

State history compulsory in all teachers' courses in colleges.

There shall also be a one quarter or semester course in Washington State history and government in the curriculum of all teachers' colleges and teachers' courses in all institutions of education. No person shall be graduated from any of said schools without completing such course of study.

Statutes repealed.

SEC. 2. Chapter 22, Laws of 1919, (sections 4897 and 4898, Remington's Revised Statutes; sections 4730 and 4731, Pierce's Code), is repealed.

Passed the Senate February 25, 1941.

Passed the House March 10, 1941.

Approved by the Governor March 24, 1941.

CHAPTER 204.

[S. B. 128.]

CREATING DIVISION OF FLOOD CONTROL.

AN ACT relating to flood control, creating the Division of Flood Control, establishing a state and local participating maintenance policy therefor for counties, cities, towns, flood control districts and counties acting jointly pursuant to chapter 54 of the Session Laws of 1913, under supervision of the State Supervisor of Flood Control, and amending sections 9625, 9626 and 9627 of Remington's Revised Statutes.

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

Premise.

SECTION 1. It is hereby recognized that destructive floods upon the streams and other bodies of water in the State of Washington, subject to flood conditions, upsetting orderly processes and causing loss of life and property, including erosion of lands and impairing and obstructing navigation, highways and railroads and other channels of commerce, constitute a menace to general welfare. It is the purpose of the State of Washington in the exercise of its sovereign and police powers, and in the interests of

Purpose.

public welfare, to establish a state and local participating flood control maintenance policy.

Establish flood control.

SEC. 2. There is hereby established in the Department of Conservation and Development a Division of Flood Control, the Supervisor of which shall be known as the Supervisor of Flood Control. The Supervisor of Flood Control, under the Director of the Department of Conservation and Development, shall have charge for the state in the administration of this act and all other laws relating to flood control.

Department of Flood Control created.

Supervisor.

SEC. 3. The County Engineer or County Road Engineer, as the case may be, of each county, the Engineer of each city, town or flood control district, and the Project Engineer for counties acting jointly pursuant to chapter 54 of the Session Laws of 1913, shall be, ex officio, Local Flood Control Engineer thereof, under the supervision and direction of the Supervisor of Flood Control. Each such Local Flood Control Engineer shall make the expenditures for flood control maintenance purposes within his county, city, town or district.

Ex officio engineer.

Charge of expenditures.

SEC. 4. The State Supervisor of Flood Control, for such streams as he may deem necessary, shall establish and may modify a system of river patrolmen, who, with his approval, shall be employed by the respective Local Flood Control Engineers and whose duties shall be limited to such maintenance purposes, under regulations prescribed by the Supervisor of Flood Control.

Supervisor to establish river patrol.

SEC. 5. There shall be established in each city or town, subject to flood conditions by the corporate authorities thereof and by the commissioners of each flood control district and of counties so acting jointly, a fund to be known as the "flood control maintenance fund." All expenses to be incurred by any city, town, flood control district or counties so acting jointly in accomplishing the purposes of this act shall

Flood control maintenance fund.

be paid out of said flood control maintenance fund, which fund shall be used for flood control maintenance and for no other purposes.

SEC. 6. Annual tax estimates and final budgets for flood control purposes by any county, city, town, flood control district, or counties so acting jointly, shall include and separately state the amounts thereof for such purposes under headings of administration, construction, including contributions to Federal and non-Federal flood control projects and maintenance. Each such Local Flood Control Engineer shall on or before the first day of July of each year submit his estimates for flood control maintenance purposes for the ensuing year, to the Commissioners of his flood control district, county, or counties so acting jointly, or the corporate authorities of his city or town. In case state participation is sought such estimates shall be submitted to the Supervisor of Flood Control. The Supervisor of Flood Control shall consider such estimates and determine the amounts necessary for each such county, city, town, or counties so acting jointly, or flood control district, for such purposes, and shall on or before the first day of August of each year submit in writing his recommendations thereon to such Commissioners or other corporate authorities and to the Local Flood Control Engineer. Whenever the final annual tax levy for any county, city, town, or counties so acting jointly, or flood control district, shall include the items and amounts as so approved by the Supervisor of Flood Control for maintenance purposes, the State of Washington may participate to the extent of not to exceed one-half of the cost of such approved items for the maintenance of the normal regimen of the stream, or streams, and for works constructed to maintain such condition, but not for the maintenance of dams or other structures for detaining flood waters. Such participation by the state shall be made from appropriations for the Department of Conservation and

Annual budget to be made for control.

Method of raising budget.

Duty of Supervisor.

Each tax district to levy for budget.

State may participate.

Funds from Department of Conservation and Development.

Development, Division of Flood Control, for flood control purposes.

SEC. 7. No warrant shall be drawn by the State Auditor to the credit of any county flood control maintenance account or local flood control maintenance fund for deposit therein, except on vouchers for reimbursement of expenditures theretofore made and properly supported and approved by the Supervisor of Flood Control, and no county, city, town, flood control district or counties so acting jointly, shall be entitled to receive any such funds from the state unless and until the Supervisor of Flood Control shall be satisfied with compliance with the provisions of this section.

Vouchers by Supervisor.

SEC. 8. That section 9625 of Remington's Revised Statutes be, and the same is hereby, amended to read as follows:

Amendment.

Section 9625. The County Commissioners of any county may annually levy a tax, beginning with the year 1907, in such amount as, in their judgment they may deem necessary or advisable, but not to exceed one (1) mill upon all taxable property in such county, for the purpose of creating a fund to be known as "river improvement fund." There is hereby created in each such river improvement fund an account to be known as the "flood control maintenance account."

Commissioners to make annual levy.

River improvement fund.

SEC. 9. That section 9626 of Remington's Revised Statutes be, and the same is hereby, amended to read as follows:

Amendment.

Section 9626. Said fund shall be expended for the purposes in this act provided. Any county, for the control of waters subject to flood conditions from streams, tidal or other bodies of water affecting such county, may inside or outside the boundaries of such county, construct, operate and maintain dams and impounding basins and dikes, levees, revetments, bulkheads, rip-rap or other protection; may remove

Purpose of fund.

Items.

Items.

bars, logs, snags and debris from and clear, deepen, widen, straighten, change, relocate or otherwise improve and maintain stream channels, main or overflow; may acquire any real or personal property for the prosecution of such works; and may construct, operate and maintain any and all other works, structures and improvements necessary for such control; and for any such purpose may purchase, condemn or otherwise acquire land, property or rights, including beds of non-navigable waters and state, county and school lands and property and may damage any land or other property for any such purpose, and may condemn land and other property and damage the same for any other public use after just compensation having been first made or paid into court for the owner in the manner prescribed in this act. The purposes in this act specified are hereby declared to be county purposes.

Eminent domain.

Amendment.

SEC. 10. That section 9627 of Remington's Revised Statutes be, and the same is hereby, amended to read as follows:

Proceedings in eminent domain.

Section 9627. The taking and damaging of land, property or rights therein or thereto by any county, either inside or outside of such county, for flood control purposes of the county is hereby declared to be for a public use. Such eminent domain proceedings shall be in the name of the county, shall be had in the county where the property is situated, and may unite in a single action proceedings to condemn for county use property held by separate owners, the jury to return separate verdicts for the several lots, tracts or parcels of land, or interest therein, so taken or damaged. The proceedings may conform to the provisions of sections 921 to 926, inclusive, of Remington's Revised Statutes, or to any general law now or hereafter enacted governing eminent domain proceedings by counties. The title so acquired by the county shall be the fee simple title or such lesser estate as shall be designated in the decree of appro-

Procedure.

priation. The awards in and costs of such proceedings shall be payable out of the river improvement fund. Awards from fund.

Passed by the Senate March 4, 1941.

Passed by the House March 10, 1941.

Approved by the Governor March 24, 1941.

CHAPTER 205.

[S. B. 164.]

AUTHORIZING PARTICIPATION OF PUBLIC EMPLOYEES IN FEDERAL OLD AGE AND SURVIVORS BENEFITS.

AN ACT to provide for employes of the state and its political subdivisions including public utility districts to participate in and receive payments and benefits of the Old Age and Survivors Insurance benefits of the Federal Social Security act, if and when said act is amended to permit such participation.

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

SECTION 1. The State of Washington in behalf of all its eligible officials and employes and the eligible officials and employes of all its counties, cities and towns, and of any and all other of its municipal corporations and political subdivisions which levy taxes and employ and pay salaries and wages to officials and employes including public utility districts, hereby accepts the benefits of the Old Age and Survivors' Insurance benefit provisions of the Federal Social Security Act, whenever the provisions of such act are extended to embrace such officials and employes.

Old age benefits extended to public employes.

SEC. 2. Any and all officials and boards having charge of the preparation of payrolls and payment of salaries and wages to such eligible officials and employes are hereby authorized and directed to make payroll and salary and wage deductions and to handle and dispose of the same as required by such

Salary deductions.