

CHAPTER 167.

[S. B. 141.]

LAW LIBRARIES.

AN ACT to establish law libraries in counties of the first, second and third classes and providing for the maintenance and use thereof, and amending sections 8254-1 and 8254-3 of Remington's 1927 Supplement and adding to chapter 3, title LIII of Remington's 1927 Supplement new sections to be known as sections 8254-4, 8254-5, 8254-6, 8254-7 and 8254-8.

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

Amends
§ 8254-1 Rem.
1927 Sup.

SECTION 1. That section 8254-1 of Remington's 1927 Supplement be amended to read as follows:

County law
library.

Section 8254-1. In each county of the first, second and third classes there shall be a county law library which shall be governed and maintained as hereinafter provided.

Amends
§ 8254-3 Rem.
1927 Sup.

SEC. 2. That section 8254-3 of Remington's 1927 Supplement be amended to read as follows:

Additional
fees in civil
actions.

Section 8254-3. In every civil action hereafter commenced in the superior courts of the counties in which this act is applicable, there shall be paid to the clerk of the court, in addition to other fees required by law, by the plaintiff or person instituting the action, when the case is entered in the courts, or when the first paper on his part is filed therein, a fee of one dollar, and by the defendant, or other adverse party and by an intervenor or by groups of two or more defendants, or other adverse parties or intervenors, appearing separately from the others, when his or their first appearance is entered in the case or when his or their first paper is filed therein a fee of one dollar, such fee to be costs in the case and taxable as such. The clerk shall pay the same into the county treasury where they shall go into the law library fund and be expended in the man-

Law library
fund.

ner provided in section 8254-5: *Provided*, That whenever in the judgment of the board of trustees said fund shall have assumed sufficient proportions for all present needs, the taxing of said fees as in this section provided may be discontinued, in which event said board of trustees of said county will file with the county clerk of said county a written resolution to that effect, and thereafter said county clerk shall cease to tax said fees until such time as such resolution is properly rescinded by said trustees, whereupon said fees shall again be taxed as herein provided.

Tax discontinued.

SEC. 3. That there shall be added to chapter 3, title LIII of Remington's 1927 Supplement, new sections to be known as sections 8254-4, 8254-5, 8254-6, 8254-7 and 8254-8, as follows:

Adds
§ 8254-4, 5, 6,
7, 8 to ch. 3,
title LIII,
Rem. 1927
Sup.

Section 8254-4. There shall be in every such county a board of law library trustees consisting of five members to be constituted, as follows: Chairman of the board of county commissioners shall be *ex officio* trustee and the judges of the superior court of the county shall choose one of their number, and the members of the county bar association (or if there be no bar association, then the lawyers of said county) shall choose three of their number to be trustees. The term of office of a member of the board who is a judge, shall be for as long as he continues to be a judge, and the term of a member who is from the bar shall be four years. Vacancies shall be filled as they occur and in the manner above directed. The office of trustee shall be without salary or other compensation. The board shall elect one of their number president, and one as secretary, or if a librarian is appointed the librarian shall act as secretary. Meetings shall be held at least once a year and as much oftener and at such times as may be prescribed by rule.

Board of trustees:

Members of.

Powers of. Section 8254-5. The board of law library trustees shall have power:

1. To make and enforce rules for their own procedure and for the government, care and use of the library and for the guidance of employees.

2. To remove any trustee, except an *ex officio* trustee, for neglect to attend the meetings of the board.

3. To employ a librarian and assistants if necessary, and to prescribe their duties, fix their compensation and remove them at will.

4. To purchase books, periodicals and other property suitable for the library and to accept gifts and bequests of money and property for the library and to sell property which is unsuitable or not needed for the library.

5. To examine and approve for payment claims and demands payable out of the county law library fund.

Report of.

Section 8254-6. The board of law library trustees shall on or before the first Monday of September of each year make a report to the board of county commissioners of said county, giving the condition of their trust and a full statement of property received and how used, number of books and other publications on hand, the number added by purchase, gift or otherwise during the preceding year, the number lost or missing, and such other information as may be of public interest, together with a financial report of all receipts and disbursements of money.

Provision of room.

Section 8254-7. The board of county commissioners of each county to which this act is applicable, shall upon demand by the board of law library trustees, provide a room suitable for the law library, adequately heated, lighted, and janitor service.

Section 8254-8. The use of the county law library shall be free to the judges of the state, to

state and county officials, and to members of the bar, and to such others as the board of trustees may by rule provide. Use of library free.

Passed the Senate February 9, 1933.

Passed the House March 8, 1933.

Approved by the Governor March 18, 1933.

CHAPTER 168.

[S. B. 165.]

HIGHWAYS.

AN Act relating to the laying out, construction and/or improvement of certain public highways; providing for the distribution of revenues made available therefor, and amending section 5 of chapter 41, of the Laws of 1933.

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

SECTION 1. That section 5 of chapter 41 of the Laws of 1933 be amended to read as follows: Amends § 5, ch. 41, Laws of 1933.

Section 5. Said excise tax of one cent additional per gallon shall be paid on or before the fifteenth of each month to the state treasurer of the State of Washington, who shall issue a receipt therefor, and on the next business day after the receipt of any such excise taxes, deposit in the state treasury the balance of monies received for such excise taxes remaining on hand at the close of the preceding business day, after making all deductions and refunding all overpayments and all other sums required to be refunded by law in the following manner: Such balance to be placed in a fund which is hereby created in the state treasury, to be known as the lateral highway fund, to the credit of each county of the state in the following manner: For the period ending July 1, 1933, one-half of such fund to be credited and divided equally among all the Excise tax.

Lateral highway fund: Disposition of.