

the officer whose recall is demanded not less than twenty days prior to formulation of the ballot synopsis. Manner of service shall be the same as for the commencement of a civil action in superior court.

NEW SECTION. Sec. 3. If any provision of this 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 February 12, 1976.

Passed the Senate February 11, 1976.

Approved by the Governor February 21, 1976.

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

CHAPTER 48

[House Bill No. 70]

STATE ATHLETIC COMMISSION—BOXING, SPARRING AND WRESTLING

AN ACT Relating to the State Athletic Commission; amending section 2, chapter 184, Laws of 1933 as amended by section 1, chapter 305, Laws of 1959 and RCW 67.08.003; amending section 7, chapter 184, Laws of 1933 and RCW 67.08.010; amending section 2, chapter 48, Laws of 1951 as amended by section 1, chapter 53, Laws of 1973 and RCW 67.08.015; amending section 10, chapter 184, Laws of 1933 and RCW 67.08.040; adding a new section to chapter 184, Laws of 1933 and to chapter 67.08 RCW; and repealing section 13, chapter 184, Laws of 1933 and RCW 67.08.070.

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

Section 1. Section 2, chapter 184, Laws of 1933 as amended by section 1, chapter 305, Laws of 1959 and RCW 67.08.003 are each amended to read as follows:

Before entering upon the duties of his office, each commissioner shall enter into a surety bond, executed by a surety company authorized to do business in this state, payable to the state, and approved by the attorney general, in the penal sum of two thousand dollars conditioned upon the faithful performance of his duties, which bond shall be filed with the secretary of state. Each member of the commission shall be reimbursed for the cost of his bond and receive (~~twenty=~~ ~~five~~) forty dollars per day and reimbursable travel expenses while in the performance of his duties.

Sec. 2. Section 7, chapter 184, Laws of 1933 and RCW 67.08.010 are each amended to read as follows:

The commission shall have power to issue and for cause to revoke a license to conduct boxing contests or sparring or wrestling matches or exhibitions including a simultaneous telecast of any live, current or spontaneous boxing, sparring or wrestling match or performance on a closed circuit telecast within this state, whether originating in this state or elsewhere, and for which a charge is made, as herein provided under such terms and conditions and at such times and places as the commission may determine. Such licenses shall entitle the holder thereof to conduct boxing contests and sparring and/or wrestling matches and exhibitions under such terms and conditions and at such times and places as the commission

may determine. In case the commission shall refuse to grant a license to any applicant, or shall cancel any license, such applicant, or the holder of such canceled license shall be entitled, upon application, to a hearing to be held not less than sixty days after the filing of such order at such place as the commission may designate: PROVIDED, HOWEVER, That if it has been found by a valid finding and such finding is fully set forth in such order, that the applicant or licensee has been guilty of disobeying any provision of this chapter, such hearing shall be denied.

Sec. 3. Section 2, chapter 48, Laws of 1951 as amended by section 1, chapter 53, Laws of 1973 and RCW 67.08.015 are each amended to read as follows:

The commission shall have power and it shall be its duty to direct, supervise, and control all boxing contests or sparring and wrestling matches or exhibitions conducted within the state and no such boxing contest, sparring or wrestling match or exhibition shall be held or given within this state except in accordance with the provisions of this chapter. The commission may, in its discretion, issue and for cause revoke a license to conduct, hold or give boxing, sparring and/or wrestling contests, matches, and exhibitions where an admission fee is charged by any club, corporation, organization, association, or fraternal society: PROVIDED, HOWEVER, That all boxing contests, sparring or wrestling matches or exhibitions which:

(1) Are conducted by any high school, college, or university, whether public or private, or by the official student association thereof, whether on or off the school, college, or university grounds, where all the participating contestants are bona fide students enrolled in any high school, college, or university, within or without this state; or

(2) Are entirely amateur events promoted on a nonprofit basis or for charitable purposes (~~and where the gross admissions receipts are five hundred dollars or less~~);

shall not be subject to the provisions of this chapter: PROVIDED, FURTHER, That every contestant in any boxing contest, sparring or wrestling match not conducted under the provisions of this chapter shall be examined within eight hours prior to the contest by a practicing physician and that the organizations exempted by this section from the provisions of this chapter shall be governed by RCW 67.08.080 as said section applies to boxing contests, sparring or wrestling matches or exhibitions conducted by organizations exempted by this section from the general provisions of this chapter. No boxing contest or sparring or wrestling match or exhibition shall be conducted within the state except pursuant to a license issued in accordance with the provisions of this chapter and the rules and regulations of the commission except as hereinabove provided.

Sec. 4. Section 10, chapter 184, Laws of 1933 and RCW 67.08.040 are each amended to read as follows:

Upon the approval by the commission of any application for a license, as hereinabove provided, and the filing of the bond the commission (~~shall certify such fact to the state department of licenses which~~) shall forthwith issue such license.

NEW SECTION. Sec. 5. There is added to chapter 184, Laws of 1933 and to chapter 67.08 RCW a new section to read as follows:

Every licensee who charges and receives an admission fee for exhibiting a simultaneous telecast of any live, current, or spontaneous boxing or sparring match, or wrestling exhibition or performance on a closed circuit telecast viewed within this state shall, within seventy-two hours after such event, furnish to the commission a verified written report on a form which is supplied by the commission showing the number of tickets issued or sold, and the gross receipts therefor without any deductions whatsoever. Such licensee shall also, at the same time, pay to the commission a tax equal to five percent of such gross receipts paid for admission to the showing of the contest, match or exhibition. In no event, however, shall the tax be less than twenty-five dollars. The tax shall apply uniformly at the same rate to all persons subject to the tax. Such receipts shall be immediately paid by the commission into the general fund of the state.

NEW SECTION. Sec. 6. Section 13, chapter 184, Laws of 1933 and RCW 67-.08.070 are each hereby repealed.

Passed the House January 30, 1976.

Passed the Senate February 13, 1976.

Approved by the Governor February 21, 1976.

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

CHAPTER 49

[House Bill No. 425]

PUBLIC WORKS—PREVAILING WAGE REQUIREMENTS

AN ACT Relating to public works contracts; amending section 4, chapter 63, Laws of 1945 as amended by section 3, chapter 133, Laws of 1965 ex. sess. and RCW 39.12.040; adding a new section to chapter 63, Laws of 1945 and to chapter 39.12 RCW; and providing penalties.

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

Section 1. Section 4, chapter 63, Laws of 1945 as amended by section 3, chapter 133, Laws of 1965 ex. sess. and RCW 39.12.040 are each amended to read as follows:

Before payment is made by or on behalf of the state, or any county, municipality, or political subdivision created by its laws, of any sum or sums due on account of a public works contract (~~((for a public improvement))~~), it shall be the duty of the (~~((state treasurer, or of the treasurer of the county or municipal corporation, or other))~~) officer or person charged with the custody and disbursement of (~~((the state or corporate))~~) public funds (~~((, applicable to the contract under and pursuant to which payment is made,))~~) to require the contractor and each and every subcontractor from the contractor or a subcontractor(~~((;))~~) to (~~((file a statement in writing))~~) submit to such officer (~~((and to the director of the department of labor and industries, certifying the rate of hourly wage paid each classification of laborers, workmen or mechanics employed by him upon such work, and further certifying that no laborer, workman or mechanic employed by him upon such public work has been paid less than the prevailing rate of wage or less than the minimum rate of wage specified in the contract, which certificate and statement so to be filed~~