

certificated and classified staff in the state funded categorical programs including Educational Service Districts as of September 1, 1978. The superintendent shall determine the salary increase pursuant to the conditions in subsections (e) and (g) above.

(4) Salary increases for classified and certificated staff supported by federal programs or traffic safety education funds shall be subject to the conditions of subsections (e) and (g) and paid from the respective revenue source.

(5) To implement the provisions of chapter ... (SHB 480), Laws of 1977 1st ex. sess., \$600,000 shall be made available from this appropriation with any additional funds that should be required to implement the provision of chapter ... (SHB 480), Laws of 1977 1st ex. sess., coming from local or federal funds.

(6) The superintendent shall insure that in implementing the provisions of this section no school district shall receive fewer state dollars per annual average full time equivalent student than it received under the provisions of section 96 of this act.

(7) During the 1978-79 school year the superintendent of public instruction shall distribute not more than \$7,773,000 of the funds appropriated by this section, outside of the basic education allocation to school districts, of which \$530,000 shall be for the following purposes: To pay fire protection districts at a rate of \$1.00 per year for each student attending a school located in an unincorporated area within a fire protection district as mandated by the provisions of RCW 52.36.020 by the expenditure of not more than \$280,000; To pay for school district emergencies by the expenditure of not more than \$250,000.

(8) The allocation of moneys by the superintendent of public instruction for salary increases for certificated and classified staff in state-funded vocational-technical institutes may be borne from other existing appropriation sources, including the \$770,674,000 general fund appropriation for distribution to school districts, as provided in subsection (3) of this section.

NEW SECTION. Sec. 3. 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 25, 1979.

Passed the House May 17, 1979.

Approved by the Governor May 25, 1979.

Filed in Office of Secretary of State May 25, 1979.

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## CHAPTER 207

[Substitute Senate Bill No. 2952]

PILOTS—LICENSURE

[ 1797 ]

AN ACT Relating to pilotage; amending section 1, chapter 18, Laws of 1935 as last amended by section 2, chapter 337, Laws of 1977 ex. sess. and RCW 88.16.010; amending section 3, chapter 18, Laws of 1935 as last amended by section 5, chapter 337, Laws of 1977 ex. sess. and RCW 88.16.050; amending section 8, chapter 18, Laws of 1935 as last amended by section 7, chapter 337, Laws of 1977 ex. sess. and RCW 88.16.090; and adding a new section to chapter 88.16 RCW.

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

Section 1. Section 1, chapter 18, Laws of 1935 as last amended by section 2, chapter 337, Laws of 1977 ex. sess. and RCW 88.16.010 are each amended to read as follows:

(1) The board of pilotage commissioners of the state of Washington is hereby created and shall consist of the secretary of the department of transportation of the state of Washington, or the secretary's designee who shall be an employee of the department of transportation, who shall be chairperson, and six members appointed by the governor and confirmed by the senate. Each of said appointed commissioners shall be appointed for a term of four years from the date of said member's commission. No person shall be eligible for appointment to said board unless that person is at the time of appointment eighteen years of age or over and a citizen of the United States and of the state of Washington. Two of said appointed commissioners shall be pilots licensed under this chapter and actively engaged in piloting upon the waters covered by this chapter for at least three years immediately preceding the time of appointment. Two of said appointed commissioners shall be actively engaged in the ownership, operation, or management of deep sea cargo and/or passenger carrying vessels for at least three years immediately preceding the time of appointment. One of said shipping commissioners shall be a representative of American and one of foreign shipping. The remaining commissioners shall be persons interested in and concerned with pilotage, maritime safety, and marine affairs, with broad experience related to the maritime industry exclusive of experience as either a state licensed pilot or as a shipping representative.

(2) Pilotage commissioners holding commissions on September 21, 1977, shall continue to hold their office subject to reappointment by the governor and confirmation by the senate. The appointed commissioners shall continue to hold office for the period for which they are appointed and until their successors are appointed and qualified, except that the governor when first appointing commissioners after September 21, 1977, shall appoint the pilot representatives to terms of two and three years respectively, the shipping representatives to terms of two and three years respectively, and the remaining commissioners to terms of three and four years respectively. Any vacancy in an appointed position on the board shall be filled by the governor for ~~((a term of four years))~~ the remainder of the unfilled term, subject to confirmation by the senate.

(3) ~~((Five))~~ Four members of the board shall constitute a quorum. At least one pilot, one shipping representative, and one public member must be

present at every meeting. All commissioners and the chairperson shall have a vote.

Sec. 2. Section 3, chapter 18, Laws of 1935 as last amended by section 5, chapter 337, Laws of 1977 ex. sess. and RCW 88.16.050 are each amended to read as follows:

This chapter shall apply to the pilotage districts of this state as ~~((hereinafter))~~ defined~~((:))~~ in this section.

(1) "Puget Sound pilotage district", whenever used in this chapter, shall be construed to mean and include all the waters of the state of Washington inside the international boundary line between the state of Washington, the United States and the province of British Columbia, Canada and east of one hundred twenty-three degrees twenty-four minutes west longitude.

(2) "Grays Harbor ~~((and Willapa Bay))~~ pilotage district" shall include all inland waters, channels, waterways, and navigable tributaries within ~~((each area))~~ Grays Harbor. The boundary line between ~~((inland waters))~~ Grays Harbor and the high seas shall be ~~((designated as the outermost sea buoy as established and placed for))~~ a line drawn from Grays Harbor ~~((and Willapa Bay))~~ bar range rear light to Grays Harbor entrance lighted whistle buoy two; then to Grays Harbor light.

Sec. 3. Section 8, chapter 18, Laws of 1935 as last amended by section 7, chapter 337, Laws of 1977 ex. sess. and RCW 88.16.090 are each amended to read as follows:

(1) No person shall pilot any vessel subject to the provisions of this chapter on waters covered by this chapter unless such a person be appointed and licensed to pilot such vessels on said waters under and pursuant to the provisions of this chapter.

(2) No person shall be eligible to be appointed a pilot unless such a person is a citizen of the United States, over the age of twenty-five years and a resident of the state of Washington at the time of appointment, nor unless the pilot applicant holds a United States government masters license and a first class United States endorsement without restrictions on that license to pilot in whichever pilotage districts for which the pilot applicant desires to be licensed.

(3) Pilots shall be licensed hereunder for a term of five years from and after the date of the issuance of their respective state licenses. Such licenses shall thereafter be renewed as of course, unless the board shall withhold same for good cause. Each pilot shall pay to the state treasurer an annual license fee ~~((of two hundred fifty dollars))~~ established by the board of pilotage commissioners pursuant to chapter 34.04 RCW, but not to exceed one thousand dollars, to be placed in the state treasury to the credit of the pilotage account. The board may assess partially active or inactive pilots a reduced fee.

(4) Pilot applicants shall be required to pass a written and oral examination administered and graded by the board which shall test such applicants on this chapter, the rules of the board, local harbor ordinances, and such other matters as may be required to compliment the United States examinations and qualifications.

(5) On and after September 21, 1977, the board shall have developed five examinations and grading sheets for the Puget Sound pilotage district, and two for each other pilotage district, for the testing and grading of pilot applicants. The ~~((five))~~ examinations shall be administered to pilot applicants on a random basis and shall be updated as required to reflect changes in law, rules, policies, or procedures. The board may appoint a special independent examination committee or may contract with a firm knowledgeable and experienced in the development of professional tests for development of said examinations. Active licensed state pilots may be consulted for the general development of examinations but shall have no knowledge of the specific questions. The pilot members of the board may participate in the grading of examinations. If the board does appoint a special examination development committee it is authorized to pay the members of said committee the same ~~((per diem costs))~~ compensation and travel expenses as received by members of the board. When grading examinations the board shall carefully follow the grading sheet prepared for that examination. The board shall develop a "sample examination" which would tend to indicate to an applicant the general types of questions on pilot examinations, but such sample questions shall not appear on any actual examinations. Any person who wilfully gives advance knowledge of information contained on a pilot examination shall be guilty of a gross misdemeanor.

(6) All pilots and applicants shall be subject to an annual physical examination by a physician chosen by the board. The physician shall examine the applicant's heart, blood pressure, circulatory system, lungs and respiratory system, eyesight, hearing, and such other items as may be prescribed by the board. After consultation with a physician and the United States coast guard, the board shall establish minimum health standards to ensure that pilots licensed by the state are able to perform their duties.

(7) The board shall prescribe, pursuant to chapter 34.04 RCW, a number of familiarization trips, between a minimum number of twenty-five and a maximum of one hundred, which pilot applicants must make in the pilotage district for which they desire to be licensed. Familiarization trips any particular applicant must make are to be based upon the applicant's vessel handling experience.

NEW SECTION. Sec. 4. There is added to chapter 88.16 RCW a new section to read as follows:

The license of all pilots shall be terminated upon the pilot reaching the age of seventy: **PROVIDED**, That all pilots licensed as of the effective date

of this 1979 amendatory act may continue piloting and hold licenses until May 1, 1982.

Passed the Senate April 27, 1979.

Passed the House May 14, 1979.

Approved by the Governor May 25, 1979.

Filed in Office of Secretary of State May 25, 1979.

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## CHAPTER 208

[Substitute Senate Bill No. 2967]

### STATE TRUST LANDS—FOREST FIRE PROTECTION—GENERAL FUND FUNDING

AN ACT Relating to the operating budget; creating a new section; and declaring an emergency.

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

**NEW SECTION.** Section 1. For the 1977–1979 biennium, forest fire protection on trust lands was fully funded from the forest development account and the resource management cost account. The purpose of this section is to fund forest fire protection on such trust lands from the general fund.

\$435,000 is hereby transferred from the general fund to the forest development account, and \$1,353,000 is hereby transferred from the general fund to the resource management cost account.

**NEW SECTION.** Sec. 2. 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 25, 1979.

Passed the House May 17, 1979.

Approved by the Governor May 25, 1979.

Filed in Office of Secretary of State May 25, 1979.

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## CHAPTER 209

[Substitute Senate Bill No. 2181]

### INHERITANCE TAXES

AN ACT Relating to inheritance; amending section 2, chapter 292, Laws of 1961 and RCW 83.04.010; amending section 3, chapter 292, Laws of 1961 and RCW 83.04.013; amending section 1, chapter 73, Laws of 1972 ex. sess. and RCW 83.24.035; amending section 83.04.030, chapter 15, Laws of 1961 as amended by section 9, chapter 292, Laws of 1961 and RCW 83.04.030; amending section 83.04.080, chapter 15, Laws of 1961 and RCW 83.04.080; amending section 83.05.020, chapter 15, Laws of 1961 and RCW 83.05.020; amending section 83.08.050, chapter 15, Laws of 1961 and RCW 83.08.050; amending section 83.16.020, chapter 15, Laws of 1961 as amended by section 108, chapter 278, Laws of 1975 1st ex. sess. and RCW 83.16.020; amending section 83.16.080, chapter 15,