

CHAPTER 242.

[S. B. 88.]

GUARDIANS' BONDS.

AN ACT relating to guardianships and guardians' bonds; and amending section 11.88.100, R.C.W.

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

SECTION 1. Section 11.88.100, R.C.W., as derived from section 1, chapter 145, Laws of 1947, is amended to read as follows:

Oath and bond prior to issuance of letters.

Before letters of guardianship are issued, each guardian shall take and subscribe an oath and file a bond, with sureties to be approved by the court, payable to the state, in such sum as the court may fix, and such bond shall be conditioned substantially as follows:

Form of bond.

The condition of this obligation is such, that if the above bound A.B., who has been appointed guardian for C.D., shall faithfully discharge the office and trust of such guardian according to law and shall render a fair and just account of his guardianship to the superior court of the county of....., from time to time as he shall thereto be required by such court, and comply with all orders of the court, lawfully made, relative to the goods, chattels, moneys, care, management, and education of such minor, insane or mentally incompetent person, or his or her property, and render and pay to such minor, insane or mentally incompetent person all moneys, goods, chattels, title papers, and effects which may come into the hands or possession of such guardian, at such time and in such manner as the court may order or adjudge, then this obligation shall be void, otherwise to be and remain in full force and effect.

Bond not void on first recovery.

The bond shall be for the use of the minor, insane or mentally incompetent person, and shall not become void upon the first recovery, but may be put

in suit from time to time against all or any one of the obligors, in the name and for the use and benefit of any person entitled by the breach thereof, until the whole penalty is recovered thereon. The court may require an additional bond whenever for any reason it appears to the court that an additional bond should be given: *Provided*, That in cases where the estate consists of, or has been reduced solely to, cash or securities or both, and the said assets do not exceed the sum of five thousand dollars, and where such guardian agrees that the funds of the estate not theretofore ordered disbursed, shall be invested in government bonds, savings and loan association accounts, or certificates, or other investments permitted by law and approved by the judge, and said guardian further agrees that such bonds, certificates or other evidence of investment shall be placed in possession of a savings and loan association or a bank, trust company, escrow corporation or other corporation approved by the court and files in court a receipt therefor stating that such corporation holds the same subject to order of court then in such case the judge may in his discretion dispense with the giving of a bond or reduce the same, and may order that no further reports by said guardian be required until such time as the guardian desires to withdraw such funds or change the investment thereof: *Provided further*, When the petition for appointment of guardian or other papers on file with the court show to the satisfaction of the court the amount to be so invested and the disposition to be made of the other funds of the estate, if any, the court may also dispense with the filing of an inventory or of a first guardian's report or both.

In all cases where a bank or trust company, authorized to act as guardian, is appointed as guardian, or acts as guardian under an appointment as such heretofore made, no bond shall be required.

Additional
bond.

Instances
when bond
may be dis-
pensed with
or reduced.

Instances
when inven-
tory and/or
report may
be dispensed
with.

Bank or
trust com-
pany as
guardian;
no bond re-
quired.

Estates less than \$500.

Letters may be issued without bond.

When it appears from the petition for letters of guardianship and from the evidence submitted at the hearing thereon that the value of the estate does not exceed five hundred dollars, that the rights of the ward and creditors will not be jeopardized thereby, and that the guardian is a parent of, or a person standing in *loco parentis* to, the ward, the court may order that letters of guardianship be issued without bond.

[Am. Rem. Supp. 1947, § 1573.]

Passed the Senate March 8, 1951.

Passed the House March 5, 1951.

Approved by the Governor March 19, 1951.

CHAPTER 243.

[S. B. 153.]

SOCIAL SECURITY CONTINGENT RECEIPTS FUND.

AN ACT establishing a social security contingent receipts fund in the state treasury to receive federal funds involving no financial participation by the state; making an appropriation; and declaring an emergency.

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

Declaration of intention.

SECTION 1. The legislature hereby expresses its intention to provide adequate provision for the receiving and disbursing of any funds that might be received from the federal government during the ensuing biennium.

Social security contingent receipts fund; created.

SEC. 2. There is hereby created a fund in the state treasury to be known as the social security contingent receipts fund in which shall be deposited all monies received from the federal government which shall be made available to the state department of social security on a one hundred per cent matching basis or which supplement the appropriation of the department of social security for such purposes as