

SEC. 27. EMERGENCY CLAUSE. This act is necessary for the immediate preservation of the public peace, health, and safety, support of the state government and its existing public institutions and shall take effect immediately.

Effective immediately.

Passed the Senate February 2, 1939.

Passed the House February 22, 1939.

Approved by the Governor February 24, 1939.

CHAPTER 24.

[S. B. 80.]

HOUSING COOPERATION LAW.

AN ACT authorizing cities, towns, counties, and other public bodies and subdivisions to aid housing projects of housing authorities or of the United States of America by conveying or dedicating property, by furnishing parks, playgrounds, streets, roads, water, sewer or drainage facilities and other improvements and facilities, by exercising certain other powers and by making agreements relating to such aid; authorizing cities, towns, counties and other public bodies and subdivisions to purchase bonds of housing authorities, to make agreements respecting the exercise of their powers relating to the remedying or elimination of unfit dwellings, and to make agreements relating to payments by housing authorities; authorizing certain cities, towns and counties to pay moneys to housing authorities; and declaring an emergency.

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

SECTION 1. SHORT TITLE. This act may be referred to as the "Housing Cooperation Law." Title.

SEC. 2. FINDING AND DECLARATION OF NECESSITY. Purpose.
It has been found and declared in the Housing Authorities Law that there exist in the state unsafe and insanitary housing conditions and a shortage of safe and sanitary dwelling accommodations for persons of low income; that these conditions necessitate excessive and disproportionate expenditures of public

funds for crime prevention and punishment, public health and safety, fire and accident protection, and other public services and facilities; and that the public interest requires the remedying of these conditions. It is hereby found and declared that the assistance herein provided for the remedying of the conditions set forth in the Housing Authorities Law constitutes a public use and purpose and an essential governmental function for which public moneys may be spent, and other aid given; that it is a proper public purpose for any state public body to aid any housing authority operating within its boundaries or jurisdiction or any housing project located therein, as the state public body derives immediate benefits and advantages from such an authority or project; and that the provisions hereinafter enacted are necessary in the public interest.

Definitions.

SEC. 3. DEFINITIONS. The following terms, whenever used or referred to in this act shall have the following respective meanings, unless a different meaning clearly appears from the context:

(a) "Housing authority" shall mean any housing authority created pursuant to the Housing Authorities Law of this state.

(b) "Housing project" shall mean any work or undertaking of a housing authority pursuant to the Housing Authorities Law or any similar work or undertaking of the Federal government.

(c) "State public body" shall mean any city, town, county, municipal corporation, commission, district, authority, other subdivision or public body of the state.

(d) "Governing body" shall mean the council, the commission, board of county commissioners or other body having charge of the fiscal affairs of the state public body.

(e) "Federal government" shall include the United States of America, the United States Housing

Authority, or any other agency or instrumentality, corporate or otherwise, of the United States of America.

SEC. 4. COOPERATION IN UNDERTAKING HOUSING PROJECTS. For the purpose of aiding and cooperating in the planning, undertaking, construction or operation of housing projects located within the area in which it is authorized to act, any state public body may upon such terms, with or without consideration, as it may determine:

Housing projects.

(a) Dedicate, sell, convey or lease any of its interest in any property, or grant easements, licenses or any other rights or privileges therein to a housing authority or the Federal government;

(b) Cause parks, playgrounds, recreational, community, educational, water, sewer or drainage facilities, or any other works which it is otherwise empowered to undertake, to be furnished adjacent to or in connection with housing projects;

(c) Furnish, dedicate, close, pave, install, grade, regrade, plan or replan streets, roads, roadways, alleys, sidewalks or other places which it is otherwise empowered to undertake;

(d) Plan or replan, zone or rezone any part of such state public body; make exceptions from building regulations and ordinances; any city or town also may change its map;

(e) Cause services to be furnished to the housing authority of the character which such state public body is otherwise empowered to furnish;

(f) Enter into agreements with respect to the exercise by such state public body of its powers relating to the repair, elimination or closing of unsafe, insanitary or unfit dwellings;

(g) Employ (notwithstanding the provisions of any other law) any funds belonging to or within the control of such state public body, including funds

derived from the sale or furnishing of property or facilities to a housing authority, in the purchase of the bonds or other obligations of a housing authority; and exercise all the rights of any holder of such bonds or other obligations;

(h) Do any and all things, necessary or convenient to aid and cooperate in the planning, undertaking, construction or operation of such housing projects;

(i) Incur the entire expense of any public improvements made by such state public body in exercising the powers granted in this act;

(j) Enter into agreements (which may extend over any period, notwithstanding any provision or rule of law to the contrary), with a housing authority respecting action to be taken by such state public body pursuant to any of the powers granted by this act. Any law or statute to the contrary notwithstanding, any sale, conveyance, lease or agreement provided for in this section may be made by a state public body without appraisal, advertisement or public bidding: *Provided*, There must be 5 days public notice given either by posting in three public places or publishing in the official county newspaper of the county wherein the property is located; and

(k) With respect to any housing project which a housing authority has acquired or taken over from the Federal government and which the housing authority by resolution has found and declared to have been constructed in a manner that will promote the public interest and afford necessary safety, sanitation and other protection, no state public body shall require any changes to be made in the housing project or the manner of its construction or take any other action relating to such construction.

Lieu of taxes.

SEC. 5. AGREEMENTS AS TO PAYMENTS BY HOUSING AUTHORITY. In connection with any housing project

located wholly or partly within the area in which it is authorized to act, any state public body may agree with a housing authority or the Federal government that a certain sum (in no event to exceed the amount last levied as the annual tax of such state public body upon the property included in said project prior to the time of its acquisition by the housing authority) or that no sum, shall be paid by the authority in lieu of taxes for any year or period of years.

SEC. 6. **ADVANCES TO HOUSING AUTHORITY.** Any city, town, or county located in whole or in part within the area of operation of a housing authority shall have the power from time to time to lend or donate money to such authority or to agree to take such action. Such housing authority, when it has money available therefor, shall make reimbursements for all such loans made to it. Advances.

SEC. 7. **PROCEDURE FOR EXERCISING POWERS.** The exercise by a state public body of the powers herein granted may be authorized by resolution of the governing body of such state public body adopted by a majority of the members of its governing body present at a meeting of said governing body, which resolution may be adopted at the meeting at which such resolution is introduced. Such a resolution or resolutions shall take effect immediately and need not be laid over or published or posted. Exercise of powers.

SEC. 8. **SUPPLEMENTAL NATURE OF ACT.** The powers conferred by this act shall be in addition and supplemental to the powers conferred by any other law.

SEC. 9. **SEVERABILITY.** Notwithstanding any other evidence of legislative intent, it is hereby declared to be the controlling legislative intent that if any provision of this act, or the application thereof to any person or circumstances, is held invalid, the Partial invalidity.

remainder of the act and the application of such provision to persons or circumstances other than those as to which it is held invalid, shall not be affected thereby.

Effective
immediately.

SEC. 10. EMERGENCY CLAUSE. This act is necessary for the immediate preservation of the public peace, health, and safety, support of the state government and its existing public institutions and shall take effect immediately.

Passed the Senate February 2, 1939.

Passed the House February 22, 1939.

Approved by the Governor February 24, 1939.

CHAPTER 25.

[S. S. B. 47.]

OLD AGE ASSISTANCE.

AN ACT relating to old age assistance, prescribing the maximum amount thereof, amending section 4, chapter 182, Laws of 1935, as amended by section 2, chapter 156, Laws of 1937, defining the eligibility of persons entitled thereto and the basis for determining the amount of such assistance to be given in individual cases, barring certain claims and judgments as valid claims and judgments against the state and its political subdivisions, and declaring an emergency.

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

Intent.

SECTION 1. DECLARATION OF INTENT. The legislature hereby expressly declares its intent to be that the old age assistance authorized to be granted to individuals by chapters 156 and 180, Laws of 1937, or their antecedent acts, shall not be available to persons as a matter of right but rather that such old age assistance shall be available only to persons who are in need thereof as that term is hereinafter in this act defined. The State of Washington hereby disclaims liability for any and all claims heretofore