

The director shall compute separately the employee and employer amounts that would have been paid from the date of membership service credit to be transferred to the Washington public employees' retirement system. The employee share shall be transferred from the accumulation and/or cash value in the contract(s) attributable to employee contributions made in accordance with the retirement plan. The employer share shall be transferred from the accumulation and/or cash value in the contract(s) attributable to Washington State University contributions made in accordance with the retirement plan: **PROVIDED**, That any deficiency between the employer computed share and the employer accumulation of cash value in the contract(s) shall be paid by the employee to accomplish such transfer of credits prior to January 1, 1981, or prior to retirement, whichever comes first.

NEW SECTION. Sec. 2. There is added to chapter 41.40 RCW a new section to read as follows:

Any person who has been employed in a nonelective position for at least nine months and who has made member contributions required under this chapter throughout such period, shall be deemed to have been in an eligible position during such period of employment.

Passed the Senate February 22, 1980.

Passed the House February 19, 1980.

Approved by the Governor March 10, 1980.

Filed in Office of Secretary of State March 10, 1980.

CHAPTER 113

[Substitute Senate Bill No. 3558]

HERRING FLEET OPPORTUNITY BOARD

AN ACT Relating to herring; and adding a new section to chapter 75.28 RCW.

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

NEW SECTION. Section 1. There is added to chapter 75.28 RCW a new section to read as follows:

With recognition of the efforts of the department of fisheries and of those regulations presently existing for the protection and perpetuation of existing herring stocks in RCW 75.28.390 through 75.28.440, the legislature finds that the existing opportunity to engage in the herring harvest is not equitable.

There is hereby created a five member Herring Fleet Opportunity Board to be appointed by the governor within thirty days after the effective date of this act for terms ending at the conclusion of the 1983 session of the legislature, consisting of two purse seine operators who do not harvest herring in Washington state, two gillnet operators who do not harvest herring in

Washington state, and one Washington department of fisheries representative familiar with the herring resource, for the purpose of creating a more equitable harvesting system. The board shall present to the legislature before the start of the 1981 session its recommendations and evaluation of the regulations pertinent to such herring harvesting. Board member expenses for attendance upon meetings shall be paid out of funds otherwise appropriated for department of fisheries purposes. Department of fisheries staff shall provide the necessary staff assistance and supplies for board operation.

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CHAPTER 114

[Engrossed Senate Bill No. 3565]

DRIVERS' LICENSES—SPECIAL OPERATING SKILLS, INSTRUCTION PERMITS—FEES

AN ACT Relating to motor vehicles; amending section 46.08.100, chapter 12, Laws of 1961 as last amended by section 122, chapter 158, Laws of 1979 and RCW 46.01.140; and amending section 1, chapter 20, Laws of 1967 ex. sess. as last amended by section 1, chapter 126, Laws of 1971 ex. sess. and RCW 46.20.440.

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

Section 1. Section 1, chapter 20, Laws of 1967 ex. sess. as last amended by section 1, chapter 126, Laws of 1971 ex. sess. and RCW 46.20.440 are each amended to read as follows:

It (~~shall be~~) is unlawful for a person to operate upon the public highway any motor-truck, truck-tractor, school bus, (~~private carrier bus~~) auto stage (~~or~~), for-hire vehicle, or private carrier bus as defined by RCW 46.04.310, 46.04.650, 46.04.521, 46.04.050, 46.04.190, and 46.04.416 respectively, found by the director to require special operating skills as hereafter provided, unless the driver (~~shall have~~) has successfully completed an examination, in addition to the examinations in RCW 46.20.130, demonstrating the ability of the driver to operate and maneuver the vehicle or vehicles upon the public highway in a manner not to jeopardize the safety of persons or property: PROVIDED, That this requirement (~~shall~~) does not apply to any person hauling farm commodities from the farm to the processing plant or shipping point, not to exceed a radius of fifty miles from the farm.

The director may issue (~~a temporary~~) an instruction permit to an applicant for a period not to exceed (~~ninety~~) one hundred eighty days. This (~~temporary~~) instruction permit may be renewed for one additional (~~ninety~~) one hundred eighty-day period. The director shall collect a two