

or emergency nature-))

Sec. 3. Section 46.37.185, chapter 12, Laws of 1961 and RCW 46.37.185 are each amended to read as follows:

Firemen, when approved by the chief of their respective service, shall be authorized to use a ((blue)) green light on the front of their private cars when on emergency duty only. Such ((blue)) green light shall be visible for a distance of two hundred feet under normal atmospheric conditions and shall be of a type and mounting approved by the commission on equipment. The use of the green light shall only be for the purpose of identification and the operator of a vehicle so equipped shall not be entitled to any of the privileges provided in RCW 46.61.035 for the operators of authorized emergency vehicles.

Passed the Senate February 24, 1971.

Passed the House May 8, 1971.

Approved by the Governor May 19, 1971.

Filed in Office of Secretary of State May 20, 1971.

CHAPTER 93
[Engrossed Senate Bill No. 168]
COMMON SCHOOLS--
BUDGETS--EXPENDITURES--
INFORMATION AND RESEARCH SERVICES

AN ACT Relating to education, and school district budgets relating thereto; amending section 28A.65.080, chapter 223, Laws of 1969 ex. sess. as last amended by section 38, chapter 48, Laws of 1971 and RCW 28A.65.080; amending section 28A.65.170, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.170; and adding a new section to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.65 RCW; amending section 28A.58.530, chapter 223, Laws of 1969 ex. sess. as amended by section 142, chapter 176, Laws of 1969 ex. sess. and RCW 28A.58.530; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

NEW SECTION. Section 1. There is added to chapter 223, Laws of 1969 ex. sess. and to chapter 28A.65 RCW a new section to read as follows:

If the state legislature has not appropriated moneys under RCW 28A.41.050 needed for the support of the common schools at the time any school district shall prepare its preliminary budget, budget items may be submitted and adopted tentatively on the basis of the

requirements for the ensuing fiscal year and be subject to revision as soon as reasonably possible upon such appropriation being made, but not later than such time as provided in RCW 28A.65.090 for the revision of items dependent upon enrollment. Boards of directors shall meet in open public meeting for such revision, notice thereof to be given in the manner provided in RCW 28A.65.070. Any taxpayer may appear thereat and be heard for or against any proposed revision.

Sec. 2. Section 28A.65.080, chapter 223, Laws of 1969 ex. sess. as last amended by section 38, chapter 48, Laws of 1971 and RCW 28A.65.080 are each amended to read as follows:

On the date given in said notice the board of directors shall meet at the time and place designated. Any taxpayer may appear thereat and be heard for or against any part of such budget. Such hearing may be continued not to exceed a total of two days.

Upon the conclusion of the hearing, the board of directors shall fix and determine each item or class of the budget separately and shall by resolution adopt the preliminary budget as so finally determined and enter the same in detail in the official minutes: PROVIDED, That the estimates for the expenditures depending directly upon the prospective September enrollment or appropriations yet to be made by the legislature for the support of the common schools shall be adopted tentatively subject to revision: PROVIDED FURTHER, That in all second and third class districts five copies of said preliminary budget shall be forwarded to the intermediate school district superintendent within five days after the adoption of said preliminary budget for review, alteration, and approval by the preliminary budget review committee. Members of the preliminary budget review committee shall consist of the intermediate school district superintendent, a member of the local board of directors, a member of the intermediate school district board of education, and a representative of the state superintendent of public instruction. The preliminary budget review committee shall fix and approve the amount of the preliminary budget on or before the thirtieth day of June. A copy of said preliminary budget shall within ten days after adoption by first class districts or approval by the preliminary budget review committee in second and third class districts be filed with the intermediate school district superintendent, the state superintendent of public instruction, and the county auditor.

Sec. 3. Section 28A.65.170, chapter 223, Laws of 1969 ex. sess. as amended by section 36, chapter 119, Laws of 1969 ex. sess. and RCW 28A.65.170 are each amended to read as follows:

The budget as finally adopted shall constitute the appropriations of the district for the ensuing fiscal year and the board of directors shall be limited in the making of expenditures and the incurring of liabilities to the grand total of such

appropriations. The board of directors shall make no expenditures nor incur any liability for any purpose not provided for in said budget, except for emergencies as hereinabove provided (~~Expenditures made, liabilities incurred, or warrants issued in excess of said appropriations shall not be a liability of the district, but shall subject the members of any board of directors violating any provision of this section to personal liability in the full amount thus expended or contracted for, and each director shall immediately forfeit his office~~): PROVIDED, That no board of directors shall be prohibited from making expenditures for the payment of regular employees and for the necessary repairs, and upkeep of the school plant during the interim while the budget is being settled: PROVIDED FURTHER, That transfers between budget classes may be made by the school district's chief administrative officer or finance officer, subject to such regulations as may be imposed by the school district board of directors: PROVIDED FURTHER, That over-expenditures made in violation of this statute shall not be a liability of said district. Directors, officers or employees who knowingly or negligently violate or participate in a violation of this statute by the making of expenditures, incurring of liabilities, or issuing of warrants in excess of appropriations may be held civilly liable jointly and severally for all consequential damages, or not less than three hundred dollars as liquidated damages, for each such violation. If as a result of a civil or criminal action the violation is found to have been done knowingly, such director, officer or employee who is found to have participated in such breach shall immediately forfeit his office or employment and the judgment in such action shall so provide. Nothing in this section shall be construed to limit the duty of the attorney general to recover from any director, officer, employee, or other person in a civil action under RCW 43.09.260 as now or hereafter amended.

Sec. 4. Section 28A.58.530, chapter 223, Laws of 1969, ex. sess. as amended by section 142, chapter 176, Laws of 1969 ex. sess. and RCW 28A.58.530 are each amended to read as follows:

For the purpose of obtaining information on school organization, administration, operation, finance and instruction, school districts and intermediate school districts ((superintendents)) may contract for or purchase information and research services from public universities, colleges and other public bodies, or from private individuals or agencies. For the same purpose, school districts and intermediate school superintendents may become members of any nonprofit organization whose principal purpose is to provide such services. Charges payable for such services and membership fees payable to such organizations may be based on the cost of providing such services, on the benefit received by the

participating school districts measured by enrollment, or on any other reasonable basis, and may be paid before, during, or after the receipt of such services or the participation as members of such organizations.

NEW SECTION. Sec. 5. This 1971 act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate May 8, 1971.

Passed the House May 7, 1971.

Approved by the Governor May 19, 1971.

Filed in Office of Secretary of State May 20, 1971.

CHAPTER 94

[Engrossed Senate Bill No. 183]

MECHANICS' AND MATERIALMEN'S LIENS

AN ACT Relating to liens; amending section 1, chapter 24, Laws of 1893 as last amended by section 1, chapter 279, Laws of 1959 and RCW 60.04.010; amending section 3, chapter 24, Laws of 1893 as last amended by section 3, chapter 279, Laws of 1959 and RCW 60.04.040; amending section 5, chapter 24, Laws of 1893 as last amended by section 5, chapter 279, Laws of 1959, and RCW 60.04.060; and declaring an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 5, chapter 24, Laws of 1893 as last amended by section 5, chapter 279, Laws of 1959, and RCW 60.04.060 are each amended to read as follows:

No lien created by this chapter shall exist, and no action to enforce the same shall be maintained, unless within ninety days from the date of the cessation of the performance of such labor, the furnishing of such materials, or the supplying of such equipment, a claim for such lien shall be filed for record as hereinafter provided, in the office of the county auditor of the county in which the property, or some part thereof to be affected thereby, is situated. Such claim shall state, as nearly as may be, the time of the commencement and cessation of performing the labor, furnishing the material, or supplying the equipment, the name of the person who performed the labor, furnished the material, or supplied the equipment, the name of the person by whom the laborer was employed (if known) or to whom the material was furnished, or equipment supplied, a description of the property to be charged with the lien sufficient for identification, the name of the owner, or reputed