

SEC. 3. That section 2218 of Ballinger's Annotated Codes and Statutes of Washington is hereby amended to read as follows: Sec. 2218. The terms and conditions on which the same may be mined shall be agreed upon by the Commissioner of Public Lands and the lessee: *Provided*, "That a royalty be paid to the state on the value of the gross output to an amount not less than two per cent. thereof and not more than five per cent. thereof; said royalty to be paid according to the provisions made in said lease."

Amendment.

Royalty to be paid to state.

May apply for new lease.

Prior right.

SEC. 4. Within sixty days prior to the expiration of the lease, the lessee may apply to the Commissioner of Public Lands for a new lease. Therefore the Commissioner of Public Lands shall give said applicant a prior right, and shall, upon the expiration of the old lease issue a new lease to the former lessee on terms as may be provided by law.

Passed the House February 28, 1901.

Passed the Senate March 12, 1901.

Approved by the Governor March 18, 1901.

CHAPTER CLII.

{ H. B. No. 369. }

AMENDING ACT RELATIVE TO PRACTISE OF DENTISTRY.

AN ACT to amend sections 4, 6, 8 and 11 of chapter LV of the Session Laws of 1893, entitled "An act to regulate the practise of dentistry in the State of Washington and declaring an emergency, the same being section 3025, 3027, 3029 and 3032 of volume 1 of Ballinger's Annotated Codes of the State of Washington, and to prohibit the practise of dentistry by persons not duly registered and licensed and to provide for the punishment of violators thereof," and declaring an emergency.

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

SECTION 1. That section 4 of chapter LV of the Laws of 1893 the same being section 3025 of volume 1 of

Ballinger's Annotated Codes and Statutes of Washington be and the same hereby is amended so as to read Amendment.
 as follows: Sec. 4. Any person or persons seeking to practise dentistry in the State of Washington, or to own, operate or cause to be operated, or to run or manage a dental office or place for the practise of dentistry in the State of Washington after the passage of this act shall file his or her name, together with an applica- Filing of name and applica- tion.
 tion for examination, with the secretary of the State Board of Dental Examiners, and at the time of making such application shall pay to the secretary of the board a fee of twenty-five dollars, and to present him Fee.
 or herself at the first regular meeting thereafter of said board to undergo examination before that body. No person shall be eligible for such an examination unless Eligibility.
 he or she shall be of good moral character and shall present to said board his or her diploma from some dental college in good standing and shall give satisfactory evidence of his or her rightful possession of the same: To whom this section does not apply.
Provided, This section shall not apply to persons engaged in the practise of dentistry at the time of the passage of this act who are *bona fide* citizens of the State of Washington. All persons successfully passing such examination shall be registered as licensed dentists in the board register as hereinafter provided, and also receive a certificate, said certificate to be signed by the president and secretary of said board and in substantially the following form, to-wit:

This is to certify that is hereby licensed to practise dentistry in the State of Washington. This certificate must be filed for record in the office of the auditor of any county in which the party holding such certificate desires to practise, and it is unlawful for him (or her) to practise dentistry in any county in which said certificate is not filed for record. Form of certificate.

Dated at this day of, A. D. 190...

.....
 (President of said board of examiners.)

.....
 (Secretary of said board.)

SEC. 2. That section 6 of chapter LV of the Laws of 1893, the same being section 3027 of volume 1 of Ballinger's Annotated Codes and Statutes of Washington

Amendment. be and the same hereby is amended so as to read as follows: Sec. 6. Every person having been admitted to the practise of dentistry by said board in this state after the approval of this act shall on or before the first day of July, 1901, cause his or her name, residence and place of business to be registered with the board of dental examiners, if not already registered.

Registration. A statement of every such person that he was engaged in the practise of dentistry in this state at the time of approval of this act shall be verified under oath by him and placed with the board of dental examiners. It shall be the duty of the secretary of the said board to send to each person registered under the provisions of this act without fee a certificate similar in form to the other certificate provided for by this act, signed by the president and secretary of said board of examiners, which certificate the holder thereof shall have recorded with the county auditor of the county in which the holder desires to practise, within ninety days from the date of said certificate.

Record of such certificate.

SEC. 3. That hereafter if any association or company of persons, whether incorporated or not, shall engage in the practise of dentistry under the name of "company," "association," or any other title, said company or association shall cause to be displayed and kept in a conspicuous place at the entrance to its place of business the name of each and every person employed by said company or association in the practise of dentistry; and any person employed by such company or association whose names shall not be displayed as above provided, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished as hereinafter provided, and the said association or company if incorporated, or the persons comprising the same if not incorporated, shall for such failure to display the aforesaid name be guilty of a misdemeanor, and upon conviction thereof, shall be punished as hereinafter provided.

Title to be displayed.

Failure to comply, a misdemeanor.

SEC. 4. That section 8, of chapter LV of the Laws of 1893, the same being section 3029, in vol. 1 of Bal-

linger's Annotated Codes and Statutes of Washington be and the same hereby is amended to read as follows: Amendment.

Sec. 8. Any person who, as principal, agent, employer, employee or assistant, who in any manner whatsoever shall practise dentistry or who shall own, run, operate or cause to be operated, or manage a dental office or headquarters in the State of Washington without having first filed for record and had recorded in the office of the auditor of the county wherein he shall so practise or do such act, a certificate from said board of dental examiners as herein provided, shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than fifty dollars, nor more than two hundred dollars, or be confined for any period not exceeding six months in the county jail for each and every offense: *Provided*, The foregoing provisions of this section shall not, prior to the 10th day of July, 1901, apply to any person who shall be practising dentistry in this state at the time of the passage of this act and whose name shall be registered under the provisions of this act in the records of said board. After said 10th day of July, 1901, all the provisions of this section shall apply to all persons whomsoever. All fines recovered under this act shall be paid into the common school fund of the county in which the conviction is had. Operation of office without having filed a certificate a misdemeanor. Penalty. When not applicable. Applicable when. Fines recovered.

SEC. 5. That section 11 of chapter LV of the Laws of 1893, the same being section 3032 of vol. 1 of Ballinger's Codes and Statutes of Washington, be and the same hereby is amended to read as follows: Amendment.

Sec. 11. All persons shall be said to be practising dentistry within the meaning of this act who shall contrary to this act for a fee or salary or other reward paid either to himself or to another person for operations or parts of operations of any kind, treat diseases or lesions of the human teeth or of jaws or correct malpositions thereof, or who shall own, run or manage a dental office or department in the State of Washington, without registering and procuring the license as herein provided. Definition of dentistry.

Emergency. SEC. 6. An emergency exists and this act shall take effect immediately.

Passed the House March 2, 1901.

Passed the Senate March 13, 1901.

Approved by the Governor March 18, 1901.

CHAPTER CLIII.

[H. B. No. 83.]

PROVIDING FOR ESTABLISHMENT OF PRIVATE FISH HATCHERIES.

AN ACT providing for establishing private fish hatcheries, and for the control, sale and disposition of fish spawn, fry and fish raised in private hatcheries, defining the duties of the fish commissioner in relation thereto, providing a penalty for the violation thereof, and repealing all laws in conflict therewith.

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

Private hatcheries, how established.

SECTION 1. Any riparian proprietor may establish a private fish hatchery for the cultivation of food fishes, and for such purpose and use may, within the limits of his own premises, inclose the waters of any river or stream or lake in this state, subject to the conditions and regulations hereinafter provided ; and any person lawfully conducting any such private fish hatchery and engaged in the artificial propagation, culture and maintenance of fishes, may take them in his own inclosed waters wherein the same are so cultivated and maintained at any time and for any purpose.

May take fish at any time.

Suitable passageway for migratory fish, logs, etc.

SEC. 2. Any person, firm or corporation establishing a private fish hatchery and inclosing the waters of a river or stream, as provided in section 1 of this act, shall provide and furnish a suitable passage-way along said hatchery for migratory fishes naturally frequenting such waters, above and below such hatchery, and shall so place and construct said inclosure as to allow the passage of boats, saw logs, shingle bolts, cord wood, fencing posts or rails, without unreasonable delay, when such inclosure is upon a river or stream navigable and