

(8) To exercise all other powers and perform all other duties now or hereafter provided by law.

NEW SECTION. Sec. 2. This 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.

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EXPLANATORY NOTE

RCW 47.01.160 was amended during the 1973 regular session of the legislature by 1973 c 106 sec. 21, and again during the 1973 second extraordinary session by 1973 2nd ex.s. c 12 sec. 2, each without reference to the other.

(1) 1973 c 106 sec. 21 provided, in subsection (5), for the certification of claims to the state treasurer instead of the state auditor.

(2) 1973 2nd ex.s. c 12 sec. 2 deleted the duty of the highway commission to submit a report to the governor before each regular session of the legislature regarding work constructed or under construction. Subsection (6) requiring biennial publication of a report of the commission was also deleted.

As these amendments appear to be in different respects, the purpose of this act is to give effect to each amendment by reenacting the section with each included therein.

Passed the House January 31, 1974.

Passed the Senate February 6, 1974.

Approved by the Governor February 13, 1974.

Filed in Office of Secretary of State February 14, 1974.

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CHAPTER 30

[House Bill No. 1360]

INDUSTRIAL INSURANCE—

CODE CORRECTION

AN ACT Relating to industrial insurance; amending and reenacting section 51.32.040, chapter 23, Laws of 1961 as last amended by section 95, chapter 154, Laws of 1973 1st ex. sess. and RCW 51.32.040; and declaring an emergency.

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

Section 1. Section 51.32.040, chapter 23, Laws of 1961 as last amended by section 95, chapter 154, Laws of 1973 1st ex. sess. and RCW 51.32.040 are each amended and reenacted to read as follows:

No money paid or payable under this title shall, except as provided for in RCW 74.20A.090 and 74.20A.100, prior to the issuance and delivery of the check or warrant therefor, be capable of being assigned, charged, or ever be taken in execution or attached or garnished, nor shall the same pass, or be paid, to any other person by operation of law, or by any form of voluntary assignment, or power of attorney. Any such assignment or charge shall be void: PROVIDED, That if any workman suffers a permanent partial injury, and dies from

some other cause than the accident which produced such injury before he shall have received payment of his award for such permanent partial injury, or if any workman suffers any other injury before he shall have received payment of any monthly installment covering any period of time prior to his death, the amount of such permanent partial award, or of such monthly payment or both, shall be paid to the surviving spouse, or to the child or children if there is no surviving spouse: PROVIDED FURTHER, That, if any workman suffers an injury and dies therefrom before he shall have received payment of any monthly installment covering time loss for any period of time prior to his death, the amount of such monthly payment shall be paid to the surviving spouse, or to the child or children if there is no surviving spouse: PROVIDED FURTHER, That any application for compensation under the foregoing provisos of this section shall be filed with the department or self-insuring employer within one year of the date of death: PROVIDED FURTHER, That if the injured workman resided in the United States as long as three years prior to the date of injury, such payment shall not be made to any surviving spouse or child who was at the time of the injury a nonresident of the United States: PROVIDED FURTHER, That any workman receiving benefits under this title who is subsequently confined in, or who subsequently becomes eligible therefor while confined in any institution under conviction and sentence shall have all payments of such compensation canceled during the period of confinement but after discharge from the institution payment of benefits thereafter due shall be paid if such workman would, but for the provisions of this proviso, otherwise be entitled thereto: PROVIDED FURTHER, That if such incarcerated workman has during such confinement period, any beneficiaries, they shall be paid directly the monthly benefits which would have been paid to him for himself and his beneficiaries had he not been so confined. Any lump sum benefits to which the workman would otherwise be entitled but for the provisions of this proviso shall be paid on a monthly basis to his beneficiaries.

NEW SECTION. Sec. 2. This 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.

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EXPLANATORY NOTE

In the amendment of RCW 51.32.040 by 1973 1st ex.s. c 154 sec. 95 the underlined material indicated above was not included but appears necessary to complete the

sentence. The purpose of this act is to correct this apparent error.

Passed the House January 31, 1974.  
Passed the Senate February 6, 1974.  
Approved by the Governor February 13, 1974.  
Filed in Office of Secretary of State February 14, 1974.

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CHAPTER 31  
[House Bill No. 1361]  
WATER DISTRICTS—  
CODE CORRECTION

AN ACT Relating to water districts; amending and reenacting section 7, chapter 18, Laws of 1959 as last amended by section 69, chapter 195, Laws of 1973 1st ex. sess. and RCW 57.16.020; and declaring an emergency.

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

Section 1. Section 7, chapter 18, Laws of 1959 as last amended by section 69, chapter 195, Laws of 1973 1st ex. sess. and RCW 57.16.020 are each amended and reenacted to read as follows:

The commissioners may submit to the voters of the district at any general or special election, a proposition that the district incur a general indebtedness payable from annual tax levies to be made in excess of the constitutional and/or statutory tax limitations for the construction of any part or all of the general comprehensive plan. The amount of the indebtedness and the terms thereof shall be included in the proposition submitted to the voters, and the proposition shall be adopted by three-fifths of the voters voting thereon in the manner set forth in Article VII, section 2 (a) of the Constitution of this state, as amended by Amendment 59 and as thereafter amended. When the general comprehensive plan has been adopted the commissioners shall carry it out to the extent specified in the proposition to incur general indebtedness.

NEW SECTION. Sec. 2. This 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.

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EXPLANATORY NOTE

RCW 57.16.020 was amended by 1973 1st ex. sess. c 195 sec. 69. During the course of passage the phrase beginning the last sentence of the section "When the general comprehensive plan" was omitted but not indicated as deleted by double parentheses and strike-through deletion marks.