

CHAPTER 139.

[H. B. 552.]

KEEPING AND DEPOSIT OF PUBLIC FUNDS.

AN ACT relating to depositaries for public funds and amending sections 5548, 5549 and 5551, Remington's Revised Statutes.

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

Amends
§ 5548, Rem.
Rev. Stat.

SECTION 1. That section 5548, Remington's Revised Statutes, be amended to read as follows:

Approval
of state
finance
committee.

State
depositaries.

Section 5548. Any national or state banking corporation, or other incorporated bank, or branch banks or branches thereof, duly authorized to do business within the State of Washington, which shall be approved by the state finance committee, may, upon depositing the security as hereinafter provided, and upon the compliance with all other requirements of law, become a state depository; and no state funds shall be deposited in any institution other than a state depository. The record of the proceedings of said committee shall be kept in the office of the state auditor, and a duly certified copy thereof, or any part thereof, shall be admissible in evidence in any action or proceedings in any court of this state.

Amends
§ 5549, Rem.
Rev. Stat.

SEC. 2. That section 5549, Remington's Revised Statutes, be amended to read as follows:

Deposit
collateral.

Bonds:
Contents of.

Section 5549. Every state depository, before it shall be entitled to receive any state moneys, shall deposit with the state treasurer securities hereinafter enumerated as collateral and pledge for the payment on demand to him or his order, free of exchange at any place designated by him, of all such moneys deposited with it and of interest thereon at the rate fixed by the state finance committee, if there has been no default in the payment of principal or interest thereon; (1) bonds, notes or other obliga-

tions constituting a general obligation of the United States, or any state thereof, or of the home owners loan corporation, a corporation organized under and by virtue of authority created in H. R. 5240, designated the Home Owners Loan Act of 1933, passed by the Congress of the United States, or for the bond of any other corporation which is or may be created by the United States as a governmental agency or instrumentality, or any other bond issued by the State of Washington; (2) direct and general obligation bonds, notes or warrants issued by any county, city, school district or port district of the State of Washington or of any other state of the United States having the power to levy taxes for the payment of principal and interest thereof; (3) bonds of any municipality of the State of Washington for the payment of which the entire revenues of the city's water system, power and light system, or both, less maintenance and operating costs, are irrevocably pledged, even though such bonds are not general obligations of such city; (4) domestic railway, industrial and public utility bonds currently quoted on the New York stock exchange; and (5) local improvement bonds and warrants issued under chapter 26 of Title 60 of this code (Rem. 1927, Sup. 9351-1, *et seq.*): *Provided, however,* That the state finance committee may accept from any depository a good and sufficient bond of a surety company authorized to do business in this state, to be approved by said finance committee, as security and pledge for the payment on demand to the state treasurer or his order, free of exchange, at any place in this state designated by said treasurer, of all such moneys deposited with it, and of interest thereon at the rate fixed by said state finance committee, which bond shall be at least equal to the amount of the moneys to be received by said depository of said state.

General obligation bonds of U. S. or states.

Home Owner's Loan Corporation.

Direct and general obligation bonds.

Municipality bonds.

Public utility bonds.

Local improvement bonds.

Bonds of a surety company.

Investigation of applicant.

The finance committee may require the state auditor or the supervisor of banking to thoroughly investigate and report to it concerning the condition of any bank which makes application to become a state depository, and may also as often as it deems necessary require such investigation and report concerning the condition of any bank which may have been designated as such depository, the expense of such investigation to be borne by the depository examined.

Amends § 5551, Rem. Rev. Stat.

SEC. 3. That section 5551, Remington's Revised Statutes, be amended to read as follows :

State treasurer.

Section 5551. The state treasurer may deposit with any depository which has fully complied with all requirements of law any state moneys in his hands or under his official control not exceeding the limit herein prescribed, and any sum so on deposit shall be deemed to be in the state treasury, and such treasurer shall not be liable to [for] any loss thereof resulting from the failure or default of any such depository without fault or neglect on his part or on the part of his assistants or clerks. The amount at any time on deposit with any depository shall not exceed the actual paid-up capital and surplus, and in the case of branch banks or branches as depositories, not to exceed in the aggregate the capital and surplus of the parent bank, but in no case exceeding ninety per cent of the value of the securities deposited by it, described in subdivision (1) in section 5549, nor seventy-five per cent of the value of the securities described in subdivisions (2), (3), (4) and (5) of section 5549, nor the amount prescribed by the state finance committee, if any be prescribed: *Provided, however,* That the aggregate amount of money so on deposit at any time may equal ninety per cent of the value of the securities deposited, described in subdivision (1) of section 5549, and/or seventy-five per cent of the value of the securities deposited de-

Not liable for loss.

Limit of amount on deposit.

scribed in subdivisions (2), (3), (4) and (5) of section 5549, and: *Provided*, That in the event repayment of deposits in any such depository is insured by the federal deposit insurance corporation, or by any other corporation, agency or instrumentality organized under and acting under and pursuant to the laws of the United States of America, and authorized to insure the repayment of bank deposits, said depository shall be required to deposit securities only to the amount necessary to secure the excess of the moneys on deposit with it over the amount covered by such insurance.

Repayment
of deposits.

Passed the House March 11, 1935.

Passed the Senate March 14, 1935.

Approved by the Governor March 20, 1935.

CHAPTER 140.

[S. B. 118.]

AGRICULTURAL AND VEGETABLE SEEDS.

AN ACT relating to agricultural and vegetable seeds and amending sections 9, 10 and 16 of chapter 183 of the Laws of 1919 as amended, and section 8 of chapter 153 of the Laws of 1921, and repealing chapter 166 of the Laws of 1929, and making an appropriation for administrative expenses.

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

SECTION 1. That section 9 of chapter 183 of the Laws of 1919, as amended by section 3 of chapter 153 of the Laws of 1921, as amended by section 2 of chapter 137 of the Laws of 1923 (section 2818 of Remington's Revised Statutes) be amended to read as follows:

Amends
§ 9, ch. 183,
Laws of
1919, as
amended.

Section 9. No person shall sell, offer or expose for sale or distribution for the purpose of seeding, any agricultural seeds as herein defined, which shall

Regulation
of sale of
seeds.