

SESSION LAWS
OF THE
STATE OF WASHINGTON

TWENTY-FOURTH SESSION

Convened January 14, Adjourned March 14

1935

Compiled in Chapters

Under the Direction of **ERNEST N. HUTCHINSON**, Secretary of State, and
Including Two Acts Passed by the People at the General Election,
Held on November 6, 1934, and One Act Initiated by
the People and Passed by the Legislature,
Under the Initiative Provision of
the State Constitution.

Marginal Notes and Index

BY

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PUBLISHED BY AUTHORITY

EXPLANATORY.

The Twenty-fourth Legislature of the State of Washington convened at 12 o'clock noon, January 14, 1935 (being the second Monday in January), and adjourned *sine die* March 14, 1935.

All acts passed by the session, approved by the Governor, take effect ninety days after adjournment, or 12 o'clock, midnight, June 12, 1935, except relief bills, appropriations and other acts declaring an emergency.

ERNEST N. HUTCHINSON,
Secretary of State.

LAWS OF WASHINGTON

PASSED AT THE

Twenty-Fourth Regular Session

1935

CHAPTER 1.

[INITIATIVE MEASURE NO. 77.]

FISH TRAPS AND FISHING REGULATIONS.

(BALLOT TITLE.)

(AN ACT relating to fishing; prohibiting the use of fish traps or other fixed appliances for catching salmon and certain other fish within the waters of the State of Washington; prohibiting the taking or fishing for salmon and certain other fish within a certain area therein defined and created by any means except by trolling, regulating trolling in such area, and permitting the operation of gill nets therein under certain conditions; providing for open and closed seasons, prohibiting drag seines and limiting the length of gill nets in the Columbia River; prescribing penalties; and repealing all laws in conflict therewith.)

AN ACT relating to the taking and catching of fish; prescribing a district within the State of Washington in the waters of which it is made unlawful to take, catch, or fish for any salmon, by any means except by the use of hook and line, setting forth the boundaries of said district, and for licensing the operation, and for the operation of gill nets by certain persons, firms and corporations holding licenses for the use of such gill nets in 1932 or 1933; providing for commercial fishing at certain times and under certain conditions; limiting the length of gill net and prohibiting drag seines in the Columbia River; prohibiting the construction, installation, use, operation or maintenance of any pound net, fish trap, fish wheel, scow fish wheel, set net, or any fixed appliance for the purpose of catching salmon, salmon trout, trout, or steel head; and to repeal all acts or parts of acts in conflict therewith; and prescribing penalties for the violation thereof.

CHAPTER 172.

[S. B. 147.]

SHORT FIREARMS.

AN ACT relating to short firearms and other weapons; defining terms; regulating the sale, possession and use thereof; providing for certain licenses and fixing fees; defining certain crimes and prescribing penalties.

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

SECTION 1. "Short Firearm" as used in this act means any firearm with a barrel less than twelve (12) inches in length. Definitions.

"Crime of Violence" as used in this act means any of the following crimes or an attempt to commit any of the same: Murder, manslaughter, rape, mayhem, first degree assault, robbery, burglary and kidnapping.

SEC. 2. *Committing Crime When Armed.* If any person shall commit or attempt to commit a crime of violence when armed with a pistol, he may in addition to the punishment provided for the crime, be punished also as provided by this act. Committing crime when armed.

SEC. 3. *Being Armed Prima Facie Evidence of Intent.* In the trial of a person for committing or attempting to commit a crime of violence, the fact that he was armed with a pistol and had no license to carry the same shall be prima facie evidence of his intention to commit said crime of violence. Prima facie evidence of intent.

SEC. 4. *Certain Persons Forbidden to Possess Arms.* No person who has been convicted in this state or elsewhere of a crime of violence, shall own a pistol or have one in his possession or under his control. Persons forbidden to possess arms.

SEC. 5. *Carrying Pistol.* No person shall carry a pistol in any vehicle or conceal on or about his person, except in his place of abode or fixed place Carrying pistol.

to be so licensed. The license shall be in triplicate, in form to be prescribed by the state director of licenses, and shall bear the name, address, description and signature of the licensee and the reason given for desiring a license. The original thereof shall be delivered to the licensee, the duplicate shall within seven days be sent by registered mail to the director of licenses and the triplicate shall be preserved for six years, by the authority issuing said license. The fee for such license shall be one dollar (\$1.00) which shall be paid into the state treasury.

SEC. 8. *Delivery to Minors and Others Forbidden.* No person shall deliver a pistol to any person under the age of twenty-one or to one who he has reasonable cause to believe has been convicted of a crime of violence, or is a drug addict, an habitual drunkard, or of unsound mind.

Delivery to
minors and
forbidden
persons.

SEC. 9. *Sales Regulated.* No seller shall deliver a pistol to the purchaser thereof until forty-eight hours shall have elapsed from the time of the application for the purchase thereof, and, when delivered, said pistol shall be securely wrapped and shall be unloaded. At the time of applying for the purchase of a pistol the purchaser shall sign in triplicate and deliver to the seller a statement containing his full name, address, occupation, color, place of birth, the date and hour of application, the caliber, make, model and manufacturer's number of the pistol to be purchased and a statement that he has never been convicted in this state or elsewhere of a crime of violence. The seller shall within six hours after such application, sign and attach his address and forward by registered mail one copy of such statement to the chief of police of the municipality or the sheriff of the county of which the seller is a resident; the duplicate duly signed by the seller shall within seven days be sent by him with his address to the director of licenses; the triplicate he shall

Sales
regulated.

any pistol. Possession of any pistol upon which any such mark shall have been changed, altered, removed, or obliterated, shall be prima facie evidence that the possessor has changed, altered, removed, or obliterated the same.

Exceptions.

SEC. 15. *Exceptions.* This act shall not apply to antique pistols unsuitable for use as firearms and possessed as curiosities or ornaments.

Penalties.

SEC. 16. *Penalties.* Any violation of any provision of this act constitutes an offense punishable by a fine of not more than five hundred dollars (\$500.00) or imprisonment for not more than one year in the county jail or both, or by imprisonment in the penitentiary for not less than one year nor more than ten years.

Partial
invalidity.

SEC. 17. *Constitutionality.* If any part of this act is for any reason declared void, such invalidity shall not affect the validity of the remaining portions of this act.

Short title.

SEC. 18. *Short Title.* This act may be cited as the "Uniform Firearms Act."

Uniform
interpre-
tation.

SEC. 19. *Uniform Interpretation.* This act shall be so interpreted and construed as to effectuate its general purpose to make uniform the law of those states which enact it.

Effective
date.

SEC. 20. *Effective Date.* This act shall take effect on the first day of July, 1935.

Conflicting
statutes
repealed.

SEC. 21. *Certain Acts Repealed.* All laws or parts of laws inconsistent herewith are hereby repealed.

Passed the Senate February 26, 1935.

Passed the House March 14, 1935.

Approved by the Governor March 23, 1935.