

Materialmen's
liens. Notice
of lien.

firm or corporation has furnished materials and supplies for use thereon, with the name of the contractor or agent ordering the same, and that a lien may be claimed for all materials and supplies furnished by such person, firm or corporation for use thereon, which notice shall be given by mailing the same by registered or certified mail in an envelope addressed to the owner or reputed owner at his place of residence or reputed residence: *Provided, however,* That with respect to materials or supplies used in construction, alteration or repair of any single family residence or garage such notice must be given not later than ten days after the date of the first delivery of such materials or supplies. No materialmen's lien shall be enforced unless the provisions of this section have been complied with.

Passed the Senate March 13, 1957.

Passed the House March 12, 1957.

Approved by the Governor March 22, 1957.

CHAPTER 215.

[S. B. 282.]

DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT.

AN ACT relating to state government; establishing a department of commerce and economic development; abolishing the division of progress and industry development of the department of conservation and development; prescribing and transferring rights, powers and duties of certain officers and departments; amending section 1, chapter 174, Laws of 1953 as amended by section 2, chapter 285, Laws of 1955, and RCW 43.17.010; amending section 2, chapter 174, Laws of 1953 as amended by section 3, chapter 285, Laws of 1955, and RCW 43.17.020; amending section 61, chapter 7, Laws of 1921 as last amended by section 1, chapter 57, Laws of 1951 and section 1, chapter 173, Laws of 1945 as last amended by section 1, chapter 57, Laws of 1951, and RCW 43.21.010; amending section 3, chapter 54, Laws of 1933 extraordinary session and RCW 43.21.190; amending section 4, chapter 54, Laws of 1933 extraordinary session and RCW 43.21.200; repealing section 3, chapter 173, Laws

of 1945 and RCW 43.21.170; and section 2, chapter 173, Laws of 1945, section 2, chapter 54, Laws of 1933 extraordinary session, section 3, chapter 134, Laws of 1937 and RCW 43.21.180; making appropriations; and declaring an emergency.

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

Section 1. It is hereby declared to be the public policy of the legislature of the state of Washington to continue, and to accelerate the orderly growth of the economy of the state; not only to preserve, but also to increase the economic well-being of its citizens and its commerce: The legislature thereby determines that it is in the public interest, for the public good and the general welfare of the citizens of the state to establish a department of commerce and economic development. Through research and promotion the department shall foster the most desirable growth and diversification of industry and commerce possible, and the attraction of visitors to the state.

Declaration of purpose.

Sec. 2. There is established a department of state government to be known as the department of commerce and economic development.

Department established.

SEC. 3. The executive head of the department shall be the director of commerce and economic development. He shall be appointed by the governor, with the consent of the senate, and hold office at the pleasure of the governor. He shall be paid a salary fixed by the governor, which may reach but shall not exceed the sum of eighteen thousand dollars per annum.

Director. Appointment.—Term.—Salary.

SEC. 4. The department of commerce and economic development shall be organized into divisions, including (1) the industrial development division, (2) the tourist promotion division, (3) the research division, and others as required.

Divisions of department.

The director of commerce and economic devel-

opment may appoint such division supervisors, and clerical supervisors and other assistants as may be necessary for the general administration of the department.

Department
of commerce
and economic
development.
Duties of
director
through
division of
tourist
promotion.

SEC. 5. The director of commerce and economic development, through the tourist promotion division shall:

(1) Conduct promotion of the state, other than that carried on or planned by the various departments or other political subdivisions within the state, for the purpose of attracting visitors to the state, and encouraging tourist expansion in the state;

(2) Formulate, supervise, and carry out a continuous factual information program for the promotion of the state;

(3) Assemble and distribute such data, statistics, information, and exhibits as will publicize and popularize the advantages of the state;

(4) Take active steps by sending representatives to other areas and by inviting representatives from other areas for the purpose of attracting visitors, inviting conferences and conventions, and sportsmen and tourists to the state of Washington.

(5) The department of commerce and economic development may publish or encourage the private publication of a magazine named by it and shall also publish maps, pamphlets and other descriptive material designed to carry out the purposes of this act. The department of commerce and economic development shall fix the price to be paid for annual subscriptions to, for single copies of, and the discount to be allowed dealers of the magazine. The publication may be distributed free of charge to libraries, schools, chambers of commerce and to such hotels, tourist agencies, visitors and prospective visitors and to such other persons or agencies, and in such quantities, as the department deems beneficial in carrying out the purposes of this act. In no case shall the

number of free copies each month exceed ten percent of the total number of paid subscriptions.

SEC. 6. The director of commerce and economic development, through the industrial development division, shall:

Duties of director through division of industrial development.

(1) Gather, maintain and disseminate available information concerning plant industrial sites throughout the state and the advantages of locating industries within the state;

(2) Serve local communities in planning for and acquiring a greater industrial development;

(3) Act as the state's official liaison agency between persons interested in locating business firms in Washington, and state and local groups seeking new business (in such capacity, the division shall maintain the confidential nature of the negotiations it conducts as requested by the persons contemplating location in this state);

(4) Conduct an active program, by sending representatives to other areas, of providing information on industrial and business sites, contacting potential new business and industry, and in other ways to expand the business and industrial base of the state of Washington.

SEC. 7. The director of commerce and economic development through the division of research shall initiate, conduct, and maintain research for the purpose of guiding and accomplishing a coordinated and economically farsighted development of the state. He shall establish a research reference service to collate and coordinate information available from private and governmental sources, to undertake market feasibility studies on existing products and byproducts which are or could be developed in the state. He shall assist in creating and maintaining a shelf of public work projects to aid the state in case of an economic recession.

Duties of director through division of research.

Department of
commerce and
economic
development.
General
grant of
powers to
director.

SEC. 8. Notwithstanding any duties and powers specifically enumerated in sections 5, 6, and 7 of this chapter, the director is authorized, empowered, and directed to do any and all other acts necessary to accomplish the purposes of this chapter as specified in section 1 hereof.

Advisory
council.
Appointment—
Terms—
Vacancies—
Expenses.

SEC. 9. To aid and advise the director in the performance of his functions as specified in this act, an advisory council shall be appointed by the governor, such council to be composed of not more than eleven members, all of whom shall be residents of this state, representing such geographical and economic areas as the governor shall determine will best further the purposes of this act. Terms of council members shall not exceed two years and shall continue until their successors are appointed. Vacancies shall be filled in the same manner as original appointments. Members shall receive no per diem but shall receive reimbursement for actual subsistence and traveling expenses incurred in the performance of their duties.

Duties of
advisory
council.

SEC. 10. The advisory council shall receive reports periodically from the department and shall meet to advise, guide and assist the director in establishing the policies of the department.

Additional
advisory
groups. Ap-
pointment—
Terms—
Vacancies—
Expenses.

SEC. 11. The director may from time to time establish such additional advisory groups as in his discretion are necessary for the carrying out of this act. Members of and vacancies in, such advisory groups, shall be filled by appointments by the director. Members shall receive no per diem but shall receive reimbursement for actual subsistence and traveling expenses incurred in the performance of their duties.

Other
agencies to
cooperate—
Reimburse-
ment.

SEC. 12. The director is authorized to request information and assistance from all other agencies, departments and officials of the state and may reim-

burse such agencies, departments or officials when any such request imposes any additional expenses upon any such agency, department or official.

SEC. 13. The director and the supervisor of any division may travel throughout the state or other states and may contact other states and agencies in the performance of their duties. The director and supervisors shall receive no per diem, but shall receive reimbursement for subsistence and traveling expenses incurred while away from their respective places of abode, in lieu of other provisions made by law for reimbursement of their expenses as such state employees, not to exceed twenty-five dollars per day. The director is authorized to delegate similar authority to other members of his staff who shall then be reimbursed for their expenses in the same manner as herein provided for the director and division supervisors.

Participation with other states—Subsistence and travel expense.

SEC. 14. In furthering the purposes of this act, the director may accept contributions, grants or gifts in cash or otherwise from persons, associations, or corporations, such contributions to be disbursed in the same manner as money appropriated by the legislature: *Provided*, That the donor of such gifts may stipulate the purpose for which they shall be expended.

Director may receive gifts and grants.

Proviso.

SEC. 15. The department of commerce and economic development may accept and disburse federal grants or federal matching or other funds or donations from any source when made, granted or donated for a purpose covered by this act.

Department may accept and disburse federal funds.

SEC. 16. The director shall submit to the governor and the legislature a biennial report on the activities, growth, progress, problems and costs of the programs of the department and its divisions, and on recommendations for future program and needed

Biennial report of director.

legislation including legislation designed to encourage investment of risk venture capital in this state.

Division of progress and industry development abolished.

SEC. 17. From and after the first day of April, 1957, the division of progress and industry development of the department of conservation and development is abolished and the director of the department of commerce and economic development shall exercise all the powers, duties and functions theretofore vested in and required to be exercised by the supervisor of progress and industry development of the department of conservation and development.

Department of commerce and economic development. Transfer of records, property and duties.

SEC. 18. Upon the taking effect of this act, the director of conservation and development shall immediately deliver to the director of commerce and economic development all books, documents, records, papers, files, or other writings, all cabinets, furniture, office equipment, and other tangible property, and all funds in his custody or under his control used or held by the division of progress and industry development of the department of conservation and development. Neither the abolition of the division of progress and industry development of the department of conservation and development nor the transfer of powers and duties as provided in this act to the director of commerce and economic development shall affect the validity of any acts performed by such agency or any officer or employee thereof before taking effect of this act. All matters relating to functions transferred under the provisions of this act from the division of progress and industry development of the department of conservation and development to the department of commerce and economic development which at the time of transfer have not been completed may be undertaken and completed by the director of commerce and economic development, who is authorized, empowered, and directed to promulgate any and all orders, rules, and regulations necessary to accomplish this purpose.

SEC. 19. Section 1, chapter 174, Laws of 1953 as amended by section 2, chapter 285, Laws of 1955, and RCW 43.17.010 are each amended to read as follows:

RCW 43.17.010
amended.

There shall be departments of the state government which shall be known as (1) the department of public assistance, (2) the department of institutions, (3) the department of health, (4) the department of conservation, (5) the department of labor and industries, (6) the department of agriculture, (7) the department of licenses, (8) the department of fisheries, (9) the department of game, (10) the department of highways, (11) the department of general administration and (12) the department of commerce and economic development, which shall be charged with the execution, enforcement, and administration of such laws, and invested with such powers and required to perform such duties, as the legislature may provide.

Departments
created.

SEC. 20. Section 2, chapter 174, Laws of 1953 as amended by section 3, chapter 285, Laws of 1955, and RCW 43.17.020 are each amended to read as follows:

RCW 43.17.020
amended.

There shall be a chief executive officer of each department to be known as: (1) The director of public assistance, (2) the director of institutions, (3) the director of health, (4) the director of conservation, (5) the director of labor and industries, (6) the director of agriculture, (7) the director of licenses, (8) the director of fisheries, (9) the director of game, (10) the director of highways, (11) the director of general administration and (12) the director of commerce and economic development.

Chief execu-
tive officers—
Appointment.

Such officers, except the director of highways, shall be appointed by the governor, with the consent of the senate, and hold office at the pleasure of the governor. If a vacancy occurs while the senate is not in session, the governor shall make a temporary appointment until the next meeting of the senate, when he shall present to that body his nomination for the

office. The director of highways shall be appointed by the state highway commission.

RCW 43.21.010 amended.

SEC. 21. Section 61, chapter 7, Laws of 1921 as last amended by section 1, chapter 57, Laws of 1951 and section 1, chapter 173, Laws of 1945 as last amended by section 1, chapter 57, Laws of 1951 (heretofore combined and codified as RCW 43.21-.010) are each amended to read as follows:

Divisions.

(RCW 43.21.010) The department of conservation shall be organized into six divisions, to be known as, (1) the division of forestry, (2) the division of geology, (3) the division of mines, (4) the division of reclamation, (5) the division of water resources, and (6) the division of flood control.

Note: See also section 1, chapter 284, Laws of 1957.

RCW 43.21.190 amended.

SEC. 22. Section 3, chapter 54, Laws of 1933 extraordinary session and RCW 43.21.190 are each amended to read as follows:

Master plan of development.

The director shall prepare and perfect from time to time a state master plan for flood control, state public reservations, financed in whole or in part from moneys collected by the state, sites for state public buildings and for the orderly development of the natural and agricultural resources of the state. The plan shall be a guide in making recommendations to the officers, boards, commissions, and departments of the state.

Whenever an improvement is proposed to be established by the state, the state agency having charge of the establishment thereof shall request of the director a report thereon, which shall be furnished within a reasonable time thereafter. In case an improvement is not established in conformity with the report, the state agency having charge of the establishment thereof shall file in its office and with the director a statement setting forth its reasons for rejecting or varying from such report which shall be open to public inspection.

The director shall insofar as possible secure the cooperation of adjacent states, and of counties and municipalities within the state in the coordination of their proposed improvements with such master plan.

SEC. 23. Section 4, chapter 54, Laws of 1933 extraordinary session and RCW 43.21.200 are each amended to read as follows: RCW 43.21.200 amended.

The director may hold public hearings, in connection with any duty prescribed in RCW 43.21.190 and may compel the attendance of witnesses and the production of evidence. Public hearings.

SEC. 24. Section 3, chapter 173, Laws of 1945 and RCW 43.21.170 and section 2, chapter 173, Laws of 1945, section 2, chapter 54, Laws of 1933 extraordinary session, section 3, chapter 134, Laws of 1937 and RCW 43.21.180 are each repealed. Repeal.

Note: See also section 4, chapter 157, Laws of 1957.

SEC. 25. There is appropriated from the general fund to the department of commerce and economic development the sum of one million five hundred thousand dollars. Appropriation for department.

SEC. 26. 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 on April 1, 1957. Emergency.

Passed the Senate March 13, 1957.

Passed the House March 12, 1957.

Approved by the Governor March 22, 1957.