

service area. The grantee or charitable organization shall provide the district with a quarterly report on January 15th, April 15th, July 15th, and October 15th which includes information concerning the total amount of funds received from the district, the names of all recipients of assistance from these funds, the amount received by each recipient, and the amount of funds received from the district currently on hand and available for future low-income assistance.

NEW SECTION. Sec. 3. Contributions received under a program implemented by a public utility district in compliance with this chapter shall not be considered a commingling of funds.

NEW SECTION. Sec. 4. Sections 1 through 3 of this act shall constitute a new chapter in Title 54 RCW.

Passed the House February 7, 1984.

Passed the Senate February 22, 1984.

Approved by the Governor March 1, 1984.

Filed in Office of Secretary of State March 1, 1984.

## CHAPTER 60

[Substitute House Bill No. 1407]

### FOREST PRODUCTS—BRANDS—STORAGE—TRANSPORT—LOG PATROL LICENSE

AN ACT Relating to forest products; amending section 1, chapter 154, Laws of 1925 ex. sess. and RCW 76.36.010; amending section 2, chapter 154, Laws of 1925 ex. sess. and RCW 76.36.020; amending section 6, chapter 154, Laws of 1925 ex. sess. as amended by section 4, chapter 36, Laws of 1957 and RCW 76.36.060; amending section 7, chapter 154, Laws of 1925 ex. sess. as amended by section 5, chapter 36, Laws of 1957 and RCW 76.36.070; amending section 9, chapter 154, Laws of 1925 ex. sess. as amended by section 6, chapter 36, Laws of 1957 and RCW 76.36.090; amending section 11, chapter 154, Laws of 1925 ex. sess. and RCW 76.36.110; amending section 10, chapter 36, Laws of 1957 and RCW 76.36.160; amending section 1, chapter 182, Laws of 1957 and RCW 76.40.010; amending section 2, chapter 140, Laws of 1953 as amended by section 1, chapter 108, Laws of 1955 and RCW 76.40.012; amending section 9, chapter 182, Laws of 1957 and RCW 76.40.013; amending section 1, chapter 116, Laws of 1947 as last amended by section 2, chapter 182, Laws of 1957 and RCW 76.40.020; amending section 3, chapter 116, Laws of 1947 as last amended by section 13, chapter 67, Laws of 1979 ex. sess. and RCW 76.40.030; amending section 4, chapter 116, Laws of 1947 as amended by section 4, chapter 182, Laws of 1957 and RCW 76.40.040; amending section 5, chapter 116, Laws of 1947 as last amended by section 5, chapter 182, Laws of 1957 and RCW 76.40.050; amending section 8, chapter 116, Laws of 1947 as amended by section 6, chapter 182, Laws of 1957 and RCW 76.40.070; amending section 9, chapter 116, Laws of 1947 and RCW 76.40.080; amending section 11, chapter 116, Laws of 1947 and RCW 76.40.100; amending section 14, chapter 116, Laws of 1947 and RCW 76.40.120; adding a new section to chapter 154, Laws of 1925 ex. sess. and to chapter 76.36 RCW; adding new sections to chapter 116, Laws of 1947 and to chapter 76.40 RCW; repealing section 3, chapter 154, Laws of 1925 ex. sess., section 1, chapter 36, Laws of 1957 and RCW 76.36.030; repealing section 4, chapter 154, Laws of 1925 ex. sess., section 2, chapter 36, Laws of 1957 and RCW 76.36.040; repealing section 5, chapter 154, Laws of 1925 ex. sess., section 3, chapter 36, Laws of 1957 and RCW 76.36.050; repealing section 1, chapter 216, Laws of 1949, section 9, chapter 36, Laws of 1957 and RCW 76.36.150; repealing section 3, chapter 140, Laws of 1953 and RCW 76.40.122; repealing section 4, chapter 140, Laws of 1953 and RCW 76.40.124; repealing section 5, chapter 140, Laws of 1953, section 6, chapter 108, Laws of

1955 and RCW 76.40.125; repealing section 6, chapter 140, Laws of 1953, section 7, chapter 108, Laws of 1955, section 8, chapter 182, Laws of 1957 and RCW 76.40.127; repealing section 7, chapter 140, Laws of 1953, section 8, chapter 108, Laws of 1955 and RCW 76.40.128; and prescribing penalties.

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

Sec. 1. Section 1, chapter 154, Laws of 1925 ex. sess. and RCW 76-.36.010 are each amended to read as follows:

The words and phrases herein used, unless the same be clearly contrary to or inconsistent with the context of this chapter or the section in which used, shall be construed as follows:

(1) "Person" (~~((shall))~~) includes the plural and all corporations, foreign and domestic, copartnerships, firms and associations of persons.

(2) "Waters of this state" (~~((shall))~~) includes any and all bodies of fresh and salt water within the jurisdiction of the state capable of being used for the transportation or storage of forest products, (~~((and))~~) including all rivers and lakes and their tributaries, harbors, bays, bayous and marshes.

(3) "Forest products" (~~((shall be taken to))~~) means (~~((and include))~~) logs, spars, piles, and poles, boom sticks and shingle bolts and every form into which a fallen tree may be cut before it is manufactured into lumber or run through a sawmill, shingle mill or tie mill, or cut into cord wood, stove wood or hewn ties.

(4) "Brand" means a unique symbol or mark placed on or in forest products for the purpose of identifying ownership.

(5) "Catch brand" (~~((shall be taken to))~~) means a mark or brand used by a person as an identifying mark placed upon forest products and booming equipment previously owned by another.

~~((5))~~ (6) "Booming equipment" (~~((shall))~~) includes boom sticks and boom chains.

(7) "Department" means the department of natural resources.

Sec. 2. Section 2, chapter 154, Laws of 1925 ex. sess. and RCW 76-.36.020 are each amended to read as follows:

~~((Every person who shall put into any of the waters of this state, or ship on any common carrier railroad for the purpose of floating or rafting in any of said waters, any forest products, or use any booming equipment as a part of his operation in securing, rafting or floating forest products, shall have a mark or brand, previously selected by him and registered in the manner hereinafter provided, plainly impressed or cut in a conspicuous place on each stick or piece of forest products so shipped on any common carrier railroad or put into any of said waters and on each piece of booming equipment so used))~~ Persons who wish to identify any of their forest products which will be stored or transported in or on the waters of the state shall place a registered mark or brand in a conspicuous place on each forest product item. Placement of the registered mark or brand is prima facie evidence of ownership over forest product items which have escaped from

storage or transportation. Unbranded or unmarked stray logs or forest products become the property of the state when recovered.

Sec. 3. Section 6, chapter 154, Laws of 1925 ex. sess. as amended by section 4, chapter 36, Laws of 1957 and RCW 76.36.060 are each amended to read as follows:

All forest products and booming equipment having impressed thereupon a registered mark or brand (~~((shall be))~~ are presumed to belong to the person appearing on the records (~~((in the office of the supervisor of forestry))~~ of the department) as the owner of such mark or brand. All forest products having impressed thereupon a registered catch brand (~~((shall be))~~ are presumed to belong to the owner of the registered catch brand, unless there (~~((shall be))~~ is impressed thereupon more than one registered catch brand, in which event they (~~((shall be))~~ are presumed to belong to the owner whose registered catch brand was placed thereupon latest in point of time.

Sec. 4. Section 7, chapter 154, Laws of 1925 ex. sess. as amended by section 5, chapter 36, Laws of 1957 and RCW 76.36.070 are each amended to read as follows:

The (~~((supervisor of forestry))~~ department), upon the petition of the owner of a registered mark or brand, may (~~((cause))~~ cancel) the registration (~~((thereof to be canceled, and, in the event of such cancellation,))~~ in which case) the mark or brand shall be open to registration by any person subsequently applying therefor.

Sec. 5. Section 9, chapter 154, Laws of 1925 ex. sess. as amended by section 6, chapter 36, Laws of 1957 and RCW 76.36.090 are each amended to read as follows:

(~~((Every))~~ A person desiring to use a catch brand as an identifying mark upon forest products or booming equipment purchased or lawfully acquired (~~((by him))~~) from another, shall before using it, make application for the registration thereof (~~((in the office of the supervisor of forestry))~~ to the department) in the manner prescribed for the registration of other marks or brands as herein required. The provisions contained in this chapter in reference to registration, certifications, assignment, and cancellation, and the fees to be paid to the (~~((supervisor of forestry))~~ department) shall apply equally to catch brands. The certificate of the (~~((supervisor of forestry))~~ department) shall designate the mark or brand as a catch brand, and the mark or brand selected by the applicant as a catch brand shall be inclosed in the letter C, which shall identify the mark or brand as, and shall be used only in connection with, a catch brand.

Sec. 6. Section 11, chapter 154, Laws of 1925 ex. sess. and RCW 76.36.110 are each amended to read as follows:

Every person:

(1) (~~((Who shall put into any of the waters of this state, or ship on any common carrier railroad for the purpose of floating or rafting in any of said~~

waters, any forest products, or use any booming equipment as a part of his operation in securing, rafting or floating forest products, without having plainly impressed or cut in a conspicuous place on each stick or piece of forest products so put into any of the waters of this state or shipped on any common carrier railroad, and on each piece of booming equipment so used, a mark or brand previously registered as required by the terms of this chapter; or,

(2)) Except boom companies and log patrol companies organized as corporations for the purpose of catching or reclaiming and holding or disposing of forest products for the benefit of the owners, and authorized to do business under the laws of this state, who ~~((shall have))~~ has or takes in tow or into ~~((his))~~ custody or possession or under ~~((his))~~ control, without the authorization of the owner of a registered mark or brand thereupon, any forest products or booming equipment having thereupon a mark or brand registered as required by the terms of this chapter, or, with or without such authorization, any forest products or booming equipment ~~((required to))~~ which may be branded under the terms of this chapter with a registered mark or brand and having no registered mark or brand impressed thereupon or cut therein; or,

~~((3))~~ (2) Who ~~((shall))~~ impresses upon or cut in any forest products or booming equipment a mark or brand that is false, forged or counterfeit; or,

~~((4))~~ (3) Who ~~((shall))~~ interferes with, prevents, or obstructs the owner of any registered mark or brand, or his or her duly authorized agent or representative, entering into or upon any tidelands, marshes or beaches of this state or any mill, mill site, mill yard or mill boom or rafting or storage grounds or any forest products or any raft or boom thereof for the purpose of searching for forest products and booming equipment having impressed thereupon a registered mark or brand belonging to him or her or retaking any forest products or booming equipment so found by him or her; or,

~~((5))~~ (4) Who ~~((shall))~~ impresses or cuts a catch brand that ~~((shall))~~ is not ~~((have been))~~ registered under the terms of this chapter upon or into any forest products or booming equipment upon which there is ~~((or should be))~~ a registered mark or brand as ~~((required))~~ authorized by the terms of this chapter or a catch brand, whether registered or not, upon any forest products or booming equipment that ~~((shall))~~ was not ~~((have been))~~ purchased or lawfully acquired by him or her from the owner; ~~((shall be))~~ is guilty of a gross misdemeanor.

Sec. 7. Section 10, chapter 36, Laws of 1957 and RCW 76.36.160 are each amended to read as follows:

The ~~((supervisor of forestry))~~ department shall deposit all moneys received under this chapter in the ~~((log patrol revolving))~~ general fund to be used exclusively for the administration of this chapter by the department.

**NEW SECTION.** Sec. 8. There is added to chapter 154, Laws of 1925 ex. sess. and to chapter 76.36 RCW a new section to read as follows:

(1) All applications for brands, catch brands, renewals, and assignments thereof shall be submitted to and approved by the department prior to use. The department may refuse to approve any brand or catch brand which is identical to or closely resembles a registered brand or catch brand, or is in use by any other person or was not selected in good faith for the marking or branding of forest products. If approval is denied the applicant will select another brand.

The registration for all existing brands or catch brands shall expire on December 31, 1984, unless renewed prior to that date. Renewals or new approved applications shall be for five-year periods or portions thereof beginning on January 1, 1985. On or before September 30, 1984, and September 30th immediately preceding the end of each successive five-year period the department shall notify by mail all registered owners of brands or catch brands of the forthcoming expiration of their brands and the requirements for renewal.

A fee of fifteen dollars shall be charged by the department for registration of all brands, catch brands, renewals or assignments prior to January 1, 1985. Thereafter the fee shall be twenty-five dollars.

Abandoned or canceled brands shall not be reissued for a period of at least one year. The department shall determine the right to use brands or catch brands in dispute by applicants.

(2) The department may adopt and enforce rules and regulations implementing the provisions of this chapter. A violation of any such rule or regulation shall constitute a misdemeanor.

Sec. 9. Section 1, chapter 182, Laws of 1957 and RCW 76.40.010 are each amended to read as follows:

Words and phrases herein used, unless clearly contrary to or inconsistent with the context of this chapter or the section in which used, shall be construed as follows:

(1) "Log Patrol" (~~((includes all activities in connection with the recapture, repossession, and delivery to owners or to boom companies))~~) means any person licensed by the department for the purpose of engaging in the recapture, return, or other disposition of stray logs ((m)) from the waters of this state except activities by the owner of such logs, the transportation agency that towed or transported the booms or cargo from which such stray logs were lost, or any other duly constituted agent of the owner who is attempting immediate recovery of the stray logs;

(2) "Stray logs" means and includes any and all logs, trees, piling, poles, and boom sticks having a merchantable value that are adrift or have been adrift and stranded on beaches, marshes, or ((tidal and shorelands)) tide and shore lands, or that are partially or wholly submerged in the waters

of the state, which have escaped in any manner from the owner or from a transportation agency, from storage or while being transported;

(3) "Person" includes the plural and all corporations foreign and domestic, copartnerships, firms, and associations of persons;

(4) "Boom company" means a company organized and operating under the authority of chapter 76.28 RCW~~((:));~~

(5) "Waters of this state" include any and all bodies of fresh and salt water including all rivers and lakes and their tributaries, harbors, bays, bayous, and marshes within the jurisdiction of the state capable of being used for the transportation or storage of ~~((stray logs))~~ forest products;

(6) "Department" means the Washington state department of natural resources;

(7) "Other equipment" means any mechanized equipment used to recapture stray logs from the waters of this state, its beaches, marshes, beds, and tide and shore lands;

(8) "Merchantable value" means those stray logs that are capable of commanding value singly or in combination with other stray logs when disposed of by the log patrol or the state as provided in RCW 76.40.050.

Sec. 10. Section 2, chapter 140, Laws of 1953 as amended by section 1, chapter 108, Laws of 1955 and RCW 76.40.012 are each amended to read as follows:

~~((ft shall be the duty of))~~ The ~~((supervisor of forestry to))~~ department shall administer and enforce the provisions of this chapter.

Sec. 11. Section 9, chapter 182, Laws of 1957 and RCW 76.40.013 are each amended to read as follows:

The ~~((supervisor of forestry))~~ department may adopt and enforce such reasonable rules and regulations as may be consistent with and necessary to carry out the provisions of this chapter relating to log patrols. Any violation of a rule or regulation prescribed by the ~~((supervisor of forestry))~~ department under this chapter shall be punishable as a misdemeanor.

Sec. 12. Section 1, chapter 116, Laws of 1947 as last amended by section 2, chapter 182, Laws of 1957 and RCW 76.40.020 are each amended to read as follows:

It ~~((shall be))~~ is unlawful for any person~~((; firm, association or corporation))~~ who does not have a valid log patrol license to hold any stray log or to directly or indirectly engage in the activities of a log patrol on or adjacent to the waters of this state, except that area in the state of Washington on the Columbia River above Grand Coulee Dam drained by the Columbia River and its tributaries, and except as hereinafter provided. Nothing in this chapter shall be construed to deprive any person of any right to take non-merchantable unbranded stray logs for his own domestic use.

Sec. 13. Section 3, chapter 116, Laws of 1947 as last amended by section 13, chapter 67, Laws of 1979 ex. sess. and RCW 76.40.030 are each amended to read as follows:

(1) Before any person may engage in log patrol activities ~~((he))~~ that person must ~~((have an existing license from))~~ be licensed by the ~~((state therefor))~~ department. Before any license is issued, the applicant must apply to the department ~~((of natural resources))~~ on a form to be prescribed by ~~((said))~~ the department. The application must contain ~~((the name and address of the applicant or applicants, the name, type, and size of equipment to be used, and the mailing address of the principal place of business at which address process may be served upon the applicant))~~ all information required by the department. Before any license may be issued, the applicant must execute and file with ~~((said))~~ the department, to be approved by it, a surety bond running to the state in the sum of ~~((five))~~ ten thousand dollars, conditioned that the applicant will comply with all the requirements of the laws of the state governing such activities, and will account for all stray logs taken into possession. Each application shall be accompanied by a remittance of ~~((one))~~ five hundred dollars for each boat or ~~((truck))~~ other equipment to be used or operated in such activities by the licensee or agent. All licenses shall expire on June 30th of each even-numbered year following the date of issuance. The department shall issue each applicant a license and shall also issue distinctive stickers or other suitable devices for ~~((each))~~ the piece of equipment listed in the application identifying it as engaged in log patrol activities. ~~((A fee of four dollars shall be paid for each pair of such stickers or devices used:))~~

(2) All moneys received by the department under this chapter ~~((or chapter 76.42 RCW))~~ shall be deposited in the general fund. License fees shall be used exclusively for administration of this chapter by the department.

Sec. 14. Section 4, chapter 116, Laws of 1947 as amended by section 4, chapter 182, Laws of 1957 and RCW 76.40.040 are each amended to read as follows:

It ~~((shall be))~~ is unlawful for any licensee or ~~((his))~~ the licensee's agent to engage in the activities of a log patrol without having at all times displayed on each side of each piece of licensed equipment the distinctive device identifying it as a log patrol issued by the ~~((supervisor of forestry))~~ department.

Sec. 15. Section 5, chapter 116, Laws of 1947 as last amended by section 5, chapter 182, Laws of 1957 and RCW 76.40.050 are each amended to read as follows:

(1) All stray logs ~~((shall, whenever practicable, be returned to the owner or his agent; otherwise they shall be delivered to a boom company or other agency, approved by the supervisor of forestry and which is regularly engaged in the commercial booming business or the marketing of logs and~~

adequately equipped for sorting, rafting and handling of logs loose or in rafts, which maintains such records as are designated by the supervisor of forestry for handling stray logs, and)) may be:

(a) Returned to the owner, if marked or branded, when deemed practical; or

(b) Delivered to a boom company, other agency approved by the department, or the department if so directed; or

(c) Held by the log patrol in a raft or dry land storage at locations approved by the department.

The log patrol shall be entitled to a reasonable compensation, ((not to exceed the maximum herein provided;)) for the recovery and return of such logs, and shall have all the rights incident to a logger's lien therefor((; PROVIDED, That where there is no boom company or other agency, approved by the supervisor of forestry, within reasonable proximity to the place where stray logs are, or may be recovered, the supervisor of forestry is authorized to approve a plan for processing such logs by some other agency to accomplish the purpose herein provided to be performed by such boom companies or other agency;)); PROVIDED, That ((no)) a log patrol shall not take into possession any stray logs including unbranded logs during the time that the owner, ((his)) the owner's agent, or the transportation agency which lost said stray logs, are attempting((, or are awaiting favorable weather conditions, to attempt to recover said)) immediate recovery of the stray logs.

(2) ((A boom company or other agency, approved by the supervisor of forestry, upon receipt of such stray logs, shall give adequate receipt therefor and promptly thereafter shall cause them to be scaled by a log scaling bureau or by an individual log scaler approved by the supervisor of forestry; whose regular and established business is that of scaling logs. A copy of each scale certificate shall immediately be forwarded to the division of forestry and to the log patrol which delivered said logs to such boom company or other agency. Thereafter at least ten days subsequent to the mailing of a detailed sales notice specifying time and place and date of sale to all prospective purchasers requesting such notices such boom company or other agency with reasonable promptness shall offer for sale such stray logs in the open market to the person making the highest offer and from the proceeds pay the log patrol for services performed, a sum which shall not exceed sixty percent of the current selling price of logs of the same grade and type, or fifteen dollars per thousand feet board measure for merchantable logs of number three grade or better, whichever sum is greater, unless written authority for the payment of a higher rate is given in advance by the owner of said stray logs or his agent or unless a different rate is approved by the supervisor of forestry in exceptional cases and on adequate proof of the necessity therefor: PROVIDED, That in the event such stray logs are not of

~~sufficient quantity, or are not located within reasonable proximity to a market conducive to competitive bidding in bringing the highest price therefor, or in the event any raft or small parcel of logs shall contain ten percent by scaled volume or less of stray logs, the said stray logs may be sold by the boom company or other agency approved by the supervisor of forestry pursuant to rules and regulations prescribed for such sales. From such proceeds, the boom company or other approved agency shall deduct the usual and customary handling charges, and at such regular intervals as may be required by the supervisor of forestry commencing after July 1, 1953, and not less frequently than every six months, pay to the owner the balance; PROVIDED, That the net proceeds from unbranded stray logs, and branded stray logs the owner of which cannot be determined by existing records, shall be forwarded to the division of forestry.)) Sales procedure for recovered stray logs shall be as directed by the department. Log patrols shall receive compensation for the services performed of seventy-five percent of the selling price of the logs, unless written permission is first obtained from the stray log owner for a higher rate.~~

Sec. 16. Section 8, chapter 116, Laws of 1947 as amended by section 6, chapter 182, Laws of 1957 and RCW 76.40.070 are each amended to read as follows:

Branded or marked boom sticks and boom chains shall be held by the log patrol, boom company, or approved agency for the owner as identified by the registered brand or mark thereon, and when claimed by the owner the log patrol, boom company, or approved agency shall be entitled to receive reasonable compensation ((not to exceed ten dollars per boom stick and five dollars per boom chain and shall have all the rights incident to a logger's lien therefor)). If there is no agreement between the parties as to the level of compensation for the return of boom sticks or boom chains, the department shall set the level. Upon receipt of such boom sticks, the log patrol, the boom company, or other approved agency shall notify the owner who shall have ((sixty)) thirty days to recover said boom sticks upon payment of such reasonable compensation for its recovery. If the owner fails, neglects, or refuses to claim his boom sticks within such period after notice, they may be sold as stray logs.

Sec. 17. Section 9, chapter 116, Laws of 1947 and RCW 76.40.080 are each amended to read as follows:

Any log patrol having possession of stray logs, boom sticks, or boom chains, except as herein provided shall be presumed to have and hold possession of same with intent to deprive and defraud the owner thereof and such possession shall be prima facie evidence of intent to deprive or defraud.

Sec. 18. Section 11, chapter 116, Laws of 1947 and RCW 76.40.100 are each amended to read as follows:

It (~~shall be~~) is unlawful for any log patrol or any other person (~~(without the consent of the owner,)~~) to take into possession with intent to sell, or for any person to buy boom sticks or chains, or to manufacture boom sticks into lumber or other wooden products without the written consent of the owner.

Sec. 19. Section 14, chapter 116, Laws of 1947 and RCW 76.40.120 are each amended to read as follows:

(1) Every log patrol boom company, or agency designated by the department shall keep, at the place of business listed in its application, open to public inspection, during office hours, such permanent records required by the department as will be a tabulation of its log patrol activities.

(2) The department may at any time examine all records that relate to log patrol activity of any log patrol licensee, boom company, agent, or any person applying for a license.

(3) The department shall have reasonable access to and the right to investigate the place of business of any person who handles, sells, or buys logs pursuant to this chapter.

NEW SECTION. Sec. 20. There is added to chapter 116, Laws of 1947 and to chapter 76.40 RCW a new section to read as follows:

(1) The department may deny an application for a license if the applicant:

(a) Has previously violated the terms of this chapter, its rules, or conditions of any previous permit or approval; or

(b) Has a conflict of interest the department reasonably believes will prevent or hinder the applicant from carrying out the provisions of this chapter; or

(c) In the opinion of the department, does not have the ability to carry out the provisions of this chapter.

(2) The department may revoke or suspend a log patrol license or authority by a boom company or agent to sell stray logs if the licensee, boom company, or agent has violated the provisions of this chapter, the terms of its license, the rules promulgated by the department, approvals for authority to sell to boom companies or designated agencies, or laws which may affect the performance of log patrol activities.

(3) All persons whose application is denied, or whose licenses or authorizations or approvals are revoked or suspended shall be notified by the department of such determination. All such persons have the right within thirty days of receipt of such notice to request a hearing by making a written request to the department.

(4) The department may, where it deems it in the best interest of the state, provide that the revocation or suspension take place immediately pending any hearing. In such a case, if a hearing is properly requested in accordance with this section, the hearing shall be held not more than fifteen days after receipt of the request.

(5) All hearings provided for in this section shall be contested cases under the provisions of chapter 34.04 RCW. Such hearings are the exclusive method to appeal the denials, revocations, or suspensions of the department. Nothing prevents the department from holding informal hearings prior to such denial, revocation, or suspension.

NEW SECTION. Sec. 21. There is added to chapter 116, Laws of 1947 and to chapter 76.40 RCW a new section to read as follows:

The department, when it determines it is necessary for the effective administration and enforcement of this chapter, may:

(1) Set aside areas in any of the waters of the state which shall be closed to log patrol activities. The department may administer such areas by a contract in order to carry out recovery of stray logs including wood debris as provided in chapter 76.42 RCW. All contracts shall be awarded by the department on a competitive bid basis pursuant to procedures specified by the department.

(2) Designate specific sites from which stray logs may be removed from the waters of this state by log patrol licensees, log buyers, boom companies, or agencies designated by the state.

NEW SECTION. Sec. 22. There is added to chapter 116, Laws of 1947 and to chapter 76.40 RCW a new section to read as follows:

The department may enter into agreements with the state of Oregon and its applicable agencies to coordinate log patrol activities on or adjacent to the Columbia river and, to the extent possible, provide for uniform administration and enforcement.

These agreements may include, but are not limited to, record keeping requirements, tagging or marking requirements, auditing and inspection requirements, enforcement procedures including delegation of police powers, license requirements, suspensions or revocations, designations of closed areas, designations of removal sites, and log sale or disposal.

NEW SECTION. Sec. 23. The following acts or parts of acts are each repealed:

(1) Section 3, chapter 154, Laws of 1925 ex. sess., section 1, chapter 36, Laws of 1957 and RCW 76.36.030;

(2) Section 4, chapter 154, Laws of 1925 ex. sess., section 2, chapter 36, Laws of 1957 and RCW 76.36.040;

(3) Section 5, chapter 154, Laws of 1925 ex. sess., section 3, chapter 36, Laws of 1957 and RCW 76.36.050;

(4) Section 1, chapter 216, Laws of 1949, section 9, chapter 36, Laws of 1957 and RCW 76.36.150;

(5) Section 3, chapter 140, Laws of 1953 and RCW 76.40.122;

(6) Section 4, chapter 140, Laws of 1953 and RCW 76.40.124;

(7) Section 5, chapter 140, Laws of 1953, section 6, chapter 108, Laws of 1955 and RCW 76.40.125;

- (8) Section 6, chapter 140, Laws of 1953, section 7, chapter 108, Laws of 1955, section 8, chapter 182, Laws of 1957 and RCW 76.40.127; and
- (9) Section 7, chapter 140, Laws of 1953, section 8, chapter 108, Laws of 1955 and RCW 76.40.128.

Passed the House February 7, 1984.  
 Passed the Senate February 22, 1984.  
 Approved by the Governor March 1, 1984.  
 Filed in Office of Secretary of State March 1, 1984.

CHAPTER 61

[Substitute House Bill No. 1668]

MOTOR VEHICLE FUEL CONTAINING ALCOHOL—DISPENSING DEVICE LABEL REQUIREMENT

AN ACT Relating to motor vehicle fuel containing alcohol; adding a new section to chapter 19.94 RCW; and prescribing penalties.

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

NEW SECTION. Sec. 1. There is added to chapter 19.94 RCW a new section to read as follows:

It is unlawful for any dealer or service station, as both are defined in RCW 82.36.010, to sell ethanol and/or methanol at one percent, by volume, or greater in gasoline for use as motor vehicle fuel unless the dispensing device has a label stating the type and maximum percentage of alcohol contained in the motor vehicle fuel.

Violation of this section is a misdemeanor.

Passed the House February 6, 1984.  
 Passed the Senate February 22, 1984.  
 Approved by the Governor March 1, 1984.  
 Filed in Office of Secretary of State March 1, 1984.

CHAPTER 62

[Substitute House Bill No. 1698]

LICENSE PLATE—ORIGINAL OR RENEWAL—PHASE-IN OF NEW PLATES EXTENDED TO 1989

AN ACT Relating to vehicle license plates; and amending section 1, chapter 72, Laws of 1983 and RCW 46.16.275.

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

Sec. 1. Section 1, chapter 72, Laws of 1983 and RCW 46.16.275 are each amended to read as follows:

On January 1, 1984, the department of licensing shall implement a system for recording the date of issuance of all vehicle license number plates.