicant must have worked under the supervision of a journeyman plumber certified under this chapter or have))~~ each

applicant for a journeyman plumber's certificate of competency shall furnish written evidence that he has either completed a course of study in the plumbing trade in the armed services of the United States or at a school accredited by the coordinating council on occupational education; or that he has four or more years of experience under the direct supervision of a licensed journeyman plumber. Each applicant for a specialty plumber's certificate of competency shall furnish written evidence that he has either completed a course of study in the plumbing trade in the armed services of the United States or at a school accredited by the commission for vocational education or its designee, or that he has had at least three years practical experience in his specialty. No other requirement for eligibility may be imposed. The director shall establish reasonable rules and regulations for the examinations to be given applicants for certificates of competency. In establishing said rules, regulations, and criteria, the director shall consult with the state advisory board of plumbers as established in RCW 18.106.110. Upon determination that the applicant is eligible to take the examination, the director shall so notify him, indicating the time and place for taking the same.

Sec. 5. Section 5, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.050 are each amended to read as follows:

The department, in coordination with the advisory board, shall prepare a written examination to be administered to applicants for certificates of competency for journeyman plumber and specialty plumber. The examination shall be so constructed to determine:

(1) Whether the applicant possesses varied general knowledge of the technical information and practical procedures that is identified with the status of journeyman plumber or specialty plumber; and

(2) Whether the applicant is sufficiently familiar with the applicable plumbing codes and the administrative rules and regulations of the department pertaining to plumbing and plumbers.

The department shall administer the examination to persons eligible to take the same under the provisions of RCW 18.106.040. All applicants shall, before taking such examination, pay to the department a (~~fifteen~~) twenty-five dollar fee: PROVIDED, That any applicant taking said examination shall pay only such additional fee as is necessary to cover the costs of administering such additional examination as determined by the advisory board.

The department shall certify the results of said examination, and shall notify the applicant whether he has passed or failed. Any applicant who has failed the examination may petition the department to retake the examination, upon such terms and after such period of time as the director, in cooperation with the advisory board, shall deem necessary and proper.

Sec. 6. Section 6, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.060 are each amended to read as follows:

Any local enforcement agency certified by the state shall hold written examinations for licensing journeyman plumbers or specialty plumbers and shall retain fifty percent of the fees collected for the administration of such examinations. All such examinations given shall be developed by the state agency and shall be uniform throughout the state. The initial issuance of licenses and renewals shall be

made by any certified local enforcement agency or the state, and fifty percent of such fees shall be retained by the certified local issuing agency.

Sec. 7. Section 7, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.070 are each amended to read as follows:

The department shall issue a certificate of competency to all applicants who have passed the examination provided in RCW 18.106.050 and 18.106.060 as now or hereafter amended, and who have otherwise complied with the provisions of this chapter and the rules and regulations promulgated thereto. The certificate shall bear the date of issuance, and shall expire on the first of July immediately following the date of issuance. The certificate shall be renewable annually, upon application, on or before the first of July. An annual renewal fee of ~~((fifteen))~~ twenty-five dollars shall be assessed for each certificate.

The certificates of competency or permits provided for in this chapter shall grant the holder the right to engage in the work of plumbing as a journeyman plumber or specialty plumber in accordance with its provisions throughout the state and within any of its political subdivisions on any job or any employment without additional proof of competency or any other license or permit or fee to engage in such work: PROVIDED, HOWEVER, That this shall not preclude employees from adhering to a union security clause in any employment where such a requirement exists.

Sec. 8. Section 9, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.090 are each amended to read as follows:

The department is authorized to grant and issue temporary permits in lieu of certificates of competency whenever a plumber coming into the state of Washington from another state requests the department for a temporary permit to engage in the ~~((business and))~~ trade of plumbing as a journeyman plumber or as a specialty plumber during the period of time between filing of an application for a certificate as provided in RCW 18.106.030 as now or hereafter amended and taking the examination provided for in RCW 18.106.050 and 18.106.060 as now or hereafter amended: PROVIDED, That no temporary permit shall be issued to:

- (1) Any person who has failed to pass the examination for a certificate of competency;
- (2) Any applicant under this section who has not furnished the department with such evidence required under RCW 18.106.030;
- (3) To any apprentice plumber.

Sec. 9. Section 10, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106.100 are each amended to read as follows:

- (1) The department may revoke any certificate of competency upon the following grounds:
 - (a) The certificate was obtained through error or fraud;
 - (b) The holder thereof is judged to be incompetent to carry on the ~~((business and))~~ trade of plumbing as a journeyman plumber or specialty plumber;
 - (c) The holder thereof has violated any of the provisions of this chapter or any rule or regulation promulgated thereto.

(2) Before any certificate of competency shall be revoked, the holder thereof shall be given written notice of the department's intention to do so, mailed by registered mail, return receipt requested, to said holder's last known address. Said notice shall enumerate the allegations against such holder, and shall give him the opportunity to request a hearing before the advisory board. At such hearing, the department and the holder shall have opportunity to produce witnesses and give testimony. The hearing shall be conducted in accordance with the provisions of chapter 34.04 RCW. The board shall render its decision based upon the testimony and evidence presented, and shall notify the parties immediately upon reaching its decision. A majority of the board shall be necessary to render a decision.

Sec. 10. Section 16, chapter 175, Laws of 1973 1st ex. sess. and RCW 18.106-.160 are each amended to read as follows:

~~((Violation of this chapter or of the department rules and regulations provided for in this chapter by a person, firm, or corporation, shall be punishable by a fine of not more than fifty dollars. Each day of such violation constitutes a separate offense))~~ The attorney general or the appropriate county prosecutor may bring a civil action in the superior court to enforce the provisions of this chapter and the rules and regulations promulgated thereunder and may recover as damages on behalf of the state of Washington a civil penalty of one hundred dollars per day of each violation, not to exceed the sum of five hundred dollars per violation.

NEW SECTION. Sec. 11. There is added to chapter 18.106 RCW a new section to read as follows:

The director may, upon payment of the appropriate fees, grant a certificate of competency without examination to any applicant who is a registered journeyman plumber or specialty plumber in any other state whose requirements for registration are at least substantially equivalent to the requirements of this state, and which extends the same privileges of reciprocity to journeymen plumbers or specialty plumbers registered in this state.

Passed the Senate May 2, 1977.

Passed the House May 24, 1977.

Approved by the Governor June 2, 1977.

Filed in Office of Secretary of State June 2, 1977.

CHAPTER 150

[Engrossed Senate Bill No. 2453]

SMALL LOAN COMPANIES

AN ACT Relating to small loan companies; amending section 2, chapter 208, Laws of 1941 as amended by section 1, chapter 212, Laws of 1959 and RCW 31.08.020; amending section 3, chapter 208, Laws of 1941 as amended by section 2, chapter 212, Laws of 1959 and RCW 31.08.030; amending section 4, chapter 208, Laws of 1941 and RCW 31.08.050; amending section 6, chapter 208, Laws of 1941 and RCW 31.08.070; amending section 7, chapter 208, Laws of 1941 and RCW 31.08.080; amending section 8, chapter 208, Laws of 1941 and RCW 31.08.090; amending section 12, chapter 208, Laws of 1941 as amended by section 4, chapter 212, Laws of 1959 and RCW 31.08.150; amending section 13, chapter 208, Laws of 1941 as amended by section 5, chapter 212, Laws of 1959 and RCW 31.08.160; amending section 10, chapter 212, Laws of 1959 and RCW 31.08.173; amending section 15, chapter 208, Laws of 1941 as amended by section 7, chapter 212, Laws of 1959 and RCW 31.08.180; amending section 16, chapter 208, Laws of 1941 as amended by section