

## CHAPTER 10.

[S. B. No. 17.]

AMENDING ACT RELATIVE TO PAYMENT OF WITNESS  
FEES TO PUBLIC OFFICERS.

AN ACT to amend an act entitled "An act relating to the payment of witness fees to public officers," approved March 16th, 1901.

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

Amendment.

SECTION 1. That an act relating to the payment of witness fees to public officers, approved March 16th, 1901, be and the same is hereby amended to read as follows:

Salaried officers not to receive fees.

That no state, county, municipal or other public officer within the state of Washington, who receives from the state, or from any county or municipality therein, a fixed and stated salary as compensation for services rendered as such public officer, shall be allowed or paid any per diem for attending or testifying on behalf of the state of Washington, or any county or municipality therein, at any trial or other judicial proceeding, in any state, county or municipal court within this state; nor shall such officer, in any case, be allowed nor paid any per diem for attending or testifying in any state or municipal court of this state, in regard to matters and information that have come to his knowledge in connection with and as a result of the performance of his duties as a public officer as aforesaid:

Proviso.

Provided, this act shall not apply when any deduction shall be made from the regular salary of such officer by reason of his being in attendance upon the Superior Court, but in such cases regular witness fees shall be paid; and further, that if a public officer be subpoenaed and required to appear or testify in judicial proceedings in a county other than that in which he resides, then said public officer shall be entitled to receive per diem and mileage as provided by statute in other cases; and, provided further, that this act shall not apply to police officers when called as witnesses in the superior courts during hours when they are off duty as such officers.

Per diem and mileage.

Proviso.

Passed the Senate February 6, 1903.

Passed the House January 22, 1903.

Approved by the Governor February 17, 1903.