

Said fees shall be paid by warrant drawn upon the county treasurer by order of the county commissioners upon proper vouchers being presented therefor.

SEC. 15. Every officer who shall wilfully violate or fail to comply with the provisions of this act, and every person who shall wilfully violate any of the provisions of this act shall be guilty of a felony. Penalty.

Passed the House February 11, 1915.

Passed the Senate February 19, 1915.

Approved by the Governor February 25, 1915.

CHAPTER 17.

[H. B. 76.]

DIVERSION OF REVENUES IN CITIES OF FIRST CLASS.

AN ACT relating to cities of the first class and prohibiting therein the diversion of revenues secured for special purposes to other funds or uses, and declaring an emergency.

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

SECTION 1. That whenever any city of the first class shall levy and collect moneys by sale of bonds or otherwise for any local improvement by special assessment therefor, the same shall be carried in a special fund to be used for said purpose, and no part thereof shall be transferred or diverted to any other fund or use: *Provided, however,* That any funds remaining, after the payment of the whole cost and expense of such improvement in excess of the total sum required to defray all the expenditures by the city on account thereof, shall be refunded on demand to the amount of such overpayment. Local im-
provement
funds.

SEC. 2. That whenever the issuance or sale of bonds or other obligations of any city of the first class shall have been authorized by vote of the people, as provided by any existing charter or laws, for any special improvement or purpose, the proceeds of the sale of such bonds including premiums if any shall be carried in a special fund to be devoted to the purpose for which such bonds were authorized, Diversion
prohibited.

Refund of
excess.

Proceeds of
bonds for
special im-
provements.

and no portion of such bonds shall be transferred or diverted to any other fund or purpose: *Provided*, That nothing in this act shall be held to prevent the transfer to the interest and redemption fund of any balance remaining in the treasury after the completion of such improvement or purpose so authorized: *And provided, further*, That nothing in this act shall prevent the city council from disposing of such bonds, or any portion thereof, in such amounts and at such times as it shall direct, but no such bonds shall be sold for less than par.

Diversion prohibited.

Mode of sale.

Liability for violation of act.

SEC. 3. Any ordinance, resolution, order or other action of any city council, board or officer, and every city warrant or other instrument in writing made in violation of any of the provisions of this act shall be void, and every officer, agent or employee of any such city, or member of the city council, or other board thereof, and every private person or corporation who shall knowingly commit any violation of this act, or knowingly aid in such violation, shall be liable to the city concerned for all moneys so transferred, diverted or paid out, which liability shall also attach to and be enforceable against the official bond (if any) of any such officer, agent, employee, member of city council or board.

Emergency.

SEC. 4. This act is hereby declared to be necessary for the immediate preservation of the public peace, health and safety, and shall take effect immediately.

Passed the House February 10, 1915.

Passed the Senate February 19, 1915.

Approved by the Governor February 26, 1915.