

SEC. 8. An emergency exists and this act shall take effect immediately. Emergency.

Passed by the House March 3, 1911.

Passed by the Senate March 9, 1911.

Approved by the Governor March 17, 1911.

CHAPTER 112.

[H. B. 438.]

RELATING TO HORTICULTURE.

AN ACT relating to horticulture and amending sections 3072, 3080, 3118 and 3129, and repealing section 3131 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington.

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

SECTION 1. That section 3072 of Remington and Ballinger's Annotated Codes and Statutes of Washington, be and the same is hereby amended to read as follows: Section 3072. The state commissioner of horticulture shall maintain an office at Tacoma, Washington, which office shall be kept open from nine o'clock a. m. to twelve o'clock m. and from one p. m. to five p. m. daily except Sundays and legal holidays. [Amending  
§ 3072,  
Rem.-Bal.]

SEC. 2. That section 3080 of Remington & Ballinger's Annotated Codes and Statutes of Washington, be and the same is hereby amended to read as follows: Section 3080. District horticultural inspectors shall have power and it shall be their duty: [Amending  
§ 3080,  
Rem.-Bal.]

(a) To enforce the provisions of all laws relating to horticulture, within their respective districts;

(b) To arrange for and hold institutes and meetings of horticulturists for the discussion of horticultural subjects and the dissemination of information as to horticultural questions, and for the demonstration of methods of preventing the diseases of or pests injurious to horticultural plants and fruits, and of curing and removing the same; Meetings.

- (c) To inspect orchards, nurseries, nursery stock, fruit, horticultural products, supplies, packing houses, warehouses and other places where fruit is packed, stored or shipped; also vines, ornamental shrubs and bushes, as well as other trees and property, for the purpose of ascertaining whether the same is infected with any disease or pests injurious to fruit trees or fruit, and of taking steps to disinfect the same and prevent the spread thereof; and, for that purpose, shall have free access to orchards, nurseries, packing houses, storage houses and any other place at all times;
- (d) To require the disinfection of all trees, ornamental shrubbery, orchards, nurseries or nursery stock, fruit packing houses or other places infected with any pests, fungi or disease injurious to the horticultural industry of the State of Washington;
- (e) Inspect and examine orchards, fruit, nursery stock, and other horticultural plants and products at the request of the owner thereof for the existence of any disease or pest thereof, and report to the applicant the result of such investigation and prescribe proper remedies therefor;
- (f) Prevent the shipping and sale of infected fruit, except for canning, preserving or jellying or the making of cider or manufacture of other by-products within the State of Washington, and under such rules and regulations as may be established by the state commissioner of horticulture, and the delivery, sale, planting and shipping of infected nursery stock, trees, and other horticultural products and supplies, by notifying the owner thereof or the person having the same in charge, and requiring the proper disinfection of the same;
- (g) To disinfect, or cause to be disinfected, orchards, nursery stock, trees, fruit and other horticultural products and supplies, in case the owner or person having the same in charge, shall not do so after notice; and, in case of trees, fruits, etc., which cannot be properly disinfected, to destroy the same, or cause to be destroyed;

Inspect  
for pests.

Free access.

Require  
disinfection.

Examine  
and report.

Prevent  
shipping.

Disinfect  
and destroy.

(h) To sort and repack, or cause to be sorted and repacked, infected fruit, if the owner thereof, or the person having same in charge shall not do so after notice;

Sort and repack.

(i) Prevent the introduction and spread of diseases of or pests injurious to fruit trees and horticultural plants, fruit and other products, and to prescribe and specify the means and methods to be employed for the disinfection of trees, fruit and horticultural products; and

(j) To issue certificates of inspection to nurserymen and tree dealers on stock inspected.

Issue certificates.

SEC. 3. That section 3118 of Remington & Ballinger's Annotated Codes and Statutes of Washington, be and the same is hereby amended to read as follows:

[Amending § 3118, Rem.-Bal.]

"The state commissioner of horticulture shall have the power to temporarily transfer district horticulture inspectors or their assistants from one district to another, as he may deem necessary to the performance of his duties."

Transfer inspectors.

SEC. 4. That section 3129 of Remington and Ballinger's Annotated Codes and Statutes of Washington, be and the same is hereby amended to read as follows: Section 3129. There is hereby created a fund in the hands of the state treasurer to be known as the "horticultural fund," from which shall be paid the salaries, compensation and expenses of district inspectors and their assistants, and into which funds shall be paid all fines imposed and collected and all inspection and license fees imposed or collected under the provisions of this act, and such appropriations as are made by the legislature of the State of Washington.

[Amending § 3129, Rem.-Bal.]

SEC. 5. That section 3131 of Remington and Ballinger's Annotated Codes and Statutes of Washington, be and the same is hereby repealed.

[Repealing § 3131, Rem.-Bal.]

SEC. 6. Nothing in this act shall be construed as affecting any taxes heretofore imposed under existing laws or as relieving any county or tax payer from the liability for such tax; nor shall this act be construed as prohibiting any county from making expenditures for the salaries and expenses of an additional assistant district inspector for such county, such assistants to be under the direction and con-

Not to affect existing laws.

trol of the state horticultural commissioner in all respects as other assistant district inspectors, and each county of the state is hereby authorized to make expenditures for the purposes herein specified.

Passed by the House March 3, 1911.

Passed by the Senate March 9, 1911.

Approved by the Governor March 17, 1911.

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### CHAPTER 113.

[H. B. 173.]

#### AUTHORIZING BOARD OF REGENTS TO PURCHASE ADDITIONAL LANDS.

AN ACT authorizing the board of regents of the State College of Washington to purchase certain lot or lots of land adjoining or near to the college campus.

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

SECTION 1. That the board of regents of the State College be and hereby is authorized to purchase a certain lot or lots of land near to or adjoining the college campus, from any funds belonging to or appropriated for said institution.

Passed by the House March 7, 1911.

Passed by the Senate March 9, 1911.

Approved by the Governor March 17, 1911.

Authority  
to buy.