

(3) Section 1267, Code of 1881, section 245, chapter 249, Laws of 1909 and RCW 9.76.030; and

(4) Section 6, chapter 241, Laws of 1955 and RCW 9.94.060.

**NEW SECTION.** Sec. 20. If any provision of this 1976 amendatory act, or its application to any person or circumstance is held invalid, the remainder of the act, or the application of the provision to other persons or circumstances is not affected.

**NEW SECTION.** Sec. 21. This 1976 amendatory 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 on July 1, 1976.

Passed the House February 5, 1976.

Passed the Senate February 13, 1976.

Approved by the Governor February 20, 1976.

Filed in Office of Secretary of State February 20, 1976.

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## CHAPTER 39

[House Bill No. 1436]

### ELECTRICIANS—SPECIALTY CERTIFICATES

AN ACT Relating to electricians; amending section 1, chapter 206, Laws of 1973 1st ex. sess. as amended by section 1, chapter 70, Laws of 1975 1st ex. sess. and RCW 18.37.010; amending section 2, chapter 206, Laws of 1973 1st ex. sess. as amended by section 2, chapter 70, Laws of 1975 1st ex. sess. and RCW 18.37.020; amending section 3, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.030; amending section 4, chapter 206, Laws of 1973 1st ex. sess. as amended by section 3, chapter 70, Laws of 1975 1st ex. sess. and RCW 18.37.040; amending section 5, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.050; amending section 6, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.060; amending section 8, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.080; and amending section 9, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.090.

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

Section 1. Section 1, chapter 206, Laws of 1973 1st ex. sess. as amended by section 1, chapter 70, Laws of 1975 1st ex. sess. and RCW 18.37.010 are each amended to read as follows:

Unless a different meaning is plainly required by the context, the following words and phrases as hereinafter used in this chapter shall have the following meaning:

- (1) "Advisory board" means the state advisory board of electricians;
- (2) "Department" means the department of labor and industries;
- (3) "Director" means director of department of labor and industries;
- (4) "Journeyman electrician" means any person who has been issued a certificate of competency by the department of labor and industries as provided in this chapter for the installation of electrical equipment for light, heat, or power.

(5) "Specialty electrician" means anyone who has been issued a specialty certificate of competency by the department of labor and industries.

Sec. 2. Section 2, chapter 206, Laws of 1973 1st ex. sess. as amended by section 2, chapter 70, Laws of 1975 1st ex. sess. and RCW 18.37.020 are each amended to read as follows:

(1) No person shall engage in the business or trade as a journeyman electrician or specialty electrician without having a current certificate of competency issued by the department in accordance with the provisions of this chapter.

(2) The business or trade of electrician, as herein used, shall encompass all acts involving installation or maintenance of the distribution of electricity, except as is hereinafter specifically excluded.

Sec. 3. Section 3, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.030 are each amended to read as follows:

Any person desiring to be issued a certificate of competency as provided in this chapter shall deliver evidence in a form prescribed by the department affirming that said person has had sufficient experience in as well as demonstrated general competency in the electrical trade or electrical specialty so as to qualify him to make an application for a certificate of competency as a journeyman electrician or specialty electrician: PROVIDED, That successful completion of a course of study in the electrical trade as defined by this chapter in the armed services of the United States or at a school accredited by the coordinating council on occupational education shall constitute sufficient evidence of experience and competency to enable such person to make application for a certificate of competency: PROVIDED, FURTHER, That completion of such a course of study shall be substitutable for the practical experience required by RCW 18.37.040 only according to the duration of the course.

In addition to supplying the evidence as prescribed in this section, each applicant for a certificate of competency shall submit an application for such certificate on such form and in such manner as shall be prescribed by the director of the department.

Sec. 4. Section 4, chapter 206, Laws of 1973 1st ex. sess. as amended by section 3, chapter 70, Laws of 1975 1st ex. sess. and RCW 18.37.040 are each amended to read as follows:

Upon receipt of the application and evidence set forth in RCW 18.37.030, the director shall review the same and make a determination as to whether the applicant is eligible to take an examination for the certificate of competency. To be eligible to take the examination the applicant must have worked under the supervision of a journeyman electrician or specialty electrician certified under this law((,or)). A journeyman electrician shall have satisfactorily attended for a minimum of two years and successfully completed an accredited vocational or technical school program related to the electrical trade, or shall furnish written evidence that he has had at least four years practical experience in the wiring for the installation of electrical equipment of light, heat, and power. A specialty electrician shall furnish written evidence that he has had at least two years practical experience in his specialty. No other requirement for eligibility may be imposed. The director shall establish reasonable rules and regulations for the examinations to be given applicants for certificates of competency. In establishing said rules, regulations, and criteria, the director shall consult with the state advisory board of electricians as established in RCW 18.37.100. Upon determination that the applicant is eligible to take the examination, the director shall so notify him, indicating the time and place for taking the same.

Sec. 5. Section 5, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.050 are each amended to read as follows:

The department, in coordination with the advisory board, shall prepare a written examination to be administered to applicants for certificates of competency. The examination shall be so constructed to determine:

(1) Whether the applicant possesses varied general knowledge of the technical information and practical procedures that is identified with the status of journeyman electrician or specialty electrician; and

(2) Whether the applicant is sufficiently familiar with the applicable electrical codes and the administrative rules and regulations of the department pertaining to electrical installations and electricians.

The department shall administer at least twice annually the examination to persons eligible to take the same under the provisions of RCW 18.37.040. All applicants shall, before taking such examination, pay to the department a fifteen dollar fee: PROVIDED, That any applicant taking said examination shall pay only such additional fee as is necessary to cover the costs of administering such additional examination.

The department shall certify the results of said examination, upon such terms and after such period of time as the director, in cooperation with the advisory board, shall deem necessary and proper.

Sec. 6. Section 6, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.060 are each amended to read as follows:

The department shall issue a certificate of competency to all applicants who have passed the examination provided in RCW 18.37.050, and who have otherwise complied with the provisions of this chapter and the rules and regulations promulgated thereto. The certificate shall bear the date of issuance, and shall expire on the first of July immediately following the date of issuance. The certificate shall be renewable annually, upon application, on or before the first of July. An annual renewal fee of fifteen dollars shall be assessed for each certificate: PROVIDED, HOWEVER, That any person, firm or corporation, licensed and bonded pursuant to the provisions of RCW 19.28.120 shall not be assessed and shall not be required to pay the annual renewal fee for certification of competency.

The certificates of competency or permits provided for in this chapter shall grant the holder the right to engage in the work of electrical installation as a journeyman electrician or specialty electrician in accordance with its provisions throughout the state and within any of its political subdivisions without additional proof of competency or any other license or permit or fee to engage in such work.

Sec. 7. Section 8, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.080 are each amended to read as follows:

The department is authorized to grant and issue temporary permits in lieu of certificates of competency whenever an electrician coming into the state of Washington from another state requests the department for a temporary permit to engage in the business and trade of electrical installation as ~~((a journeyman))~~ an electrician during the period of time between filing of an application for a certificate as provided in RCW 18.37.030 and taking the examination provided for in RCW 18.37.050: PROVIDED, That the department is authorized to enter into reciprocal agreements with other states providing for the acceptance of such

states' journeyman certificate of competency or its equivalent when such states requirements are equal to the standards set by this act: AND PROVIDED FURTHER, That no temporary permit shall be issued to:

- (1) Any person who has failed to pass the examination for a certificate of competency;
- (2) Any applicant under this section who has not furnished the department with such evidence required under RCW 18.37.030;
- (3) To any apprentice electrician.

Sec. 8. Section 9, chapter 206, Laws of 1973 1st ex. sess. and RCW 18.37.090 are each amended to read as follows:

- (1) The department may revoke any certificate of competency upon the following grounds:
  - (a) The certificate was obtained through error or fraud;
  - (b) The holder thereof is judged to be incompetent to carry on the business and trade of electrical installations as a journeyman electrician or specialty electrician;
  - (c) The holder thereof has violated any of the provisions of this chapter or any rule or regulation promulgated thereto.

(2) Before any certificate of competency shall be revoked, the holder thereof shall be given written notice of the department's intention to do so, mailed by registered mail, return receipt requested, to said holder's last known address. Said notice shall enumerate the allegations against such holder, and shall give him the opportunity to request a hearing before the advisory board. At such hearing, the department and the holder shall have opportunity to produce witnesses and give testimony. The hearing shall be conducted in accordance with the provisions of chapter 34.04 RCW. The board shall render its decision based upon the testimony and evidence presented, and shall notify the parties immediately upon reaching its decision. A majority of the board shall be necessary to render a decision.

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## CHAPTER 40

[Reengrossed Substitute Senate Bill No. 2088]  
COLUMBIA RIVER SMELT LICENSES—  
WHOLESALE DEALERS BOND OR DEPOSIT

AN ACT Relating to food fish and shellfish; amending section 14, chapter 283, Laws of 1971 ex. sess. and RCW 75.28.081; adding new sections to chapter 75.28 RCW; and prescribing an effective date.

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:

A Columbia river smelt license shall be required for the commercial taking of Columbia river smelt (*T. pacificus*). The fee for such license shall be two hundred