

CHAPTER 10.

[S. B. 34.]

ESTABLISHMENT OF WESTERN STATE
CUSTODIAL SCHOOL.

AN ACT relating to state government and state institutions; providing for the establishment of a public institution for the care, confinement, training and employment of defective and feeble-minded persons to be known as the Western State Custodial School; providing for the selection and purchase of a site therefor; creating a state fund to be known as the Western State Custodial School Revolving Fund, making appropriations and declaring an emergency.

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

SECTION 1. For the purposes of this act: (a) The term "department" means the Department of Finance, Budget and Business of the State of Washington; (b) the term "institution" means the Western State Custodial School; (c) the term "director" means the Director of the Department of Finance, Budget and Business; (d) the term "superintendent" means the Superintendent of the Western State Custodial School.

"Department."

"Institution."

"Director."

"Superintendent."

SEC. 2. A public institution is hereby established to be known as the Western State Custodial School for the care, confinement, training and employment of defective and feeble-minded persons of the State of Washington.

Institution established.

SEC. 3. The object aimed at in the said institution shall be such care, training and employment of those committed thereto as to render them more useful and happy and tend to make them as nearly self-supporting as their level of intelligence may permit.

Object.

SEC. 4. The said institution may manufacture building materials, clothing, equipment, utensils, and other articles needed and required in said institution or by any other public or semi-public insti-

Manufacture of products.

Farm
produce.

tution in the State of Washington. It may also produce agricultural, dairy, poultry and other farm products for use of such institutions and may sell or exchange under such regulations as may be prescribed by the department any surplus manufactured articles or products produced.

Moneys
received.

SEC. 5. All monies received from the sale of articles, supplies or produce as provided in section four of this act shall be paid into the state treasury and placed in the Western State Custodial School Revolving Fund hereinafter created.

Location of
institution.

SEC. 6. The location of said institution shall be in western Washington, the exact site to be determined and selected by a commission as in this act provided.

Management.

SEC. 7. The said institution shall be under the management and direction of the Department of Finance, Budget and Business, the same as other state institutions and, in all respects, subject to the law creating said department and rules and regulations adopted pursuant thereto.

Who
admitted.

SEC. 8. The said institution shall be free to residents of the State of Washington who are between the ages of six and twenty-one years who, by reason of defective intellect, are rendered unable to acquire an education and/or training in the common schools: *Provided*, That they are free from loathsome or contagious diseases: *Provided, also*, That children who are idiotic, epileptic, or afflicted in any particular that renders them unfitted for companionship with other children, may be segregated and admitted at the State Custodial School located at Medical Lake, Washington, under such general rules and regulations as may be prescribed by said department.

Application
for admit-
tance.

SEC. 9. Admission may be applied for as follows: First, by the father or mother, if father and mother are living together. Second, if the father

and mother are not living together, then by the one having custody of the child. Third, by the guardian duly appointed. Fourth, by the superintendent or other officer having charge of any institution or asylum where the children are cared for. Fifth, by county superintendents of schools and boards of county commissioners. Sixth, by juvenile courts under an order of commitment.

SEC. 10. The form of application for admission to said Western State Custodial School shall be in accordance with form prescribed and in compliance with rules and regulations adopted by the department. Form.

SEC. 11. All applications for admission of defectives under twenty-one years of age, except those committed by the juvenile court, shall be made through a county superintendent of schools in accordance with section ten of this act. Said officer shall keep a record of all such applications and certify to the board of county commissioners all applications that have been approved by the superintendent. County school superintendent.

SEC. 12. Upon notification by the superintendent of acceptance for admission, it shall be the duty of the parents or the guardian of such defective child to send him to said institution. Acceptance.

SEC. 13. If it appears to the satisfaction of the county commissioners of any county that the parents of any such defective child that has been accepted for admission are unable to pay the expenses of sending him to said institution, it shall be the duty of the commissioners to send him at the expense of the county. Expenses.

SEC. 14. Inmates arriving at the age of twenty-one years while in the institution and who, in the judgment of the superintendent, are unfit to be discharged shall be reported to the prosecuting attorney. Inmates 21 years of age.

ney of the county in which the institution is located. Such officer shall, after due investigation, initiate proceeding to bring such cases before the superior court of said county which court, upon satisfactory showing, and finding the cases proper subjects for institutional care, may issue order of commitment to said institution for an indefinite term. Inmates so committed shall be confined in the institution until paroled or released as in this act provided.

Adults.

SEC. 15. Adults under fifty years of age who may be determined to be feeble-minded and who are of such inoffensive habits as to make them proper subjects for classification, education and discipline in an institution for defectives may be admitted free upon pursuing the same course of legal commitment as governs admission to the hospitals for insane, but no insane person or those who are proper subjects for county infirmaries, hospitals or asylums, or cases of senile dementia shall be admitted to the Western State Custodial School.

Resident
of another
state.

SEC. 16. Any state, territory or legal subdivision thereof, and any parent or guardian residing in another state or territory who may wish to enter a child in said institution and pay all expenses of care, maintenance and instruction may do so under terms, rules and regulations prescribed by the department, and the said department shall have the power to enter into appropriate contracts on behalf of the State of Washington.

Clothing
provided
for inmates.

SEC. 17. When not otherwise provided, the department shall provide the inmates with suitable clothing, the actual cost of which shall be charged against parents, guardians, or estates of such inmates, and in the event that such parents, guardians, or estates are unable or insufficient to provide for such clothing, the same shall be provided by the state. It shall be the duty of committing officers or

others recommending an applicant for admission to said institution to furnish information to the superintendent of said institution as to the estate of applicant and the financial ability of responsible relatives to defray the expenses in whole or in part for such clothing.

SEC. 18. The department shall establish and maintain a school department in the institution which shall embrace such academic and vocational subjects as will most effectively achieve the results aimed at in said institution.

School
department.

SEC. 19. The director shall appoint a superintendent who shall reside at the institution and shall have charge, management and control of the institution and inmates committed thereto subject to the direction of the department. He shall give a bond to the state in the amount of \$5,000.00 for the faithful performance of his duties. The superintendent shall, with the approval of the director, employ such other officers and employees as he may consider proper and necessary for the efficient carrying into effect the aims and purpose of the institution. The director shall fix the salary of the superintendent and all subordinate officers and employees.

Superinten-
dent.

Bond.

SEC. 20. The superintendent shall have authority to grant paroles or furloughs under such safeguards and in conformity with general regulations adopted by the department.

Paroles.

SEC. 21. For the purpose of carrying out the provisions of this act, a commission of three members is hereby created to select a suitable tract of land of not less than four hundred (400) acres, situated in western Washington, as a site for the said Western State Custodial School. The commission shall consist of three members, to-wit: One member of the senate to be appointed by the president, one member of the house of representatives to be appointed by

Selection
of site.

Commission.

the speaker, and the director of the Department of Finance, Budget and Business. When a site has been selected and approved by said commission the director shall forthwith take title to such tract or parcel of land in the name of the State of Washington and take such further steps as shall be necessary to complete the establishment of the institution.

Appropriation.

SEC. 22. The following sums, or as much thereof as shall be necessary, are hereby appropriated from funds in the state treasury hereinafter designated and for purposes stated:

For the Department of Finance, Budget and Business,

Subdivision Western State Custodial School;

FROM THE GENERAL FUND.

- For the purchase of land, erection of buildings, telephone and power lines, construction of roads, furnishings, equipment and water system..... \$350,000.00
- For salaries, wages and operations..... \$100,000.00
- For Western State Custodial School Revolving Fund which fund is hereby created in the state treasury \$10,000.00

FROM THE WESTERN STATE CUSTODIAL SCHOOL REVOLVING FUND.

- For industrial and agricultural operations..... \$50,000.00
- Disbursements not to exceed receipts from sale of industrial and agricultural products.

Effective immediately.

SEC. 23. This act is necessary for the immediate preservation of peace, health and safety, and shall take effect immediately.

Passed the Senate January 28, 1937.

Passed the House February 10, 1937.

Approved by the Governor February 16, 1937.