

## CHAPTER 114.

[S. B. 295.]

## SOCIAL SECURITY: DIVISION FOR CHILDREN.

AN ACT relating to and providing for aid to dependent children, child welfare services and services to crippled children as included in the Federal Social Security Act; prescribing the powers and duties of certain state officers in connection therewith; providing for the fund to care for all services herein mentioned; repealing section 9993 to section 9998, inclusive, Remington's Revised Statutes and chapter 110, of the Laws of 1935, and providing when the act shall take effect.

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

Aid to  
dependent  
children.

SECTION 1. *Aid to Dependent Children.* For the purpose of this act the term "dependent child" means a child under the age of sixteen (16) years who has been deprived of parental support or care by reason of the death, continued absence from the home, or physical or mental incapacity of a parent, and who is living with his father, mother, grandmother, grandfather, brother, sister, stepfather, stepmother, stepbrother, stepsister, uncle, or aunt, in a place of residence maintained by one of [or] more of such relatives as his or their own homes. The term "aid to dependent children" means money payments with respect to a dependent child or dependent children.

Administra-  
tion of act.

SEC. 2. There is hereby adopted a statewide plan for aid to dependent children: It shall be the duty of the state department of social security, and the department, through and by means of the division for children, is hereby empowered to serve as a single state agency in the administration of this act, and to exercise such supervision and promulgate and enforce such rules and regulations as are necessary

to assure full local compliance with the terms of the Federal grants.

SEC. 3. Such aid shall be granted in such amount as will, when added to the income of the family, provide dependent child or children with a reasonable subsistence compatible with decency and health. The amount of aid to be granted in each case shall be determined upon the basis of need and in view of the particular facts and circumstances of each case.

Amount of aid granted.

SEC. 4. To be eligible for aid granted under this act, it shall be established to the satisfaction of the department of social security that the parent has been a resident of the state for one year, or that the child of such family has resided in this state for a period of one year immediately preceding application for such aid, or was born within the state within one year immediately preceding the application if his mother has resided in the state for one year immediately preceding his birth.

Eligibility for assistance.

SEC. 5. The department of social security, through and by means of the division for children, is hereby designated as the responsible agency for the administration of the aid provided by this act, and it is authorized and directed to formulate in detail and administer the plan established by this act in such manner that allotments or grants from the Federal government may be made available for the support of dependent children. The details of such plan shall be formulated in such manner as to meet with the approval of the Federal agencies created or designated to administer Federal aid to states providing for aid to dependent children.

Plan adopted to meet with approval of Federal agencies.

SEC. 6. *Child Welfare Services.* The department of social security, through and by means of the division for children, shall have the power to cooperate with the Federal government, its agencies or instrumentalities in developing, administering and super-

Child welfare services.

vising a plan for establishing, extending aid and strengthening services for the protection and care of homeless, dependent, and neglected children, and children in danger of becoming delinquent and to receive and expend all funds made available through the department of social security by the Federal government, the state or its political subdivisions for such purposes.

Services to  
crippled  
children.

SEC. 7. *Services to Crippled Children.* The department of social security, through and by means of the division for children, shall have the power: To establish and administer a program of services for children who are crippled or who are suffering from conditions which lead to crippling, which shall provide for developing, extending, and improving services for locating such children, and for providing for medical, surgical, corrective, and other services and care, and facilities for diagnosis, hospitalization, and after care; supervise the administration of those services, included in the program, which are not administered directly by it; extend and improve any such services, including those in existence on the effective date of this act; cooperate with medical, health, nursing, and welfare groups and organizations, and with any agency of the state charged with the administration of laws providing for vocational rehabilitation of physically handicapped children: To cooperate with the Federal government, through its appropriate agency or instrumentality in developing, extending, and improving such services; and receive and expend all funds made available to the department by the Federal government, the state or its political subdivisions or from other sources, for such purposes.

Cooperation  
with Federal  
government.

Right of  
appeal.

SEC. 8. It is hereby provided that an applicant or recipient of public assistance or services, as provided in this act, who shall be dissatisfied with the decision on his application for such public assistance

or services may appear before the board of county commissioners in the county in which he resides, relative to said complaint. If such complainant is still dissatisfied, he may appeal to the director, and upon such appeal an opportunity shall be granted for a hearing.

SEC. 9. Any person claiming benefit under this act shall file an application with the local administrative board in the county of residence. The local administrative board shall fully establish the facts set forth in the application and any other facts it deems necessary. The department shall have power to issue subpoenas for witnesses, compel their attendance and examine them under oath.

Application.

SEC. 10. All aid granted under this act shall be inalienable by any assignment or transfer and shall be exempt from levy or execution under the laws of the state.

Aid in-  
alienable by  
assignment  
or transfer.

SEC. 11. The supervisor of the division for children shall make a detailed report to the director of social security within ninety days after the first of each calendar year showing all appropriations received and how the same have been expended, and covering its activities and accomplishments for the preceding year, and making recommendations therein for the further improvement of any of the provisions of this act.

Supervisor  
to make  
annual  
report.

SEC. 12. The department of social security, through and by means of the division for children, is hereby empowered and authorized to cooperate with the Federal Social Security Board and the United States Children's Bureau in any reasonable manner as may be necessary to qualify for Federal assistance for aid to dependent children, child welfare services and services to crippled children in conformity with the provisions of the Social Security Act; including the making of such reports in such

Cooperation  
with Federal  
agencies.

form and containing such information as the Federal government, or the proper agency having authority in the premises, may from time to time require, and comply with such provisions as the Federal government may from time to time find necessary: *Provided, further,* Nothing in this act shall be construed as authorizing any state official, agent, or representative, in carrying out any of the provisions of this act, to take charge of any child over the objection of either of the parents of such child, or of the person standing *in loco parentis* to such child.

Consent of  
parents  
required.

Rules and  
regulations  
promulgated.

SEC. 13. The director of social security shall be empowered to promulgate such rules and regulations as shall be necessary to effectuate and carry out the purposes of this act.

Source of  
funds.

SEC. 14. The funds necessary to carry out the provisions of this act shall be made available from the revenues provided by the Federal, state and county governments for public assistance.

Gifts and  
bequests.

SEC. 15. The department of social security, through and by means of the division for children, is authorized to receive monies by gifts or bequests and expend the same for any of the objects and purposes set forth under this act; and shall include in the annual report to the director of social security a statement of the monies so received and expended.

Statutes  
repealed.

SEC. 16. Sections 9993 to 9998, inclusive, of Remington's Revised Statutes and chapter 110 of the Laws of 1935, and all acts or parts of acts in conflict herewith are hereby repealed.

Partial  
invalidity.

SEC. 17. If any section, clause or part of this act shall for any reason be adjudged invalid or unconstitutional, such adjudication shall not affect the remaining portions of the act.

Effective  
immediately.

SEC. 18. This act is necessary for the immediate preservation of the public peace, health and safety

and the support of the state government and its existing public institutions and shall take effect April 1, 1937.

Passed the Senate March 2, 1937.

Passed the House March 8, 1937.

Approved by the Governor March 13, 1937.

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## CHAPTER 115.

[S. B. 384.]

### HARBOR AREAS AND TIDELANDS RENTALS.

AN ACT relating to the disposition of rents received from leases of harbor areas and tide lands; and amending section 1 of chapter 170 of the Laws of 1913 (section 8016 of Remington's Revised Statutes).

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

SECTION 1. Section 1 of chapter 170 of the Laws of 1913 (section 8016 of Remington's Revised Statutes) is hereby amended to read as follows:

Amends  
§ 8016 Rem.  
Rev. Stat.  
(§ 4492 P. C.)

Section 1. That the rents hereinafter to be paid under existing or future leases of harbor areas and also of tide lands belonging to the State of Washington, shall be hereafter disposed of as follows:

Disposition  
of rentals  
from harbor  
areas and  
tidelands.

In cases where the leased harbor area or tide land is situated within the territorial limits of a port district already created or to be hereafter created under the laws of the State of Washington, seventy-five (75) per cent of the rents received for such cases shall be paid by the state treasurer to the county treasurer of the county wherein such port district is situated for the use of such port district and go into a special fund to be expended only for harbor or waterfront improvement purposes and the remaining twenty-five (25) per cent shall be paid into the general fund of the state treasury; except

Within port  
district.