

parts of acts inconsistent with this act are hereby repealed.

Passed the House February 22, 1935.

Passed the Senate March 12, 1935.

Approved by the Governor March 20, 1935.

CHAPTER 120.

[H. B. 271.]

AUTO TRANSPORTATION COMPANIES.

AN ACT defining the term "auto transportation company" and amending section 6387, subdivision (d), of Remington's Revised Statutes of Washington.

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

SECTION 1. That section 6387, subdivision (d) of Remington's Revised Statutes of Washington be and the same is hereby amended to read as follows:

Amends § 6387, sub-div. (d), Rem. Rev. Stat.

(a) The term "corporation" when used in this act means a corporation, company, association or joint stock association.

Defining "Corporation."

(b) The term "person" when used in this act means an individual, a firm [firm] or a copartnership.

"Person."

(c) The term "commission" when used in this act means the public service commission of the State of Washington, or the director of public works or such other board or body as may succeed to the powers and duties now held by the public service commission.

"Commission."

(d) The term "auto transportation company" when used in this act means every corporation or person, their lessees, trustees, receivers or trustees appointed by any court whatsoever, owning, controlling, operating or managing any motor propelled vehicle not usually operated on or over rails used in

"Auto transportation company."

the business of transporting persons, and, or, property for compensation over any public highway in this state between fixed termini or over a regular route, and not operating exclusively within the incorporated limits of any city or town: *Provided*, That the term "auto transportation company," as used in this act, shall not include corporations or persons, their lessees, trustees, receivers or trustees appointed by any court whatsoever in so far as they own, control, operate or manage taxicabs, hotel buses, school buses, motor-propelled vehicles, operated exclusively in transporting agricultural, horticultural, or dairy or other farm products from the point of production to the market, or any other carrier which does not come within the term "auto transportation company" as herein defined.

Shall not include.

No portion of this section shall apply to persons operating motor vehicles when operated wholly within the limits of incorporated cities or towns under a franchise granted by a city prior to the enactment of this law, and for a distance not exceeding three (3) road miles beyond the corporate limits of the city or town in Washington in which the original starting point of such vehicle is located, and which operation either alone or in conjunction with another vehicle or vehicles is not a part of any journey beyond said three-mile limit.

Section shall not apply to.

(e) The term "public highway" when used in this act means every street, road, or highway in this state.

"Public highway."

(f) The words "between fixed termini or over a regular route," when used in this act, mean the termini or route between or over which any auto transportation company usually or ordinarily operates any motor-propelled vehicle, even though there may be departure from said termini or route, whether such departures be periodic or irregular. Whether or not any motor-propelled vehicle is operated by

"Between fixed termini or over a regular route."

any auto transportation company "between fixed termini or over a regular route" within the meaning of this act shall be a question of fact and the finding of the "commission" thereon shall be final and shall not be subject to review.

Passed the House March 10, 1935.

Passed the Senate March 13, 1935.

Approved by the Governor March 20, 1935.

CHAPTER 121.

[H. B. 277.]

VOLUNTEER FIREMEN'S RELIEF AND COMPENSATION FUND.

AN ACT relating to and creating a fund in the State Treasury to be known as the Volunteer Firemen's Relief and Compensation Fund, designating the duties of certain officials; providing for relief and compensation for volunteer firemen; creating a Board of Trustees in each municipality for the maintenance and distribution of said fund; empowering municipalities to limit the membership of said volunteer fire departments, and requiring medical and physical examinations for members of said fire departments.

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

Creation of fund.

Shall consist of.

Tax on insurance premiums.

SECTION 1. There is hereby created and set aside in the state treasury a fund to be known as the volunteer firemen's relief and compensation fund, for injured volunteer firemen, their widows and orphans. Said fund shall consist of all bequests, fees, gifts, emoluments or donations given or paid to the volunteer firemen's relief and compensation fund, and an annual fee of two (\$2.00) dollars for each regular member of such volunteer fire department, such municipality to pay such fee; and an annual fee of one (\$1.00) dollar to be paid by each regular member of such volunteer fire department; and ten (10) per cent of all monies received by the State of Wash-