

CHAPTER 70.

(H. B. No. 13)

PROVIDING FOR CARE AND PROTECTION OF DEFECTIVE
AND FEEBLE MINDED YOUTH.

AN ACT providing for the care of defective and feeble minded youth, establishing an institution therefor, providing for the construction of buildings, making an appropriation, and declaring an emergency.

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

SECTION 1. That a State institution hereby is established to be known as "The State Institution for Feeble-minded," Name. for the care and education of the defective and feeble-minded youth of the State of Washington.

SEC. 2. The location of the said institution shall be near Location and supervision. Medical Lake, in Spokane County, Washington, and shall be on land now owned by the State of Washington, and within two miles of the Eastern Washington Hospital for the Insane and shall be under the immediate supervision of the Superintendent of the Eastern Washington Hospital for the Insane, subject to such rules and regulations as may be prescribed by the State Board of Control.

SEC. 3. Said institution shall be under the direct management and direction of the State Board of Control, the same as other State institutions, and in all respects subject to the law creating the said State Board of Control. Management.

SEC. 4. Every child and youth residing within this State, Inmates. under the age of twenty-one years who by reason of defective intellect are rendered unable to acquire an education in the common schools, and epileptics of the same age, are entitled to receive such physical and mental training and care as is provided in said institution, at the expense of the State. The term "feeble-minded," as used in connection with this institution, shall be so construed as to include idiotic children, and the said board shall provide a custodian or asylum department for the care of such as can not be benefited by educational training. The said board is hereby authorized and required to utilize the labor of the inmates of the said institution as far as may be conducive to their health and best interests, under the direction of the superintendent of the said Term "feeble-minded" defined.

Report of
County
Superintend-
ent.

institution, subject to the approval of the said board. The county superintendent of schools in each county shall on August first of each year report to the State Board of Control the name, age and postoffice address of the parents, guardian or nearest friend of any child, also the names of all children in his county, who by reason of mental, feeble and physical condition are deprived of a reasonable degree of benefit from the common schools, and state therein whether such child has ever attended school, and if so, how long. Pupils not otherwise provided with clothing shall be supplied by the superintendent of such institution, the cost of which, if there be any, with that of the transportation of the pupil, shall stand as an account against him or his parents or guardian, and, being duly certified to by the superintendent, shall be presumed to be correct in all courts. A certified copy of the amount thereof shall be transmitted to the county auditor of the county of the pupil's residence, who shall proceed to collect it in the name of the county, and pay the same to the state treasurer. At the same time the account is forwarded to the auditor, a duplicate shall be sent to the state auditor who shall credit the institution with the amount, and at the same time charge it to the proper county. If it is made to appear by the affidavits of three disinterested persons of such county not of kin to an inmate, his parents or guardian, that the same ought not to be collected from them or either of them because of their financial condition then the auditor shall credit the same to the State and report that fact to the board of county commissioners, which board shall direct its payment to the State out of the county fund.

Certified
copy and
payment.

Erection of
building.

SEC. 5. The State Board of Control shall proceed, with as little delay as possible, to erect a suitable building or buildings of brick or stone, and to equip and furnish the same, in accordance with the plans and specifications therefor which may be adopted by said board or a majority thereof; provided that a plan shall be adopted for a complete institution building or buildings capable of accommodating, when finished, two hundred inmates or more; and that if the appropriation hereinafter provided for is not sufficient for the erection and equipment of the whole building or buildings, such portion thereof shall be first built, furnished and equipped for the occupation of inmates as shall, in the judgment of said Board of Control, be deemed most expedient.

SEC. 6. That upon the completion and equipment of said building or buildings herein provided for, or a sufficient portion thereof for their accommodation, that said State Board of Control shall remove or cause to be removed to said "State Institution for Feeble-minded" all of the inmates then in the feeble-minded department of the State School for Defective Youth.

Transfer of inmates.

SEC. 7. Defective youth not residing in the State may be admitted on such terms and conditions as may be prescribed by the said State Board of Control.

Non-residents.

SEC. 8. It shall be the duty of the clerks of all school districts in the State of Washington at the time of making the annual reports, to report to the school superintendent of their respective counties the names of all feeble-minded youth residing within their respective districts.

Reports of school district clerks.

SEC. 9. It shall be the duty of the parents or guardians of such defective youth to send them to the said institution for feeble-minded. The county superintendent shall take all action necessary to enforce this section. *Provided*, That if satisfactory evidence shall be laid before the county superintendent that any defective youth is being properly educated and cared for at home or in some suitable institution other than the state institution for feeble-minded, the county superintendent shall take no action in such case further than to make a record of such fact, and take such steps as shall be necessary to satisfy himself that said defective youth shall continue to receive proper education and care. Any parent, guardian, school superintendent or county commissioner who shall, without proper cause, fail to carry into effect the provisions of this act, shall be deemed guilty of a misdemeanor, and upon conviction thereof, upon the complaint of any officer or citizen of the county or state, before any justice of the peace or superior court, shall be fined in any sum not less than fifty nor more than two hundred dollars, in the discretion of the court.

Duties of parents and guardians.

Violation and penalty.

SEC. 10. That upon the completion and equipment of the said "State Institution for Feeble-minded," or a sufficient portion thereof, and the removal thereto of the inmates of the present feeble-minded department of the State School for Defective Youth, that said feeble-minded department of the State School for Defective Youth as such shall be and the same is hereby ordered abolished, and the buildings now

Change in School for Defective Youth

or then occupied by such department of said school be thereafter used for the blind of said school.

Appropriation.

SEC. 11. That for the purposes of carrying out the provisions of this act, there is hereby appropriated out of any moneys in the State treasury, not otherwise appropriated, the sum of sixty-two thousand and five hundred (\$62,500) dollars or so much thereof as may be necessary for the following purposes, to-wit: For the erection and equipment of said "State Institution for Feeble-minded," the sum of fifty thousand (\$50,000) dollars; for the removal to said institution of the inmates of the present feeble-minded department of the State School for Defective Youth, the sum of two thousand five hundred dollars (\$2,500); and for the maintenance of the State Institution for Feeble-minded, for the fiscal term ending March 31, 1907, the sum of ten thousand dollars (\$10,000).

Emergency.

SEC. 12. An emergency exists and this act shall take effect immediately.

Passed the House February 21, 1905.

Passed the Senate February 28, 1905.

Approved by the Governor March 6, 1905.

CHAPTER 71.

(H. B. No. 99)

AMENDING ACT OF 1903 RELATIVE TO MUTUAL FIRE INSURANCE COMPANIES.

AN ACT to amend Chapter ninety-seven of the Session Laws of 1903, being "An act providing for the incorporation and regulation of Mutual Fire Insurance Companies."

Be it enacted by the Legislature of the State of Washington

SECTION 1. That Section two of an act entitled, "An act providing for the incorporation and regulation of Mutual Fire Insurance Companies," approved March 14, 1903, being Chapter ninety-seven of the Session Laws of 1903, be and hereby is amended to read as follows: Section 2. No policy of insurance shall be issued by any such company or association until not less than two hundred thousand dollars