

CHAPTER 59.

[H. B. 227.]

PORT DISTRICTS—BONDS AND WARRANTS.

AN ACT relating to port districts; amending section 1, chapter 122, Laws of 1949 and RCW 53.40.010; amending section 2, chapter 122, Laws of 1949 and RCW 53.40.020 and 53.40.030; amending section 4, chapter 122, Laws of 1949 and RCW 53.40.040; amending section 3, chapter 122, Laws of 1949 and RCW 53.40.050; amending section 7, chapter 122, Laws of 1949 and RCW 53.40.090, 53.40.100 and 53.40.120; and repealing sections 5 and 6, chapter 122, Laws of 1949 and RCW 53.40.060, 53.40.070 and 53.40.080.

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

SECTION 1. Section 1, chapter 122, Laws of 1949 and RCW 53.40.010 are each amended to read as follows:

RCW 53.40.010 amended.

Any port district is authorized in the exercise of the powers granted port districts under the laws of the state to contract indebtedness and issue revenue bonds and warrants evidencing such indebtedness in conformity with this chapter.

Revenue bonds and warrants authorized.

SEC. 2. Section 2, chapter 122, Laws of 1949 (heretofore divided and codified as RCW 53.40.020 and RCW 53.40.030) is amended to read as set forth in sections 3 and 4 of this act.

Division and amendment.

SEC. 3. (RCW 53.40.020) All such revenue bonds and warrants authorized under the terms of this chapter may be issued and sold by the port district from time to time and in such amounts as is deemed necessary by the port commission to provide sufficient funds for the carrying out of all port district powers, and without limiting the generality thereof, shall include the following: Acquisition, construction, reconstruction, maintenance, repair, additions and operation of port properties and facilities, including in the cost thereof engineering, inspection, accounting, fiscal and legal expenses; the cost of is-

RCW 53.40.020 amended.

Purposes for which issued

suance of bonds, including printing, engraving and advertising and other similar expenses; payment of interest on the outstanding bonds issued for any project during the period of actual construction and for six months after the completion thereof, and the proceeds of such bond issue are hereby made available for all such purposes.

RCW 53.40.030 amended. Form and term of bonds.

SEC. 4. (RCW 53.40.030) The port commission shall determine the form, conditions, and denominations of all such bonds, the maturity dates which the bonds so sold shall bear, and the interest rate thereon, which shall not exceed six percent per year. It shall not be necessary that all bonds of the same authorized issue bear the same interest rate. Principal and interest of the bonds shall be payable at such place or places as may be fixed and determined by the port commission. The bonds may contain provisions for registration thereof as to principal only and as to both principal and interest. The bonds shall be issued in coupon form with interest payable at such times as may be determined by the port commission and in such amounts as they may prescribe. The port commission may provide for retirement of bonds issued under this chapter at any time or times prior to their maturity, and in such manner and upon the payment of such premiums as may be fixed and determined by resolution of the port commission.

RCW 53.40.040 amended.

SEC. 5. Section 4, chapter 122, Laws of 1949 and RCW 53.40.040 are each amended to read as follows:

Bonds payable only out of revenues—Special funds.

Bonds or warrants issued under the provisions of this chapter shall be payable solely out of revenues of the port district. Such bonds or warrants may be authorized by resolution adopted by the port commission, which resolution shall provide for the creation of a special fund or funds, in which event or events the port commission may obligate and bind the port district to set aside and pay a fixed proportion of the gross revenue of the port district. Such

fund or funds shall be drawn upon solely for the purpose of paying the principal and interest upon the bonds and warrants issued pursuant to this chapter.

The bonds and warrants shall be negotiable instruments under the law merchant, even though they shall be payable solely from such special fund or funds, but shall never be deemed a charge upon the tax revenue of the port district. The bonds shall state upon their face that they are payable solely from such special fund or funds. If the port commission fails to set aside and pay into such fund or funds the payments provided for in such resolution, the holder of any such bonds or warrants may bring suit to compel compliance with the provisions of the resolution.

SEC. 6. Section 3, chapter 122, Laws of 1949 and RCW 53.40.050 are each amended to read as follows:

RCW 53.40.050 amended.

Port districts may, but are not required by the terms of this chapter to do so, sell any or all such bonds issued pursuant to this chapter to the federal government, or any agency of the federal government, at private sale and without the necessity of public advertisement or calling for bids, but in no event shall the sale of the bonds be permitted for less than the principal and accrued interest thereon. Sales to others than the federal government, or its agencies, shall be made in the manner provided by law for the sale of other port district bonds.

Sale of bonds.

SEC. 7. Section 7, chapter 122, Laws of 1949 (heretofore divided and codified as RCW 53.40.090, RCW 53.40.100 and RCW 53.40.120) is amended to read as set forth in sections 8 through 10 of this act.

SEC. 8. (RCW 53.40.090)

RCW 53.40.090 deleted.

SEC. 9. (RCW 53.40.100)

RCW 53.40.100 deleted.

SEC. 10. (RCW 53.40.120) The Reconstruction Finance Corporation, or any other agency of the United States government making any such loan, or any

RCW 53.40.120 enacted without amendment.

Irregularity
in bonds or
use of funds
no defense.

other holder or owner of any bonds issued pursuant to this chapter, shall not be required to see to the application of the moneys derived from such bonds to the purposes for which the bonds are issued as specified in any resolution authorizing the issuance thereof. No defense of invalidity, or irregularity in any such bonds funded or refunded by the issuance of bonds hereunder, shall be a valid defense in any action at law or equity for a judgment upon or for the enforcement or collection of any bonds issued pursuant to this chapter, and no court shall have jurisdiction to entertain any such defense in any such action or proceeding.

Repeal.

SEC. 8. Sections 5 and 6, chapter 122, Laws of 1949 and RCW 53.40.060 through RCW 53.40.080 are each repealed.

Passed the House February 9, 1957.

Passed the Senate March 1, 1957.

Approved by the Governor March 9, 1957.

CHAPTER 60.

[H. B. 338.]

MEDICINE AND SURGERY.

AN ACT relating to the practice of medicine and surgery; amending section 6, chapter 192, Laws of 1909 as last amended by section 1, chapter 168, Laws of 1947, and RCW 18.71.010 and RCW 18.71.050; amending section 11, chapter 134, Laws of 1919 and RCW 18.71.090; and adding a new section to chapter 192, Laws of 1909 as last amended by chapter 168, Laws of 1947, and chapter 18.71 RCW.

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

Division and
amendment.

SECTION 1. Section 6, chapter 192, Laws of 1909 as last amended by section 1, chapter 168, Laws of 1947 (heretofore divided and codified as RCW 18.71.010 and RCW 18.71.050) is divided and amended as set forth in sections 2 and 3 of this act.