

completion of such distribution with respect to all of the accounts specified in section 6 of this 1971 act, this chapter shall be deemed to have expired.

NEW SECTION. Sec. 18. SHORT TITLE. This chapter shall be known and may be cited as the Washington Insurance Guaranty Association Act.

NEW SECTION. Sec. 19. CONSTRUCTION. This chapter shall be liberally construed to effect the purpose under section 1 of this 1971 act which shall constitute an aid and guide to interpretation.

NEW SECTION. Sec. 20. NEW CHAPTER. Sections 1 through 19 of this 1971 act shall be added to Title 48 RCW as a new chapter thereof.

NEW SECTION. Sec. 21. EMERGENCY. This 1971 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.

NEW SECTION. Sec. 22. SECTION HEADINGS NOT PART OF LAW. Section headings as used in this 1971 act do not constitute any part of the law.

NEW SECTION. Sec. 23. If any provision of this act or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provisions to other persons or circumstances is not affected.

Passed the Senate May 10, 1971.

Passed the House May 10, 1971.

Approved by the Governor May 21, 1971.

Filed in Office of Secretary of State May 21, 1971.

CHAPTER 266

[Engrossed Substitute Senate Bill No. 51]

BUSINESSES AND PROFESSIONS--

DETERMINATION OF FEES

AN ACT Relating to businesses and professions; adding a new section to chapter 43.24 RCW; amending section 10, chapter 323, Laws of 1959 and RCW 18.08.190; amending section 7, chapter 75, Laws of 1923, as last amended by section 9, chapter 223, Laws of 1967 and RCW 18.15.060; amending section 7, chapter 180, Laws of 1951, as last amended by section 11, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.140; amending section 6, chapter 149, Laws of 1955, as amended by section 2, chapter 97, Laws of 1965 and RCW 18.22.120; amending section 10, chapter 5, Laws of 1919, as amended by section 5, chapter 53,

Laws of 1959 and RCW 18.25.070; amending section 3, chapter 201, Laws of 1967 and RCW 18.28.030; amending section 1, chapter 83, Laws of 1953 and RCW 18.36.115; amending section 6, chapter 108, Laws of 1937 and RCW 18.39.050; amending section 11, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.110; amending section 13, chapter 144, Laws of 1919, as amended by section 1, chapter 275, Laws of 1955 and RCW 18.53.050; amending section 6, chapter 4, Laws of 1919 and RCW 18.57.050; amending section 36, chapter 202, Laws of 1955 and RCW 18.71.080; amending section 7, chapter 239, Laws of 1949, as amended by section 6, chapter 64, Laws of 1961 and RCW 18.74.070; amending section 10, chapter 222, Laws of 1949, as last amended by section 4, chapter 79, Laws of 1967 and RCW 18.78.090; amending section 20, chapter 70, Laws of 1965 and RCW 18.83.072; amending section 9, chapter 305, Laws of 1955, as amended by section 9, chapter 70, Laws of 1965 and RCW 18.83.090; amending section 43, chapter 52, Laws of 1957 and RCW 18.85.200; amending section 19, chapter 202, Laws of 1949 as amended by section 11, chapter 288, Laws of 1961 and RCW 18.88.190; amending section 4, chapter 200, Laws of 1959 and RCW 18.90.040; amending section 19, chapter 71, Laws of 1941, as last amended by section 9, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.145; and adding a new section to chapter 46.01 RCW.

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

Section 1. Section 10, chapter 323, Laws of 1959 and RCW 18.08.190 are each amended to read as follows:

Certificates of registration shall expire on the last day of June following their issuance or renewal. The director shall set the yearly fee for renewal which fee shall be (~~not less than ten dollars nor more than twenty dollars~~) not more than twenty-five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act. Renewal may be effected during the month of June by payment to the director of the fee set. In case any registrant fails to pay the renewal fee before thirty days after the due date, the renewal fee shall be the current fee plus an amount equal to one year's fee: PROVIDED, That any registrant in good standing may withdraw from practice by giving written notice to the director, and may thereafter resume practice at any time upon payment of the then current annual renewal fee.

Sec. 2. Section 7, chapter 75, Laws of 1923, as last amended by section 9, chapter 223, Laws of 1967 and RCW 18.15.060 are each amended to read as follows:

Every person licensed as a barber shall pay an annual license fee of ((nine)) not more than ten dollars, to be determined by the

director as provided in section 21 of this 1971 amendatory act, for a license renewal certificate on or before the thirtieth day of June each year. Failure to pay the annual license renewal fees before delinquency shall work a forfeiture of the license, but the license may be renewed within three years thereafter without examination upon application therefor by the licentiate, and payment of a fee of fifteen dollars plus all lapsed fees. Should the licentiate allow his license to elapse for more than three years, he must be reexamined as for a new license.

Sec. 3. Section 7, chapter 180, Laws of 1951, as last amended by section 11, chapter 3, Laws of 1965 ex. sess. and RCW 18.18.140 are each amended to read as follows:

Licenses may be renewed from year to year upon the payment on or before the first day of each July following their issuance, of a renewal fee as follows: Operator, ~~((three))~~ not more than five dollars; instructor operator, not more than six dollars; manager operator, ~~((five))~~ not more than six dollars; shop, not more than seven dollars; school, not more than one hundred and fifty dollars, all such fees to be determined by the director as provided in section 21 of this 1971 amendatory act.

A certificate of health is required with an application for an original license, one must also be filed with a renewal application. Any operator, manager operator, or instructor operator whose license has lapsed may have the same renewed upon payment of all fees which the applicant would have been required to pay to keep such license in effect, and an additional fee of five dollars for each lapsed year: PROVIDED, That any person whose license has lapsed for more than three years shall be reexamined, as in the case of any applicant for an original license.

Sec. 4. Section 6, chapter 149, Laws of 1955 as amended by section 2, chapter 97, Laws of 1965 and RCW 18.22.120 are each amended to read as follows:

Every person practicing chiropody must renew his license each year and pay a renewal fee of ~~((fifteen))~~ not more than twenty-five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act.

Any chiropody license that has been allowed to lapse may be renewed by presentation of a new character certificate as required for examination, together with the payment of the annual license fee.

Sec. 5. Section 10, chapter 5, Laws of 1919, as amended by section 5, chapter 53, Laws of 1959 and RCW 18.25.070 are each amended to read as follows:

Every person practicing chiropractic shall, as a prerequisite to annual renewal of license, submit to the director at the time of application therefor, satisfactory proof showing attendance during

the preceding year, at one or more chiropractic symposiums which are recognized and approved by the board of chiropractic examiners.

Every person practicing chiropractic within this state shall pay on or before the first day of September of each year, after a license is issued to him as herein provided, to said director a renewal license fee of ~~((fifteen))~~ not more than twenty-five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act. The director shall, thirty days or more before September first, of each year mail to all chiropractors in the state a notice of the fact that the renewal fee will be due on or before the first of September. Nothing in this chapter shall be construed so as to require that the receipts shall be recorded as original licenses are required to be recorded.

Sec. 6. Section 3, chapter 201, Laws of 1967 and RCW 18.28.030 are each amended to read as follows:

An application for a license shall be in writing, under oath, and in the form prescribed by the director. The application shall contain such relevant information as the director may require, but in all cases shall contain the name and residential and business addresses of each individual applicant, and of each member when the applicant is a partnership or association, and of each director and officer when the applicant is a corporation.

Except as provided hereinafter in this section the applicant shall pay an investigation fee of fifty dollars and a licensing fee of ~~((fifty))~~ not more than eighty dollars to be determined by the director as provided in section 21 of this 1971 amendatory act: PROVIDED, That a branch office of a licensed debt adjusting agency need not pay an investigation fee but only the licensing fee. If a license is not issued in response to the application, the director shall return ~~((fifty dollars))~~ the licensing fee to the applicant. An annual license fee of ~~((fifty))~~ not more than eighty dollars to be determined by the director as provided in section 21 of this 1971 amendatory act, shall be paid to the director by January 1st of each year. If the annual license fee is not paid by January 1st, the licensee shall be assessed a penalty for late payment in the amount of twenty-five dollars. And if the fee and penalty are not paid by January 31st, reapplication for a new license will be necessary, which may include taking any examination prescribed by the director.

The applicant shall file a surety bond with the director or in lieu thereof the applicant may file with the director a cash deposit or other negotiable security acceptable to the director and under conditions set forth in RCW 18.28.040: PROVIDED, That each branch office of a debt adjusting agency shall be required to be bonded as provided herein, but no bond will be required of an individual applicant while he is employed by a bonded debt adjusting agency or

branch thereof.

The applicant shall furnish the director with such proof as the director may reasonably require to establish the qualifications set forth in RCW 18.28.060.

If the applicant is an individual person making an original license application he shall pay an examination fee of fifty dollars.

If the applicant is applying for a debt adjusting agency license it shall furnish the director with complete forms of all contracts and assignments designed for execution by debtors making any assignments to or placing any property with the applicant for the purpose of paying the creditors of such debtors, and complete forms of all contracts and agreements designed for execution by creditors to whom payments are made by the applicant. Only such forms furnished the director and not disapproved by him shall be used by a debt adjusting agency licensee.

Sec. 7. Section 1, chapter 83, Laws of 1953 and RCW 18.36.115 are each amended to read as follows:

Every person heretofore or hereafter granted a license under this chapter shall pay to the director an annual license renewal fee of ~~((five))~~ not more than twenty-five dollars, to be determined by the director as provided in section 21 of this 1971 amendatory act, on or before the first day of July of each year, and thereupon the license of such person shall be renewed for a period of one year. Any failure to register and pay the annual license renewal fee shall render the license invalid, but such license shall be reinstated upon written application therefor to the director, and payment to the state of a penalty of ten dollars, together with all delinquent annual license renewal fees.

Sec. 8. Section 6, chapter 108, Laws of 1937 and RCW 18.39.050 are each amended to read as follows:

Every application for a license hereunder, whether for an initial issue or for a renewal of one already granted, shall be made in writing on a form prescribed by the director ~~((of licenses))~~ and be verified by oath or affirmation before some person authorized by law to administer the same. The original application shall be accompanied by a natural photo of applicant. Every person making application for an initial issue of a license when an examination is required shall pay to the state treasurer the sum of ~~((ten))~~ twenty-five dollars and, in case such application is granted he shall pay the futher sum of fifteen dollars prior to the issuance of such license. Every licensed embalmer or licensed funeral director ~~((who has been in the business in the state of Washington not less than one year prior to the 31st day of December, 1936, and who shall register as such with said director of licenses as herein provided, shall, on or prior to the 31st day of December, 1937, pay to the state~~

treasurer the sum of ten dollars; and thereupon he shall be entitled to and receive a license as such for the year commencing January 1, 1938. Every licensed embalmer making)) shall make an application for a renewal of his license for the succeeding year ((shall)), on or before the 31st day of December ((prior to such year)) of the current year, and pay to the state treasurer the sum of ((five)) not more than ten dollars, ((and every licensed funeral director making an application for renewal of his license for the succeeding year shall, on or before the 31st day of December prior to such year; pay to the state treasurer the sum of five dollars)) to be determined by the director as provided in section 21 of this 1971 amendatory act, and upon the payment ((of said fees, the person making the application)) thereof shall be entitled to a ((license without examination)) renewal of his license.

Sec. 9. Section 11, chapter 57, Laws of 1970 ex. sess. and RCW 18.52.110 are each amended to read as follows:

(1) Every holder of a nursing home administrator's license shall reregister it annually with the director on dates specified by the director by making application for reregistration on forms provided by the director. Such reregistration shall be granted automatically upon receipt of a ((one hundred dollar)) fee of not more than fifty dollars to be determined by the director as provided in section 21 of this 1971 amendatory act. In the event that any license is not reregistered within thirty days after the date for reregistration specified by the director, the director shall, in accordance with rules prescribed by the board, give notice to the license holder, and may thereafter in accordance with rules prescribed by the board charge up to double the normal reregistration fee. In the event that the license of an individual is not reregistered within three years from the most recent date for reregistration it shall lapse and such individual must again apply for licensing and meet all requirements of this chapter for a new applicant. The board may prescribe rules for maintenance of a license at a reduced fee for temporary or permanent withdrawal or retirement from the active practice of nursing home administration.

(2) A condition of reregistration shall be the presentation of proof by the applicant that he has attended the number of classroom hours of approved educational programs, classes, seminars or proceedings set by the board. The board shall have the power to approve programs, classes, seminars or proceedings offered in this state or elsewhere by any accredited institution of higher learning or any national or local group or society if such programs, classes, seminars or proceedings are reasonably related to the administration of nursing homes. The board shall establish rules and regulations providing that the applicant for reregistration may present such

proofs yearly, or may obtain the cumulative number of required hours over a three year period and present such proofs over periods of three years. In no event shall the number of classroom hours required for any time period exceed the number of such board approved classroom hours reasonably available over such time period on an adult or continuing education basis to nonmatriculating participants in this state.

(3) An individual may obtain and reregister a license under this chapter although he does not actively engage in nursing home administration.

Sec. 10. Section 13, chapter 144, Laws of 1919, as amended by section 1, chapter 275, Laws of 1955 and RCW 18.53.050 are each amended to read as follows:

During the month of January of each year, every registered optometrist shall pay to the state treasurer (~~(fifteen)~~) a fee of not more than twenty-five dollars as a renewal fee, to be determined by the director as provided in section 21 of this 1971 amendatory act, and failure to pay such fee within the prescribed time shall cause the suspension of his certificate. The state treasurer shall place two dollars and forty cents from each renewal fee into the general fund and shall place the balance into an optometry account which is hereby created for the enforcement of this chapter. Any residue in such account shall be accumulated and shall not revert to the general fund at the end of any biennium.

In the event of failure to pay the renewal fee, the director shall mail a notice of such suspension to the last known post office address of the holder between the first and fifth days of February, March and April next following and if the fee is not paid by May 1st the director may declare the certificate revoked and immediately notify the county clerk of the county in which the certificate is recorded, and the clerk shall mark his records accordingly.

Sec. 11. Section 6, chapter 4, Laws of 1919 and RCW 18.57.050 are each amended to read as follows:

Each applicant on making application shall pay the director a fee of twenty-five dollars which shall be paid to the state treasurer by said director and used to defray the expenses and compensation of said director. In case the applicant's credentials are insufficient, or in case he does not desire to take the examination, the sum of fifteen dollars shall be returned. All persons licensed to practice osteopathy or osteopathy and surgery within this state who are engaged in active practice shall pay on or before the first day of May of each year to the director a renewal license fee of (~~(five)~~) not more than fifteen dollars to be determined by the director as provided in section 21 of this 1971 amendatory act (~~(7~~ except that the first payment after the passage of this act shall be paid on or

before the first day of August 1917. This fee shall be reduced to two dollars after 1925)). Licenses not so renewed will not be valid. The director shall thirty days or more before May 1st of each year mail to all active practitioners of osteopathy or osteopathy and surgery in this state at their last known address a notice of the fact that the renewal fee will be due on or before the first of May ((: except that the first notice after the passage of this act shall be sent on or before July 11, 1917)). Nothing in this chapter shall be construed so as to require that the receipt shall be recorded as original licenses are required to be recorded.

Sec. 12. Section 36, chapter 202, Laws of 1955 and RCW 18.71.080 are each amended to read as follows:

Every person licensed to practice medicine and surgery in this state shall register with the director of ~~((licenses))~~ department of motor vehicles annually, and pay an annual renewal registration fee of ~~((seven))~~ not more than ten dollars to be determined by the director as provided in section 21 of this 1971 amendatory act, on or before the first day of July of each year, and thereupon the license of such person shall be renewed for a period of one year. Any failure to register and pay the annual renewal registration fee shall render the license invalid, but such license shall be reinstated upon written application therefor to the director, and payment to the state of a penalty of ten dollars, together with all delinquent annual license renewal fees.

Sec. 13. Section 7, chapter 239, Laws of 1949, as amended by section 6, chapter 64, Laws of 1961 and RCW 18.74.070 are each amended to read as follows:

Every registered physical therapist shall, during the month of January ~~((: 1953; and during the month of January every third year thereafter))~~, apply to the director ~~((of licenses))~~ for ~~((an extension))~~ a renewal of his registration and pay a fee of ~~((fifteen))~~ not more than ten dollars, to be determined by the director as provided in section 21 of this 1971 amendatory act, to the state treasurer. Registration that is not so ~~((extended in the first instance before February 1, 1953, and thereafter))~~ made before February 1st of every ~~((third))~~ year, shall automatically lapse. Upon the recommendation of the examining committee the director ~~((of licenses))~~ shall revive ~~((and extend))~~ a lapsed registration on the payment of all past unpaid ~~((extension))~~ renewal fees.

Sec. 14. Section 10, chapter 222, Laws of 1949, as last amended by section 4, chapter 79, Laws of 1967 and RCW 18.78.090 are each amended to read as follows:

Every licensed practical nurse in this state shall register annually with the division of professional licensing in the department of motor vehicles, on or before the first day of March,

and shall pay an annual fee of ~~((three))~~ not more than five dollars to be determined by the director as provided in section 21 of this 1971 amendatory act, and thereupon the license of such person shall be renewed for a period of one year. Any failure to register and pay the annual renewal registration fee shall render the license invalid, but such license shall be reinstated upon written application therefor to the division of professional licensing, and upon payment to the state of a penalty of ten dollars, together with all delinquent annual license renewal fees.

Sec. 15. Section 20, chapter 70, Laws of 1965 and RCW 18.83.072 are each amended to read as follows:

(1) Examination of applicants shall be held in Olympia, Washington, or at such other place as designated by the director, at least annually at such times as the board may determine.

(2) Any applicant shall have the right to discuss with the board his performance on the examination.

(3) Any applicant who fails to make a passing grade on the examination may be allowed to take the examination a second time. Any applicant who fails the examination a second time must obtain special permission from the board to take the examination again.

(4) The reexamination fee shall be the same as the application fee set forth in RCW 18.83.060.

Sec. 16. Section 9, chapter 305, Laws of 1955, as amended by section 9, chapter 70, Laws of 1965 and RCW 18.83.090 are each amended to read as follows:

Each licensed psychologist ~~((may))~~ shall renew his license by paying to the state treasurer, on or before the tenth day of January of each year, a renewal fee in the amount of ~~((ten))~~ not more than fifteen dollars to be determined by the director as provided in section 21 of this 1971 amendatory act. Upon receipt of such payment by the state treasurer the director shall issue a certificate of renewal in such form as the director shall determine.

Sec. 17. Section 43, chapter 52, Laws of 1957 and RCW 18.85.200 are each amended to read as follows:

Notice in writing shall be given to the director of any change by a real estate broker, associate broker, or salesmen of his business location or of any branch office. Upon the surrender of the original license for the business or the duplicate license applicable to a branch office, and a payment of a fee of ~~((one))~~ five dollars, the director shall issue a new license or duplicate license, as the case may be, covering the new location.

Sec. 18. Section 19, chapter 202, Laws of 1949 as amended by section 11, chapter 288, Laws of 1961 and RCW 18.88.190 are each amended to read as follows:

Every license issued under the provisions of this chapter

shall be annually renewed, except as hereinafter provided. On or before January 1st, the director shall mail a notice for renewal of license to every person licensed for the current year. The applicant shall return the notice to the state treasurer with a renewal fee of ~~((three))~~ not more than five dollars, to be determined by the director as provided in section 21 of this 1971 amendatory act, before March 1st. Upon receipt of the notice and fee the director shall issue to the applicant a certificate of renewal for the current year beginning January 1st and expiring December 31st of that year. Such certificate of renewal shall render the holder thereof a legal practitioner of professional nursing for the period stated on the certificate of renewal.

Sec. 19. Section 4, chapter 200, Laws of 1959 and RCW 18.90.040 are each amended to read as follows:

Applicants for registration shall pay a fee of twenty-five dollars at the time of making application. A sanitarian registered under the provisions of this chapter ~~((may))~~ shall renew his certificate by paying an annual renewal fee of ~~((ten))~~ not more than fifteen dollars to be determined by the director as provided in section 21 of this 1971 amendatory act. All receipts realized in the administration of this chapter shall be paid into the general fund into a special account to be known as the sanitarians' licensing account. ~~((At the end of each biennium all moneys in said account in excess of two thousand dollars shall be removed from said account and placed in the general fund. There is hereby appropriated from the general fund to the professional division of the department of licenses two thousand dollars to be placed in the sanitarians' licensing account, and to be administered and disbursed by the director of licenses in carrying out the provisions of this chapter.))~~ All fees shall be due and payable on or before the first day of July for the current year for which the renewal certificate shall be issued. All certificates shall expire on the renewal date unless renewed prior to such date. When such fees are not paid in full before September 1st they shall become delinquent and there shall be added to the renewal fee a penalty of five dollars. Any certificate not having been renewed by October 1st of the year of expiration shall be considered lapsed. In the event an applicant shall fail to pass any examinations provided for under this chapter and the board shall grant permission for a reexamination, such applicant on reexamination shall pay an additional fee of fifteen dollars.

Sec. 20. Section 19, chapter 71, Laws of 1941, as last amended by section 9, chapter 50, Laws of 1967 ex. sess. and RCW 18.92.145 are each amended to read as follows:

The following fees shall be charged by the director:

(1) For a license to practice veterinary medicine, surgery and dentistry issued upon an examination given by the examining board, fifty dollars.

(2) For a license to practice veterinary medicine, surgery and dentistry issued upon the basis of a license issued in another state, one hundred dollars.

(3) For the annual renewal of a license to practice veterinary medicine, surgery, and dentistry, ~~((ten))~~ not more than fifteen dollars such fee to be determined by the director as provided in section 21 of this 1971 amendatory act.

(4) For a temporary permit to practice veterinary medicine, surgery and dentistry, fifteen dollars. The temporary permit fee shall be accompanied by the full amount of the examination fee of fifty dollars.

NEW SECTION. Sec. 21. There is added a new section to chapter 43.24 RCW to read as follows:

It shall be the policy of the state of Washington to determine license fees for businesses and professions on the following basis:

(a) There shall be a minimum fee of five dollars (\$5.00) for any vocation. Those vocations which normally work for others shall be in this classification. Variations in fees by vocation shall be in multiples of five dollars as authorized by the legislature.

(b) There shall be a minimum fee of fifteen dollars (\$15.00) for professions or proprietary vocations. Each vocational group as set up by law shall have fees increased to cover the costs of that group as determined by the director: PROVIDED, That no fee shall exceed \$25.00 except those specifically authorized by the legislature: PROVIDED, FURTHER, That licensees over 65 years of age and retired or residing out-of-state shall pay only fifty percent of the standard fee for their classification.

Passed the Senate May 10, 1971.

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CHAPTER 267

[Engrossed Senate Bill No. 59]

WASHINGTON JUDICIAL RETIREMENT SYSTEM ACT

AN ACT Establishing a retirement system for judges of courts of record; and creating new sections.

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

NEW SECTION. Section 1. This act shall be known and cited as