

A refund shall be made in the manner provided in this section or a credit allowing for the excise tax paid or accrued on all motor vehicle fuel which, after shipment or receipt, shall be destroyed by fire, lightning, flood, wind storm, or explosion, but such destruction must be proved to the complete satisfaction of the director of licenses.

Loss or
destruction,
refund.

Passed the Senate March 11, 1935.

Passed the House March 13, 1935.

Approved by the Governor March 20, 1935.

CHAPTER 110.

[S. B. 217.]

DEPENDENT CHILDREN.

AN ACT relating to and providing for aid to dependent children; prescribing the powers and duties of certain state officers in connection therewith, and providing when the act shall take effect.

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

SECTION 1. For the purpose of this act "dependent children" shall mean children under the age of sixteen in their own homes, in which there is no adult person, other than one needed to care for the child or children, who is able to work and provide the family with a reasonable subsistence compatible with decency and health.

"Dependent
children,"
defined.

SEC. 2. There is hereby adopted a statewide plan for aid to dependent children. Such plan shall be administered by the department of public welfare, through and by means of the division of child welfare, subject to the supervision and control of the governor.

Statewide
plan.

Division of
public
welfare.

SEC. 3. Such aid shall be granted by the director of welfare in such amount as will, when added to the

income of the family, provide it with a reasonable subsistence compatible with decency and health. All disbursements under the provisions of this act for dependent children shall be payable from the state emergency relief fund. The governor shall from time to time allocate from the state emergency relief fund moneys in such amount as he shall determine to be reasonably necessary to effectuate and carry out the purposes of this act. The amount of aid to be granted in each case shall be determined by the director of public welfare upon the basis of need and in view of the peculiar facts and circumstances of each case.

State
emergency
relief
fund.

Determina-
tion of
amount
of aid.

SEC. 4. Whenever the department of public welfare receives an application for aid under this act an investigation and record shall promptly be made of the circumstances of the applicant and his family. The object of such investigation shall be to ascertain all relevant facts bearing upon the condition and circumstances of the applicant and his family in order that the department may determine whether aid should be granted. The department shall have power to issue subpoenas for witnesses, compel their attendance and examine them under oath.

Investiga-
tion of
applicants.

SEC. 5. The director of public welfare shall make full and complete reports to the federal emergency relief administration in accordance with the rules and regulations prescribed by the administrator or by the proper agency having authority in the premises.

Reports.

SEC. 6. To be eligible for aid granted under this act a family with dependent children shall establish to the satisfaction of the director of public welfare that the head of such family has been a resident of the state for a period of one year immediately preceding the date of the application.

Resident
of state,
one year.

SEC. 7. The department of public welfare is hereby designated as the responsible agency for the

administration of the aid provided by this act, and it is authorized and directed to formulate in detail and administer the plan established by this act in such manner that allotments or grants from the federal government may be made available for the support of dependent children. The details of such plan shall be formulated in such manner as to meet with the approval of the federal agency created or designated to administer federal aid to states providing for aid to dependent children.

Department of public welfare responsible for administration.

Federal approval.

SEC. 8. The director of public welfare shall be empowered to promulgate such rules and regulations as shall be necessary to effectuate and carry out the purposes of this act.

Rules and regulations.

SEC. 9. The director of public welfare shall at least within ninety days after the close thereof make a report to the governor for each calendar year stating the total number of dependent children aided during the year, the total number of families aided during the year, the total amount paid in cash, the total number of applications, the number granted, the number denied and such other information as may be deemed pertinent.

Annual report.

SEC. 10. All aid granted under this act shall be inalienable by any assignment or transfer and shall be exempt from levy or execution under the laws of this state.

Exemptions.

SEC. 11. Whenever the masculine pronoun is used in this act, it shall, in proper cases, include the feminine.

Pertains to both sexes.

SEC. 12. The provisions of this act shall not repeal or supersede any existing law providing for public aid to mothers of dependent children, but the aid herein provided for shall be in addition to such other aid, but such other aid shall be taken into consideration by the department in determining the

Act does not repeal or supersede existing law.

amount of aid to which any family shall be entitled under this act.

State accepts
act pending
before U. S.
Congress.

SEC. 13. The state hereby accepts the provisions of that certain act now pending before the congress of the United States entitled "A bill to alleviate the hazards of old age, unemployment, illness, and dependency, to establish a social insurance board in the department of labor, and for other purposes." Formal acceptance of the provisions of such act, relating to allotments to the states for aid to dependent children, if the act is enacted substantially in its proposed form, shall be signified by the governor, in the event that the legislature shall not be in session when the said bill is finally enacted by the congress.

Partial
invalidity.

SEC. 14. If any section, clause or part of this act shall for any reason be declared invalid or unconstitutional, such adjudication shall not be construed to affect the remaining portions of the act.

Date of
effect.

SEC. 15. This act shall take effect July 1, 1935, but only if on said date the bill of congress herein referred to, providing for federal participation in grants of aid to dependent children, has been enacted into law. If said bill is finally enacted subsequent to July 1, 1935, this act shall take effect upon the happening of such event, and the governor, by proclamation issued at once thereafter, shall officially declare this act to be in full force and effect.

Passed the Senate March 10, 1935.

Passed the House March 14, 1935.

Approved by the Governor March 20, 1935.