

## CHAPTER 65

[Engrossed Senate Bill No. 2102]

## PORTING SOLDIERS' HOME AND COLONY—VALUE OF SERVICES AND SUPPLIES, DETERMINATION

AN ACT Relating to the Colony of the State Soldiers' Home; and amending section 72.36-.050, chapter 28, Laws of 1959 as last amended by section 103, chapter 154, Laws of 1973 1st ex. sess. and RCW 72.36.050.

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

Section 1. Section 72.36.050, chapter 28, Laws of 1959 as last amended by section 103, chapter 154, Laws of 1973 1st ex. sess. and RCW 72.36.050 are each amended to read as follows:

The members of the colony established in RCW 72.36.040 as now or hereafter amended shall, to all intents and purposes, be members of the state soldiers' home and subject to all the rules and regulations thereof, except the requirements of fatigue duty, and each member shall, in accordance with rules and regulations adopted by the director, be supplied with medical attendance and supplies from the home dispensary (~~and~~), rations (~~(not exceeding thirty dollars per month in value)~~), and clothing (~~(not exceeding sixty dollars per year in value)~~) for a member and spouse, (~~and thirty-five dollars per year in value~~) or for a spouse admitted under RCW 72.36.040 as now or hereafter amended. The value of the supplies, rations, and clothing furnished such persons shall be determined by the director of veterans affairs and be included in the biennial budget.

Passed the Senate February 13, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 21, 1979.

Filed in Office of Secretary of State March 21, 1979.

## CHAPTER 66

[Engrossed Senate Bill No. 2124]

## WHOLESALE FISH DEALER'S LICENSE

AN ACT Relating to food fish and shellfish licenses; amending section 75.28.300, chapter 12, Laws of 1955 as last amended by section 1, chapter 28, Laws of 1965 ex. sess. and RCW 75.28.300; amending section 75.28.370, chapter 12, Laws of 1955 and RCW 75.28.370; amending section 75.98.040, chapter 12, Laws of 1955 and RCW 75.98.040; repealing section 75.28.320, chapter 12, Laws of 1955 and RCW 75.28.320; repealing section 75.28.325, chapter 12, Laws of 1955 and RCW 75.28.325; repealing section 75.28.330, chapter 12, Laws of 1955 and RCW 75.28.330; repealing section 75.28.360, chapter 12, Laws of 1955 and RCW 75.28.360; and prescribing penalties.

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

Section 1. Section 75.28.300, chapter 12, Laws of 1955 as last amended by section 1, chapter 28, Laws of 1965 ex. sess. and RCW 75.28.300 are each amended to read as follows:

A wholesale fish dealer's license is required for:

(1) Any business in the state engaged in the freezing, salting, smoking, kippering, preserving in ice or any processing or curing of any food fish or shellfish, or the shucking or cleaning of shellfish for commercial purposes(;;).

(2) Any business in the state engaged in the wholesale selling (~~(or buying)~~), buying or brokering of food fish or shellfish except those businesses which buy exclusively from Washington licensed wholesale dealers and sell solely at retail(~~(; and)~~).

(3) Any fisherman or clam or oyster farmer who lands his catch or his shellfish harvest in the state of Washington and sells (~~(it directly to retail fish or shellfish dealers located either)~~) his catch or his shellfish harvest to anyone other than a licensed wholesale dealer within or outside the state of Washington (~~(as well as to wholesale dealers, canners, freezers, or processors located outside the state of Washington)~~).

(4) Any business in the state engaged in the canning of food fish or shellfish, for commercial purposes, in hermetically sealed containers which are processed by exposure to heat for pasteurization or sterilization.

(5) Any person or business engaged in custom canning shellfish or food fish taken by others for their personal use. The words "personal use only—not for sale" shall be embossed in a permanent and legible manner on the lid or cover of each can or container used in canning or preserving fish or shellfish caught for personal use. It is unlawful to commingle fish or shellfish caught for personal use with commercially caught fish or shellfish at any time prior to or during the canning or processing.

(6) Any business in the state engaged in the manufacture or preparation for commercial purposes of fertilizer, oil, meal, caviar, fish bait, or other byproducts from fish or shellfish.

The fee for (~~(said permit)~~) the license is thirty-seven dollars and fifty cents per annum. This section shall not apply to persons buying or selling oyster seed for transplant.

Sec. 2. Section 75.28.370, chapter 12, Laws of 1955 and RCW 75.28-.370 are each amended to read as follows:

A branch license is required for each branch plant in the state of any wholesale, canning, or byproducts manufacturing (~~(or boat house)~~) business enterprise having more than one place of business. One such place shall be designated as headquarters and said license shall be obtained for each and every other place of business or branch plant. The fee for said license is seven dollars and fifty cents per annum.

Sec. 3. Section 75.98.040, chapter 12, Laws of 1955 and RCW 75.98-.040 are each amended to read as follows:

Nothing in RCW (~~43.25.010, 43.25.045, 43.25.047~~) 75.08.014, 75.08-.025, 75.08.203, 75.08.206, 75.28.020, 75.28.030, 75.28.080, 75.28.195, (~~75.28.310, 75.28.325~~) 75.28.300(4), 75.28.370, 75.32.030, and 75.32.080 shall be construed to restrict or impair the authority of the director of fisheries consistent with and pursuant to the provisions thereof from issuing and publishing such regulations as, after investigation, he may deem necessary to administer said sections and to effectuate their purposes, or to administer and effectuate all other acts governing or affecting the department of fisheries, nor shall anything herein be construed to restrict or impair the authority of the director to issue and publish regulations he may find necessary under the provisions of the Pacific marine fisheries compact.

**NEW SECTION.** Sec. 4. The following acts or parts of acts are each repealed:

- (1) Section 75.28.320, chapter 12, Laws of 1955 and RCW 75.28.320;
  - (2) Section 75.28.325, chapter 12, Laws of 1955 and RCW 75.28.325;
  - (3) Section 75.28.330, chapter 12, Laws of 1955 and RCW 75.28.330;
- and
- (4) Section 75.28.360, chapter 12, Laws of 1955 and RCW 75.28.360.

Passed the Senate January 23, 1979.

Passed the House March 2, 1979.

Approved by the Governor March 21, 1979.

Filed in Office of Secretary of State March 21, 1979.

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## CHAPTER 67

[Engrossed Senate Bill No. 2138]

### CONTROLLED SUBSTANCES, SALES, DISTRIBUTION—UNLAWFUL SUBSTITUTION

AN ACT Relating to controlled substances; amending section 69.50.401, chapter 308, Laws of 1971 ex. sess. as amended by section 1, chapter 2, Laws of 1973 2nd ex. sess. and RCW 69.50.401; providing penalties; and declaring an emergency.

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

Section 1. Section 69.50.401, chapter 308, Laws of 1971 ex. sess. as amended by section 1, chapter 2, Laws of 1973 2nd ex. sess. and RCW 69-.50.401 are each amended to read as follows:

(a) Except as authorized by this chapter, it is unlawful for any person to manufacture, deliver, or possess with intent to manufacture or deliver, a controlled substance.

(1) Any person who violates this subsection with respect to:

(i) a controlled substance classified in Schedule I or II which is a narcotic drug, is guilty of a crime and upon conviction may be imprisoned for not more than ten years, or fined not more than twenty-five thousand dollars, or both;