

practice of law if the board of county commissioners so provides.

Passed the Senate April 2, 1969
Passed the House April 22, 1969
Approved by the Governor April 30, 1969, with the exception of
a certain item in section 1(3) which is vetoed
Filed in office of Secretary of State May 14, 1969

NOTE: Governor's explanation of partial veto is as follows:
"...This bill raises the salaries of the county
prosecutors and requires full time prosecuting
attorneys for nine more counties.

The legal affect of section 1(3) of the bill is to provide that the salaries of part-time prosecutors in all but fourth class counties will receive a basic salary of \$6,000.00 and an additional \$500.00 for each judge of the superior court in the county's judicial district. The practical affect is that two part-time prosecutors, one for a fifth class county and one for a ninth class county, will receive \$7,000.00. Except for fourth class counties, these two salaries are substantially higher than the salaries of part-time prosecutors of any other county, many who represent more people than the prosecutors of the single fifth and single ninth class county. I have, therefore, vetoed the item in section 1(3) establishing a formula for determining the salaries of part-time prosecutors. This will set the salary for all part-time prosecutors for counties other than fourth class counties at \$6,500.00. Under section 1(1), prosecutors in fourth class counties will receive \$10,000.00 per year.

I urge the legislature to consider the status and salaries of part-time prosecutors at the earliest opportunity at the next session. Every effort should be made to provide every county with the services of a full-time prosecutor.

With the exception of that certain item in section 1(3) which I have vetoed, the remainder of Engrossed Senate Bill 113 is approved."

CHAPTER 227
[Engrossed Senate Bill No. 143]
FIREARMS

AN ACT Relating to firearms; amending section 9, chapter 172, Laws of 1935, as amended by section 7, chapter 124, Laws of 1961 and RCW 9.41.090; amending section 11, chapter 172, Laws of 1935, as last amended by section 1, chapter 163, Laws of 1963 and RCW 9.41.110; and adding new sections to chapter 172, Laws of 1935, and to chapter 9.41 RCW.

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

Section 1. Section 9, chapter 172, Laws of 1935, as amended by section 7, chapter 124, Laws of 1961 and RCW 9.41.090 are each amended to read as follows:

~~((Sales-by-dealers-shall-be-regulated-as-hereinafter-provided))~~

In addition to the other requirements of RCW sections 9.41.010 through 9.41.150 as now or hereinafter amended, no seller shall deliver a pistol to the purchaser thereof until seventy-two hours shall have elapsed from the time of the application for the purchase thereof as provided herein, and, when delivered, said pistol shall be securely wrapped and shall be unloaded.

At the time of applying for the purchase of a pistol the purchaser shall sign in duplicate and deliver to the seller an application containing his full name, address, occupation, place of birth, race, and the date and hour of the application; and a description of the weapon including, the make, model, caliber and manufacturer's number; and a statement that he has never been convicted in this state or elsewhere of a crime of violence, drug addiction or habitual drunkenness, or is legally judged to be of unsound mind. The seller shall, by the end of the business day, sign and attach his address and deliver the original of such application to the chief of police of the municipality or the sheriff of the county of which the seller is a resident. The seller shall deliver the pistol to the purchaser following seventy-two hours thereafter unless the seller is notified in writing by the chief of police of the municipality or the sheriff of the county, whichever is applicable, denying the purchaser's application to purchase and the grounds thereof. The application shall not be denied unless the purchaser has been convicted in this state or elsewhere of a crime of violence, drug addiction, or habitual drunkenness, or is legally judged to be of unsound mind. The chief of police of the municipality or the county sheriff shall maintain a file containing the original of the application to purchase a pistol.

NEW SECTION. Sec. 2. There is added to chapter 172, Laws of

1935, and to chapter 9.41 RCW a new section to read as follows:

The following shall be exempt from the provisions of section 9.41.090 RCW as now or hereinafter amended: sales by wholesalers to dealers; and the sale of antique pistols exempted by the provisions of RCW 9.41.150, as amended.

NEW SECTION. Sec. 3. There is added to chapter 172, Laws of 1935, and to chapter 9.41 RCW a new section to read as follows:

Any person whose application to purchase a pistol as provided in section 9.41.090 as now or hereinafter amended is denied shall have a right to appeal to the legislative body of the municipality or of the county, whichever is applicable, for a review of the denial at a public hearing to be conducted within fifteen days after denial. It shall be the duty of the law enforcement officer recommending the denial to appear at such hearing and to present proof relating to the grounds for denial. In the event that the evidence so presented does not sustain one of the grounds for denial enumerated in RCW 9.41.090, the legislative authority shall authorize the sale.

Any person aggrieved by a determination of the appropriate legislative body not to permit the sale of such weapon is entitled to judicial review by the superior court in the appropriate county.

Sec. 4. Section 11, chapter 172, Laws of 1935, as last amended by section 1, chapter 163, Laws of 1963, and RCW 9.41.110 are each amended to read as follows:

The duly constituted licensing authorities of any city, town, or political subdivision of this state shall grant licenses in forms prescribed by the director of licenses effective for not more than one year from the date of issue permitting the licensee to sell pistols within this state subject to the following conditions, for breach of any of which the license shall be forfeited and the licensee subject to punishment as provided in RCW 9.41.010 through 9.41.160.

(1) The business shall be carried on only in the building designated in the license.

(2) The license or a copy thereof, certified by the issuing

authority, shall be displayed on the premises where it can easily be read.

(3) No pistol shall be sold (a) in violation of any provisions of RCW 9.41.010 through 9.41.160, nor (b) shall a pistol be sold under any circumstances unless the purchaser is personally known to the seller or shall present clear evidence of his identity.

(4) A true record in triplicate shall be made of every pistol sold, in a book kept for the purpose, the form of which may be prescribed by the director of licenses and shall be personally signed by the purchaser and by the person effecting the sale, each in the presence of the other, and shall contain the date of sale, the caliber, make, model and manufacturer's number of the weapon, the name, address, occupation, ~~((color))~~ race and place of birth of the purchaser and a statement signed by the purchaser that he has never been convicted in this state or elsewhere of a crime of violence. One copy shall within six hours be sent by registered mail to the chief of police of the municipality or the sheriff of the county of which the dealer is a resident; the duplicate the dealer shall within seven days send to the director of licenses; the triplicate the dealer shall retain for six years.

(5) This section shall not apply to sales at wholesale.

(6) The dealer's licenses authorized to be issued by this section are general licenses covering all sales by the licensee within the effective period of the licenses.

(7) Except as provided in RCW 9.41.090 as now or hereinafter amended, every city, town and political subdivision of this state is prohibited from requiring the purchaser to secure a permit to purchase or from requiring the dealer to secure an individual permit for each sale.

The fee paid for issuing said license shall be five dollars

which fee shall be paid into the state treasury.

Passed the Senate March 14, 1969
Passed the House April 21, 1969
Approved by the Governor April 29, 1969, with the exception of
certain items in section 1 and section 4 which are vetoed
Filed in office of Secretary of State May 14, 1969

NOTE: Governor's explanation of partial veto is as follows:
"...This bill requires a seventy-two hour waiting period before a pistol may be delivered to a purchaser. In Section 1, the purchaser is required to sign an application stating his name, address, occupation, place of birth and race.

A licensed dealer is required in section 4 of the bill to maintain records stating the race of the purchaser.

These provisions are contrary to the policy of the state as defined in RCW 43.01.100 which prohibits the inclusion of any question relative to an applicant's race or religion in any application blank or for a license. I am confident that the legislature did not intend to change this stated policy without giving further consideration to the existing state law. I have therefore vetoed the provisions requiring a statement of race on an application to purchase a pistol or requiring a dealer to maintain a record of the purchaser's race as a condition to the dealer's license.

With the exception of certain items in section 1 and section 4(4) which I have vetoed, the remainder of Engrossed Senate Bill 143 is approved."

CHAPTER 228

[Engrossed Substitute Senate Bill No. 174]
PRIVATE EMPLOYMENT AGENCIES--
REGULATION--ADVISORY BOARD

AN ACT Relating to private employment agencies; adding a new chapter to Title 18 RCW; providing an effective date; and prescribing penalties.

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

NEW SECTION. Section 1. This act shall be known and cited as "The Employment Agency Act".

NEW SECTION. Sec. 2. Unless a different meaning is clearly required by the context, the following words and phrases, as hereinafter used in this chapter, shall have the following meanings:

- (1) "Employment agency" is synonymous with "agency" and shall