

and use of portable oil-fueled heaters is governed exclusively by sections 2 through 6 of this act: PROVIDED, That cities and counties may adopt local standards as provided in RCW 19.27.040.

NEW SECTION. Sec. 6. The penalty for failure to comply with sections 2 through 6 of this act is a misdemeanor.

NEW SECTION. Sec. 7. Sections 2 through 6 of this act shall be added to chapter 19.27 RCW and codified with the subchapter heading of Portable Oil-Fueled Heater Standards.

Passed the Senate March 14, 1983.

Passed the House April 18, 1983.

Approved by the Governor April 23, 1983.

Filed in Office of Secretary of State April 23, 1983.

CHAPTER 135

[Engrossed Senate Bill No. 3252]

AIRCRAFT DEALER LICENSING

AN ACT Relating to aircraft dealers; amending section 2, chapter 150, Laws of 1955 and RCW 14.20.020; amending section 7, chapter 150, Laws of 1955 and RCW 14.20.070; and amending section 9, chapter 150, Laws of 1955 and RCW 14.20.090.

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

Sec. 1. Section 2, chapter 150, Laws of 1955 and RCW 14.20.020 are each amended to read as follows:

(1) It is unlawful for a person to act as an aircraft dealer without a currently valid aircraft dealer's license issued under this chapter.

(2) Any person (~~desiring to apply~~) applying for an aircraft dealer's license shall do so at the office of the director on a form provided for that purpose by (~~him~~) the director.

Sec. 2. Section 7, chapter 150, Laws of 1955 and RCW 14.20.070 are each amended to read as follows:

Before issuing an aircraft dealer license, the director shall require the applicant to file with (~~said~~) the director a surety bond in the amount of (~~four~~) twenty-five thousand dollars running to the state, and executed by a surety company authorized to do business in the state. (~~Such~~) The bond shall be approved by the attorney general as to form and conditioned that the dealer shall conduct his business in conformity with the provisions of this chapter, RCW (~~14.04.250~~) 47.68.250 and 82.48.100. Any person who (~~shall have~~) has suffered any loss or damage by reason of any act by a dealer which constitutes ground for refusal, suspension, or revocation of license under RCW 14.20.090 (~~shall have an~~) has a right of action against

((such)) the aircraft dealer and the surety upon ((such)) the bond. Successive recoveries against ((said)) the bond shall be permitted, but the aggregate liability of the surety to all persons shall in no event exceed the amount of the bond.

Sec. 3. Section 9, chapter 150, Laws of 1955 and RCW 14.20.090 are each amended to read as follows:

The director shall refuse to issue an aircraft dealer's license or shall suspend or revoke an aircraft dealer's license whenever he has reasonable grounds to believe that ((such)) the dealer has:

(1) Forged or altered any federal certificate, permit, rating, or license, relating to ownership and airworthiness of an aircraft;

(2) Sold or disposed of an aircraft which he knows or has reason to know has been stolen or appropriated without the consent of the owner;

(3) Wilfully misrepresented any material fact in the application for an aircraft dealer's license, aircraft dealer's certificate, or registration certificate;

(4) Wilfully withheld or caused to be withheld from a purchaser of an aircraft any document referred to in subsection (1) ((hereof)) of this section if applicable, or an affidavit to the effect that there are no liens, mortgages, or encumbrances of any type on the aircraft other than noted thereon, if ((such)) the document or affidavit has been requested by the purchaser;

(5) Suffered or permitted the cancellation of his bond or the exhaustion of the penalty thereof;

(6) Used an aircraft dealer's certificate for any purpose other than those permitted by this chapter(~~(, RCW 14.04.250))~~ and by RCW 47.68.250 and 82.48.100;

(7) Been adjudged guilty of a crime that directly relates to the business of an aircraft dealer and the time elapsed since the conviction is less than ten years, or had a judgment entered against the dealer within the preceding five years in any civil action involving fraud, misrepresentation, or conversion. For the purpose of this section, the term "adjudged guilty" means, in addition to a final conviction in either a state or municipal court, an unvacated forfeiture of bail or collateral deposited to secure a defendant's appearance in court, the payment of a fine, a plea of guilty, or a finding of guilt regardless of whether the imposition of the sentence is deferred or the penalty is suspended.

Passed the Senate March 10, 1983.

Passed the House April 17, 1983.

Approved by the Governor April 23, 1983.

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