

CHAPTER 232.

[H. B. 195.]

DEPORTATION OF NONRESIDENT INSANE OR FEEBLE-MINDED PERSONS.

AN ACT relating to alien and non-resident insane, feeble-minded, and epileptic persons; providing for their return to their places of residence; prescribing a penalty; and repealing section 71.04.120, RCW.

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

Deportation of aliens.

SECTION 1. It shall be the duty of the director of public institutions, in co-operation with the United States Bureau of Immigration and/or the United States Department of the Interior, to arrange for the deportation of all alien insane, feeble-minded, or epileptic persons who are now confined in, or who may hereafter be committed to, any state hospital for the insane, feeble-minded, or epileptic in this state; to transport such alien insane, feeble-minded, or epileptic persons to such point or points as may be designated by the United States Bureau of Immigration or by the United States Department of the Interior; and to give written permission for the return of any resident of Washington now or hereafter confined in a hospital for the insane, feeble-minded, or epileptic in a territory of the United States or in a foreign country.

Return of residents from U. S. territory or foreign country.

Deportation of residents of other states.

SEC. 2. The director of public institutions shall also return all non-resident insane, feeble-minded, or epileptic persons who are now confined in or who may hereafter be committed to a state hospital for the insane, feeble-minded, or epileptic in this state to the state or states in which they may have a legal residence. For the purpose of facilitating the return of such persons the director may enter into a reciprocal agreement with any other state for the mutual exchange of insane, feeble-minded, or epileptic persons now confined in or hereafter committed to any

Reciprocal agreements with other states for exchange.

hospital for the insane, feeble-minded, or epileptic in one state whose legal residence is in the other, and he may give written permission for the return of any resident of Washington now or hereafter confined in a hospital for the insane, feeble-minded, or epileptic in another state. Such residents may be returned directly to the proper Washington state institution without further court proceedings: *Provided*, That if the superintendent of such institution is of the opinion that the returned person is not insane, feeble-minded, or epileptic he may discharge said patient: *Provided further*, That is [if] such superintendent deems such person insane, feeble-minded, or epileptic, he shall file an application for commitment within ninety days of arrival at the Washington institution.

Discharge
of returned
patients.

Commitment
of returned
patients.

A person shall be deemed to be a resident of this state within the meaning of this chapter who has maintained his domiciliary residence in this state for a period of two years preceding commitment to a state institution without receiving assistance from any tax supported organization and who has not subsequently acquired a domicile in another state: *Provided*, That any period of time spent by such person while an inmate of a state hospital or state institution or while on parole, escape, or leave of absence therefrom shall not be counted in determining the time of residence in this or another state.

Resident
defined.

All expenses incurred in returning insane, feeble-minded, or epileptic persons from this to another state may be paid by this state, but the expense of returning residents of this state shall be borne by the state making the return.

Allocation of
expenses for
deportation
and return
of patients.

SEC. 3. For the purpose of carrying out the provisions of this chapter the director of public institutions may employ all help necessary in arranging for and transporting such alien and non-resident insane, feeble-minded, or epileptic persons, and the cost and expense of providing such assistance, and all ex-

Employment
of help for
enforcement.

Payment of
expenses.

penses incurred in effecting the transportation of such alien and non-resident insane, feeble-minded, or epileptic persons, shall be paid from the funds appropriated for that purpose upon vouchers approved by the department of public institutions.

Penalty for illegally transporting into state.

Common carrier exception.

SEC. 4. Any person who shall bring, or in any way aid in bringing into the state of Washington, without having first obtained permission in writing from the director of public institutions, any person who has previously been committed to a state institution as an insane, feeble-minded, or epileptic person and who has not been fully discharged therefrom, shall be guilty of a gross misdemeanor: *Provided*, That this section shall not apply to an officer, agent, or employee of a common carrier for anything done in the line of duty.

Repealing clause.

SEC. 5. Section 71.04.120, RCW, as derived from section 1, chapter 137, Laws of 1951, is repealed.

Passed the House February 21, 1953.

Passed the Senate March 10, 1953.

Approved by the Governor March 20, 1953.