

NEW SECTION. Sec. 4. This act is necessary for the immediate preservation of the public peace, health, and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate April 20, 1979.

Passed the House April 12, 1979.

Approved by the Governor April 30, 1979.

Filed in Office of Secretary of State April 30, 1979.

CHAPTER 98

[Engrossed Senate Bill No. 2311]

CREDIT UNIONS—EXERCISE OF POWERS—FEDERAL PARITY

AN ACT Relating to credit unions; and adding a new section to chapter 31.12 RCW.

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

NEW SECTION. Section 1. There is added to chapter 31.12 RCW a new section to read as follows:

Notwithstanding any other provision of law, the supervisor may make reasonable rules authorizing a credit union to exercise any of the powers conferred as of April 1, 1979, upon a federal credit union doing business in this state, if the supervisor finds that the exercise of the power:

- (1) Serves the convenience and advantage of members; and
- (2) Maintains the quality of competition between state chartered credit unions and federally chartered credit unions.

The exercise of these powers is subject to such rules and regulations as the supervisor may prescribe.

Passed the Senate April 18, 1979.

Passed the House April 9, 1979.

Approved by the Governor April 30, 1979.

Filed in Office of Secretary of State April 30, 1979.

CHAPTER 99

[Substitute Senate Bill No. 2439]

FISHERIES CODE—SALMON AND OTHER VIOLATIONS—FINE—
FORFEITURE—LICENSE SUSPENSION

AN ACT Relating to food fish and shellfish; amending section 75.08.260, chapter 12, Laws of 1955 and RCW 75.08.260; amending section 75.28.380, chapter 12, Laws of 1955 as amended by section 5, chapter 171, Laws of 1957 and RCW 75.28.380; adding a new section to chapter 75.28 RCW; and prescribing penalties.

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

Section 1. Section 75.08.260, chapter 12, Laws of 1955 and RCW 75.08.260 are each amended to read as follows:

Unless otherwise provided for in the fisheries code any person who violates any of the provisions of the fisheries code, or any of the rules or regulations of the director made pursuant thereto, or who aids or abets or assists in the violation thereof, shall be guilty of a gross misdemeanor, and upon a conviction thereof shall be punished by imprisonment in the county jail of the county in which the offense is committed for not less than thirty days or more than one year, or by a fine of not less than twenty-five dollars or more than one thousand dollars, or by both such fine and imprisonment.

Any person taking or possessing salmon in violation of any of the provisions of the fisheries code, or any of the rules or regulations of the director made pursuant thereto, shall, in the event such salmon have a market value greater than two hundred and fifty dollars, be punished by a fine in an amount not more than five thousand dollars. Such fine shall be in addition to any other punishment prescribed for such conduct and shall be imposed along with such punishment in the same proceedings. In addition, the food fish involved in the violation shall be forfeited to the state.

Sec. 2. Section 75.28.380, chapter 12, Laws of 1955 as amended by section 5, chapter 171, Laws of 1957 and RCW 75.28.380 are each amended to read as follows:

Upon conviction of any person of a violation of any provision of this title, or rule or regulation of the director, the judge or justice of the peace may, in addition to the penalty imposed by law, forfeit the license of such person: PROVIDED, That upon conviction of any person of a violation of any statute or regulation prescribing the length, depth or construction of fishing gear, or upon subsequent conviction in any five-year period of any person of any violation of any other provisions of this title or rule or regulation of the director, the forfeiture of such license shall be mandatory, and the license shall remain forfeited pending any appeal. The director may prohibit the issuance of a license to any person convicted two or more times of any such violation in any five-year period or prescribe the conditions under which the license may be issued.

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

The director, subject to the provisions of chapter 34.04 RCW as now or hereafter amended, shall deny all salmon fishing privileges and shall suspend all salmon fishing licenses for a period of one year held by any person who is convicted of two or more violations of salmon fishing regulations or rules promulgated under this title which restrict fishing times or areas, in any five-year period beginning after the effective date of this 1979 act. A person may not avoid the provisions of this section by transferring a commercial salmon fishing license.

For the purposes of this section, the term "conviction" means a final conviction in either a state or municipal court. An unvacated forfeiture of bail or collateral deposited to secure the defendant's appearance in court,

the payment of a fine, a plea of guilty, or a finding of guilt on a violation of this title is equivalent to a conviction regardless of whether the imposition of sentence is deferred or the penalty is suspended.

Passed the Senate April 20, 1979.

Passed the House April 10, 1979.

Approved by the Governor April 30, 1979.

Filed in Office of Secretary of State April 30, 1979.

CHAPTER 100

[House Bill No. 415]

LOCAL IMPROVEMENT ASSESSMENT ROLLS—HEARINGS OFFICERS— APPEALS

AN ACT Relating to local improvement assessments; amending section 35.44.070, chapter 7, Laws of 1965 and RCW 35.44.070; and amending section 35.44.080, chapter 7, Laws of 1965 and RCW 35.44.080.

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

Section 1. Section 35.44.070, chapter 7, Laws of 1965 and RCW 35.44-.070 are each amended to read as follows:

The assessment roll for local improvements when prepared as provided by law shall be filed with the city or town clerk. The council or other legislative authority shall thereupon fix a date for a hearing thereon before such legislative authority or may direct that the hearing shall be held before a committee thereof or the legislative authority of any city having a population of 15,000 or more may designate an officer to conduct such hearings. The committee of [or] officer designated shall hold a hearing on the assessment roll and consider all objections filed following which ((it shall report its)) the committee or officer shall make recommendations to such legislative authority which shall either adopt or reject the recommendations of the committee or officer. If a hearing is held before such a committee or officer it shall not be necessary to hold a hearing on the assessment roll before such legislative authority: PROVIDED, That a local ordinance shall provide for an appeal by any person protesting his or her assessment to the legislative authority of a decision made by such officer. The same procedure may if so directed by such legislative authority be followed with respect to any assessment upon the roll which is raised or changed to include omitted property. Such legislative authority shall direct the clerk to give notice of the hearing and of the time and place thereof.

Sec. 2. Section 35.44.080, chapter 7, Laws of 1965 and RCW 35.44.080 are each amended to read as follows:

The notice of hearing upon the assessment roll shall specify the time and place of hearing and shall notify all persons who may desire to object thereto: