

states' journeyman certificate of competency or its equivalent when such states requirements are equal to the standards set by this act: AND PROVIDED FURTHER, 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 18.37.030;
- (3) To any apprentice electrician.

Sec. 8. Section 9, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.090 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 electrical installations as a journeyman electrician or specialty electrician;
- (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.

Passed the House February 5, 1976.

Passed the Senate February 13, 1976.

Approved by the Governor February 20, 1976.

Filed in Office of Secretary of State February 20, 1976.

CHAPTER 40

[Reengrossed Substitute Senate Bill No. 2088]
COLUMBIA RIVER SMELT LICENSES—
WHOLESALE DEALERS BOND OR DEPOSIT

AN ACT Relating to food fish and shellfish; amending section 14, chapter 283, Laws of 1971 ex. sess. and RCW 75.28.081; adding new sections to chapter 75.28 RCW; and prescribing an effective date.

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

NEW SECTION. Section 1. There is added to chapter 75.28 RCW a new section to read as follows:

A Columbia river smelt license shall be required for the commercial taking of Columbia river smelt (*T. pacificus*). The fee for such license shall be two hundred

dollars per annum for residents and nonresidents. The provisions of RCW 75.28-.375 shall not apply to this section.

Any vessel holding a Columbia river smelt license may utilize any gear legal for the taking of smelt from the Columbia river and tributaries and shall not be required to obtain separate licenses for the use of such gear.

Applications accompanied by the prescribed fees for the commercial smelt license required herein shall be made in person or postmarked not later than midnight January 10 of the year in which the commercial smelt license is to be issued.

Sec. 2. Section 14, chapter 283, Laws of 1971 ex. sess. and RCW 75.28.081 are each amended to read as follows:

A personal commercial fishing license shall be obtained by each and every person who takes or assists in taking any salmon while on board a commercially licensed trolling vessel trolling for salmon in waters within the territorial boundaries of the state of Washington or who sells his commercial catch in the state of Washington.

A personal commercial fishing license shall be obtained by each and every person who takes or assists in taking Columbia river smelt (*T. pacificus*) under a Columbia river smelt license.

The fee for such license is ten dollars per annum.

The personal license shall be carried on the person whenever such person is engaged in the taking, landing, or selling of any salmon or Columbia river smelt(~~PROVIDED, That this section does not apply to owners or operators licensed pursuant to RCW 75.28.085 or owners licensed pursuant to RCW 75.28.095~~)).

NEW SECTION. Sec 3. There is added to chapter 75.28 RCW a new section to read as follows:

(1) In addition to license fees required to accompany license applications for wholesale dealers licenses, the director may require certain applicants, as specified in this section, to file a surety bond in the amount of two thousand dollars, issued by a surety insurer who meets the requirements of chapter 48.28 RCW in a form acceptable to the director running to the state of Washington, guaranteeing the payment of catch and privilege fees. Such bond shall be required of any applicant from outside the state of Washington and any applicant who has not held a Washington wholesale dealers license for the preceding three years.

(2) In lieu of the surety bond that may be required under subsection (1) of this section, the applicant may file with the director a property bond, or a deposit, consisting of cash or other security acceptable to the department, equal to the amount of the surety bond. The director shall file all such deposits with the state treasurer until such time as they are returned or applied to outstanding fees.

NEW SECTION. Sec. 4. This 1976 amendatory act shall be effective January 1, 1977.

Passed the Senate February 17, 1976.

Passed the House February 13, 1976.

Approved by the Governor February 21, 1976.

Filed in Office of Secretary of State February 21, 1976.