

taining premises in which the members or other persons may resort for the primary or incidental purpose of keeping or consuming liquor on the premises.

License  
required.

Except as permitted under a license issued by the Washington state liquor control board, it is unlawful for any person to conduct or maintain by himself or by associating with others, or to in any manner aid, assist, or abet in conducting or maintaining a bottle club.

Passed the Senate March 8, 1951.

Passed the House March 6, 1951.

Approved by the Governor March 15, 1951.

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## CHAPTER 121.

[ S. B. 156. ]

### ISSUANCE OF BONDS FOR HIGHWAY CONSTRUCTION AND AGATE PASS BRIDGE.

AN ACT relating to highways and roads; providing for the issuance, sale and retirement of motor vehicle revenue bonds in order to accelerate the reconstruction of primary state highway No. 1, construction of a four lane highway at Snoqualmie Pass, the construction of a Pasco-Kennewick bridge and the construction of Columbia Basin county arterial highways and farm to market roads in Grant, Franklin and Adams counties, as projects of the first priority; providing for the issuance of bonds to make the money expended from the motor vehicle fund for Agate Pass Bridge bonds of the Washington toll bridge authority available for war emergency or other high priority highway projects and making said bridge toll free; providing for reimbursement of all construction costs in said counties; regulating investments from the motor vehicle fund and amending section 47.60.100, R.C.W.; making an appropriation; and declaring an emergency.

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

Declaration  
of necessity.

SECTION 1. Reconstruction of primary state highway No. 1 from Oregon to British Columbia, construction of four traffic lanes at Snoqualmie Pass,

construction of an adequate highway bridge from Pasco to Kennewick and construction of county arterial highways and farm to market roads in Grant, Franklin and Adams counties to coincide with the opening of lands for settlement in the Columbia Basin irrigation project, are declared to be highway projects of the first priority. The construction of such projects is required in the interest of the public safety and for the orderly development of the state. The reimbursement of the motor vehicle fund for money used to purchase Agate Pass Bridge bonds will also make possible other war emergency or high priority highway construction. The threat of war makes acceleration of construction a vital necessity at this time.

Projects of first priority.

SEC. 2. To provide funds for accelerating construction of these first priority projects, and to reimburse the motor vehicle fund for money expended for Agate Pass Bridge construction, there shall be issued and sold limited obligation bonds of the state of Washington in the sum of sixty-six million seven hundred three thousand, six hundred and twenty-five dollars. The issuance, sale and retirement of said bonds shall be under the general supervision and control of the state finance committee. The state finance committee shall, when notified by the director of highways, provide for the issuance of coupon or registered bonds to be dated, issued and sold from time to time in such amounts as may be necessary to the orderly progress of construction of the first priority projects.

Limited obligation bonds.

State finance committee to issue.

SEC. 3. Each of such bonds shall be made payable at any time not exceeding twenty-five years from the date of its issuance, with such reserved rights of prior redemption as the state finance committee may prescribe to be specified therein. The bonds shall be signed by the governor and the state auditor under the seal of the state, one of which signatures

Bonds payable, when.

Signatures.

shall be made manually and the other signature may be in printed facsimile, and any coupons attached to such bonds shall be signed by the same officers whose signatures thereon may be in printed facsimile. Any bonds may be registered in the name of the holder on presentation to the state treasurer or at the fiscal agency of the state of Washington in New York City, as to principal alone, or as to both principal and interest under such regulations as the state treasurer may prescribe. Such bonds shall be payable at such places as the state finance committee may provide. All bonds issued under authority of this act shall be fully negotiable instruments.

Registration.

Negotiability.

Statement that bonds not general obligation of state; payable from motor vehicle fuel excise tax.

Proceeds of taxes pledged.

SEC. 4. Bonds issued under the provisions of this chapter shall distinctly state that they are not a general obligation of the state, but are payable in the manner provided in this chapter from the proceeds of all state excise taxes on motor vehicle fuels imposed by chapter 82.36 and sections 82.36.020, 82.36.230, 82.36.250, and 82.36.400, R.C.W., as derived from chapter 58, Laws of 1933, as amended, and as last amended by chapter 220, Laws of 1949; and chapter 82.40 and section 82.40.020, R.C.W., as derived from chapter 127, Laws of 1941, as amended, and as last amended by chapter 220, Laws of 1949. The proceeds of such excise taxes are hereby pledged to the payment of any bonds and the interest thereon issued under the provisions of this chapter, and the legislature hereby agrees to continue to impose the same excise taxes on motor vehicle fuels in amounts sufficient to pay the principal and interest on all bonds issued under the provisions of this chapter when due.

[R.C.W. 82.36.020 is Rem. Supp. 1949, § 8327-5; R.C.W. 82.36.230 is Rem. Supp. 1949, § 8327-17, 2nd and 3rd para.; R.C.W. 82.36.250 is Rem. Supp. 1949, § 8327-17, last para.; R.C.W. 82.36.400 is Rem. Supp. 1949, § 8327-19 (b); R.C.W. 82.40.020 is Rem. Supp. 1949, § 8327-30.]

SEC. 5. The bonds issued hereunder shall be in denominations to be prescribed by the state finance committee and may be sold in such manner and in such amounts and at such times and on such terms and conditions as the committee may prescribe. If bonds are sold to any purchaser other than the state of Washington, they shall be sold at public sale, and it shall be the duty of the state finance committee to cause such sale to be advertised in such manner as it shall deem sufficient. Bonds issued under the provisions of this chapter shall be legal investment for any of the funds of the state, except the permanent school fund: *Provided*, That bonds authorized herein to reimburse the motor vehicle fund for the cost of the Agate Pass Bridge construction shall be sold at the earliest date which the committee finds feasible.

Bonds; denominations.

Public sale.

Legal investment for state funds.

Early sale of Agate Pass bonds.

SEC. 6. The money arising from the sale of said bonds shall be deposited in the state treasury to the credit of the motor vehicle fund and such money shall be available only for the construction of such first priority projects, reimbursement of the motor vehicle fund for money expended for construction of the Agate Pass Bridge in order to make such money available for war emergency highway projects or other high priority highway uses, and payment of the expense incurred in the printing, issuance and sale of any such bonds.

Deposit and use of proceeds of sale.

SEC. 7. Any funds required to repay such bonds, or the interest thereon when due, subject to the proviso of this section, shall be taken from that portion of the motor vehicle fund which results from the imposition of all excise taxes on motor vehicle fuels and which is, or may be, appropriated to the highway department for state highway purposes, and shall never constitute a charge against any allocations of such funds to counties, cities and towns unless and until the amount of the motor vehicle

Source of funds to retire bonds.

fund arising from the excise taxes on motor vehicle fuels and available for state highway purposes proves insufficient to meet the requirements for bond retirement or the interest on any bonds: *Provided*, That money required hereunder to pay interest on or to retire any bonds issued for Columbia Basin county arterial highways or farm to market roads shall be repaid by any such county or counties wherein such highways or roads are constructed in the manner set forth in section 9 of this act.

Columbia basin highways.

Estimate of percentage of motor vehicle fund receipts needed for interest and retirement.

SEC. 8. At least one year prior to the date any interest is due and payable on such bonds or before the maturity date of any bonds, the state finance committee shall estimate, subject to the provisions of section 7, the percentage of the receipts in money of the motor vehicle fund, resulting from collection of excise taxes on motor vehicle fuels, for each month of the year which will be required to meet interest or bond payments hereunder when due, and shall notify the state treasurer of such estimated requirement. The state treasurer shall thereafter from time to time each month as such funds are paid into the motor vehicle fund, transfer such percentage of the monthly receipts from excise taxes on motor vehicle fuels of the motor vehicle fund to the highway bond retirement fund, which is hereby established, and which fund shall be available solely for payment of such interest or bonds when due. If in any month it shall appear that the estimated percentage of money so made is insufficient to meet the requirements for interest or bond retirement, the treasurer shall notify the state finance committee forthwith and such committee shall adjust its estimates so that all requirements for interest and principal of all bonds issued shall be fully met at all times.

Transfer of percentage to highway bond retirement fund.

Where estimate insufficient.

Director of highways.

SEC. 9. The director of highways shall report separately to the state finance committee all sums ex-

pended from funds resulting from the sale of bonds for Columbia Basin county arterial highways and farm to market roads in Grant, Franklin and Adams counties under the provisions of this chapter. Such counties shall repay to the state all the cost of any Columbia Basin highway or road facilities actually constructed under the provisions of this chapter within each of such counties as follows: The state finance committee, at least one year prior to the date any interest is due and payable on such bonds or before the maturity date of any such bonds, shall ascertain the percentage of the motor vehicle funds arising from the excise taxes on motor vehicle fuels, which is to be transferred to such counties under the provisions of law which will be necessary to pay all of the interest upon or retire when due all of the portion of said bonds chargeable to expenditures incurred under the provisions of this chapter in each of said counties. The state finance committee shall notify the state treasurer of this estimate and the treasurer shall thereafter, when distributions are made from the motor vehicle fund to counties, retain such percentage of the total sums credited to such counties as aforesaid in the motor vehicle fund arising from the excise taxes on motor vehicle fuels until such fund is fully reimbursed for all expenditures under this chapter in Grant, Adams and Franklin counties. Any money so retained shall be available for state highway purposes.

Columbia Basin projects; separate report of expenditures.

Counties to repay state.

Procedure.

Use of money retained.

SEC. 10. The sums retained from motor vehicle funds arising from the excise taxes on motor vehicle fuel, of any such counties shall not exceed in any distribution period fifty per cent of the total amount to be credited to such county. If there shall be a deficit in the amount available for reimbursement of the motor vehicle fund, due to this provision, then such deficit shall continue to be a charge against any

Amount retainable.

Deficit.

sums due any such county from the motor vehicle fund from such excise taxes until the full cost of such Columbia Basin highway facilities is paid.

SEC. 11. Whenever the percentage of the motor vehicle fund arising from excise taxes on motor fuels, payable into the highway bond retirement fund, shall prove more than is required for the payment of interest on bonds when due, or current retirement of bonds, any excess may, in the discretion of the state finance committee, be available for the prior redemption of any bonds or remain available in the fund to reduce the requirements upon the fuel excise tax portion of the motor vehicle fund at the next interest or bond payment period.

Excess available for prior redemption or may carry over.

Allocation to specific projects.

SEC. 12. The bonds authorized herein are allocated to the first priority projects as follows:

Reconstruction of primary state highway No. 1

(1) Forty-nine million two hundred fifty thousand dollars of the total issue for the acceleration of the reconstruction of primary state highway No. 1, said amount to be expended on said primary state highway No. 1 as follows: Thirty-three million five hundred thousand dollars between Everett, Seattle, Tacoma, Olympia, Chehalis, Centralia, Kelso, Vancouver, and the Oregon boundary line, and fifteen million seven hundred fifty thousand dollars between Everett and the Canadian boundary line;

Pasco-Kennewick bridge.

(2) Six million five hundred thousand dollars of the total issue for the construction of the highway bridge from Pasco to Kennewick;

Snoqualmie Pass highway.

(3) Four million two hundred fifty thousand dollars of the total issue for the construction of a four lane highway at Snoqualmie Pass;

Columbia Basin county arterial highways and farm to market roads.

(4) Five million dollars of the total issue for the construction of Columbia Basin county arterial highways and farm to market roads in Grant, Franklin and Adams counties, for which the state must be reimbursed as provided in section 9; and

(5) One million seven hundred three thousand six hundred twenty-five dollars of the total issue for reimbursement of the motor vehicle fund for money spent for Washington toll bridge authority bonds purchased in connection with the construction of the Agate Pass Bridge, said sum of one million seven hundred three thousand six hundred twenty-five dollars to be used when it becomes available in the motor vehicle fund, under allotments to be made by the director of highways, for war emergency or other high priority highway projects: *Provided*, That no bonds shall be issued for Columbia Basin county arterial highway and road purposes unless expenditures are actually required for the settlement of lands ready for irrigation in the Columbia Basin project and all construction of arterial highways and roads in such counties shall be accomplished by the engineering forces of the various counties under the supervision of the director of highways.

Reimbursement for Agate Pass Bridge.

Condition to allocation for Columbia Basin project.

SEC. 13. When the state finance committee has made arrangements for the sale of sufficient bonds to reimburse the motor vehicle fund in the sum of one million seven hundred three thousand six hundred twenty-five dollars as aforesaid, the committee shall notify the Washington toll bridge authority and the authority is thereafter directed to transfer the Agate Pass Bridge to the highway department for operation as a toll free part of the state highway system. The bonds of the authority issued to construct the Agate Pass Bridge shall then be cancelled.

Transfer of Agate Pass Bridge to highway department.

Cancellation of bonds.

SEC. 14. Section 47.60.100, R.C.W., as derived from section 8, chapter 179, Laws of 1949, is amended to read as follows:

Amendment.

Notwithstanding any other provision of the law, bonds issued by the authority shall be legal investments by the state finance committee of any state

Legal investment for state funds.



monies in its hands, except permanent school funds and motor vehicle funds.

[Am. Rem. Supp. 1949, § 6584-37.]

Appropriation.

SEC. 15. There is appropriated from the motor vehicle fund the sum of sixty-six million seven hundred three thousand six hundred and twenty-five dollars, or so much thereof as may be necessary, to carry out the provisions of this chapter, but no money shall be available under this appropriation from said fund unless a like amount of the bonds provided for herein are sold and the money derived deposited to the credit of such fund.

Available, when.

Emergency.

SEC. 16. This act is necessary for the immediate preservation of the public peace, health and safety, the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the Senate March 8, 1951.

Passed the House March 6, 1951.

Approved by the Governor March 15, 1951.

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## CHAPTER 122.

[ S. B. 228. ]

### PUBLIC ASSISTANCE—AID TO THE BLIND.

AN ACT relating to public assistance; and exempting certain resources in aid to the blind assistance to conform with public law 734; amending section 74.08.010, R.C.W.; and declaring an effective date.

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

Amendment.

SECTION 1. Section 74.08.010, R.C.W., as derived from section 3 (f), [section 3] chapter 1, Laws of 1951, is hereby amended in order to conform with the requirements of the federal social security act as follows: