

this 1969 amendatory act, section 13 hereof shall remain law unless or until the proposed 1969 education code (HB 58) becomes effective, at which time section 13 hereof shall become void and of no effect and section 14 of this act shall become effective.

NEW SECTION. Sec. 16. If any section, paragraph, sentence, clause, phrase or word of this act should be held to be invalid or unconstitutional, such act shall not affect nor impair the validity or constitutionality of any other section, paragraph, sentence, clause, phrase or word of this act. It is hereby declared that had any section, paragraph, sentence, clause, phrase or word as to which this act is declared invalid been eliminated from the act at the time the same was considered, the act would have nevertheless been enacted with such portions eliminated.

NEW SECTION. Sec. 17. This act is necessary for the immediate preservation of the public peace, health and safety, and for the support of state government and its existing public institutions, and shall take effect immediately.

Passed the Senate May 8, 1969
Passed the House May 9, 1969
Approved by the Governor May 22, 1969
Filed in office of Secretary of State May 22, 1969

CHAPTER 245
[Engrossed Senate Bill No. 172]
PROPERTY TAXES--
CHARITABLE INSTITUTIONS EXEMPTION--REPORTS

AN ACT Relating to tax exemption status of charitable institutions;
and amending section 84.36.040, chapter 15, Laws of 1961 and
RCW 84.36.040.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 84.36.040, chapter 15, Laws of 1961 and
RCW 84.36.040 are each amended to read as follows:

The following property shall be exempt from taxation:

All free public libraries, orphanages, orphan asylums, institutions for the reformation of fallen women, homes for the aged and infirm, and hospitals for the care of the sick, when such institutions

are supported in whole or in part by public donations or private charity, and all of the income and profits thereof are devoted, after paying the expenses thereof, to the purposes of such institutions; and the grounds, together with all real and personal property owned or used as a part of such institutions, whenever such libraries, orphanages, institutions, homes, and hospitals are built and used exclusively for the purposes herein enumerated.

In order to determine whether such libraries, orphanages, institutions, homes, and hospitals are exempt from taxes within the intent of this chapter, the director of ~~((health))~~ revenue shall have access to their books and the superintendent or manager of the library, orphanage, institution, home, or hospital claiming exemption from taxation shall ~~((make-oath-before-the-assessor))~~ file, with the assessor on forms furnished by the director, a signed statement that the income and the receipts thereof, including donations to it, have been applied to the actual expenses of maintaining it, and to no other purpose. He shall also, under oath, make annual report to the department of ~~((health))~~ revenue of its receipts and disbursements ~~((;specifying-in-detail-the-sources-from-which-the-receipts-have-been-derived;-and-the-object-to-which-disbursements-have-been-applied;-and shall-furnish-in-such-report-full-and-complete-vital-statistics-for-the-use-and-information-of-the-department-of-health;-which-may-publish-the-same-in-its-annual-report))~~. Such report shall be made upon a form supplied by the director of revenue on or before the fifteenth day of the fifth calendar month following the close of the accounting period for which the return is required to be filed. The assessor shall remove the tax exemption from the property and assets of any hospital which does not file with the assessor said annual report within forty-five days of the due date. The department of revenue shall make a copy of such report available to other governmental agencies upon request.

A hospital, within the meaning of this section, includes any portion of the hospital building, or other buildings in connection

therewith, used as a nurses' home or as a residence for persons engaged or employed in the operation of the hospital, or operated as a portion of the hospital unit.

Passed the Senate May 6, 1969
Passed the House May 3, 1969
Approved by the Governor May 22, 1969
Filed in office of Secretary of State May 22, 1969

CHAPTER 246
[Senate Bill No. 196]
BUSINESS AND OCCUPATION TAX--
FINANCIAL INSTITUTIONS EXEMPTION

AN ACT Relating to revenue and taxation; exempting certain banks from payment of business and occupation taxes; amending section 82-.04.400, chapter 15, Laws of 1961 as last amended by section 8, chapter 173, Laws of 1965 ex. sess. and RCW 82.04.400; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 82.04.400, chapter 15, Laws of 1961 as last amended by section 8, chapter 173, Laws of 1965 ex. sess. and RCW 82-.04.400 are each amended to read as follows:

This chapter shall not apply to national banks, state banks, trust companies, production credit associations and banks for cooperatives organized under the Farm Credit Act of 1933, mutual savings banks, building and loan and savings and loan associations with respect to their banking, trust, or savings and loan business and to credit companies and corporations with respect to loans made for the purpose of financing the growing, harvesting, processing, storing; and marketing of horticulture and agriculture products but shall apply with respect to their engaging in any other business taxable hereunder, even though such other business is conducted primarily for the purpose of liquidating the assets thereof. This chapter shall also not apply to United States federal housing administration approved mortgagees with respect to their activities of the same type as those hereunder exempted for banks and savings and loan associations.

NEW SECTION. Sec. 2. This 1969 amendatory act is necessary