

All the tidelands described in this section shall be available for use as public shooting grounds under the direction and control of the state game commission.

Passed the Senate March 7, 1961.

Passed the House March 6, 1961.

Approved by the Governor March 20, 1961.

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## CHAPTER 191.

[ S. B. 94. ]

### POLICE RELIEF AND PENSIONS IN FIRST CLASS CITIES.

AN Act relating to municipal corporations; and to the police relief and pension fund in cities of the first class; amending section 4, chapter 39, Laws of 1909 as last amended by section 3, chapter 78, Laws of 1959, and RCW 41.20.050; amending section 5, chapter 39, Laws of 1909 as last amended by section 4, chapter 78, Laws of 1959, and RCW 41.20.060; and amending section 7, chapter 39, Laws of 1909 as last amended by section 5, chapter 78, Laws of 1959, and RCW 41.20.080; and amending section 13, chapter 39, Laws of 1909 as last amended by section 7, chapter 78, Laws of 1959, and RCW 41.20.120.

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

SECTION 1. Section 4, chapter 39, Laws of 1909 as last amended by section 3, chapter 78, Laws of 1959, and RCW 41.20.050 are each amended to read as follows:

RCW 41.20.050 amended.

Whenever a person has been duly appointed, and has served honorably for a period of twenty-five years or more, as a member, in any capacity, of the regularly constituted police department of a city subject to the provisions of this chapter, the board, after hearing, if one is requested in writing, may order and direct that such person be retired, and the board shall retire any member so entitled, upon his written request therefor. The member so retired hereafter shall be paid from the fund dur-

Police pensions, first class cities. Pension on retirement for years of service.

ing his lifetime a pension equal to fifty percent of the amount of salary at any time hereafter attached to the position held by the retired member for the year preceding the date of his retirement: *Provided*, That no pension shall exceed an amount equivalent to one-half the salary of captain, and all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957.

Any person affected by this chapter who at the time of entering the armed services was a member of such police department and has honorably served in the armed services of the United States in the time of war, shall have added to his period of employment as computed under this chapter, his period of war service in the armed forces, but such credited service shall not exceed five years and such period of service shall be automatically added to each member's service upon payment by him of his contribution for the period of his absence at the rate provided in RCW 41.20.130.

RCW 41.20.060 amended.

SEC. 2. Section 5, chapter 39, Laws of 1909 as last amended by section 4, chapter 78, Laws of 1959 and RCW 41.20.060 are each amended to read as follows:

Pension on retirement for disability.

Whenever any person, while serving as a policeman in any such city becomes physically disabled by reason of any bodily injury received in the immediate or direct performance or discharge of his duties as a policeman, or becomes incapacitated for service, such incapacity not having been caused or brought on by dissipation or abuse, of which the board shall be judge, the board may, upon his written request filed with the secretary, or without such written request, if it deems it to be for the benefit of the public, retire such person from the department, and order and direct that he be paid from the fund during his lifetime, a pension equal to one-half of the amount of salary at any time hereafter

attached to the position which he held in the department at the date of his retirement, but not to exceed an amount equivalent to one-half the salary of captain, and all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957.

Whenever such disability ceases, the pension shall cease, and such person shall be restored to active service at the same rank he held at the time of his retirement, and at the current salary attached to said rank at the time of his return to active service.

Disability benefits provided for by this chapter shall not be paid when the policeman is disabled while he is engaged for compensation in outside work not of a police or special police nature.

SEC. 3. Section 7, chapter 39, Laws of 1909 as last amended by section 5, chapter 78, Laws of 1959, and RCW 41.20.080 are each amended to read as follows:

RCW 41.20.080 amended.

Whenever any member of the police department of any such city loses his life while actually engaged in the performance of duty, or as the proximate result thereof, leaving a surviving spouse or child or children under the age of eighteen years, upon satisfactory proof of such facts made to it, the board shall order and direct that a pension, equal to one-half of the amount of the salary at any time hereafter attached to the position which such member held in the police department at the time of his death, shall be paid to the surviving spouse for life, or if there is no surviving spouse, or if the surviving spouse shall die, then to the child or children until they are eighteen years of age: *Provided*, That if such spouse or child or children marry, the person so marrying shall thereafter receive no further pension from the fund: *Provided further*, That all existing pensions shall be increased to not less than one hundred fifty dollars per month as of July 1, 1957.

Pension on death of policeman in performance of duty.

If any member so losing his life, leaves no spouse, or child or children under the age of eighteen years, the board shall pay the sum of two hundred dollars toward the funeral expenses of such member.

RCW 41.20.120  
amended.

SEC. 4. Section 13, chapter 39, Laws of 1909 as last amended by section 7, chapter 78, Laws of 1959, and RCW 41.20.120 are each amended to read as follows:

Sick benefits.

Whenever any active member of the police department, or any member hereafter retired, on account of service, sickness or disability, not caused or brought on by dissipation or abuse, of which the board shall be judge, is confined in any hospital or in his home and, whether or not so confined, requires nursing, care, or attention, the board shall pay for such active member the necessary hospital, care, and nursing expenses of such member out of the fund; and the board may pay for such retired member hospital, care, and nursing expenses as are reasonable, in the board's discretion. The salary of such active member shall continue while he is necessarily confined to such hospital or home or elsewhere during the period of recuperation, as determined by the board, for a period not exceeding six months, after which period the other provisions of this chapter shall apply: *Provided*, That the board in all cases may have the active or retired member suffering from such sickness or disability examined at any time by a licensed physician or physicians, to be appointed by the board, for the purpose of ascertaining the nature and extent of the sickness or disability, the physician or physicians to report to the board the result of the examination within three days thereafter. Any active or retired member who refuses to submit to such examination or examinations shall forfeit all his rights to benefits under this section: *Provided further*, That the board

shall designate the hospital and medical services available to such sick or disabled policeman.

Passed the Senate February 23, 1961.

Passed the House March 8, 1961.

Approved by the Governor March 20, 1961.

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## CHAPTER 192.

[ S. B. 153. ]

### IRRIGATION DISTRICTS.

AN ACT relating to irrigation districts; amending section 1, chapter 13, Laws of 1939 and RCW 87.04.010; amending section 2, chapter 13, Laws of 1939 and RCW 87.04.020; amending section 3, chapter 13, Laws of 1939 and RCW 87.04.030; amending section 4, chapter 13, Laws of 1939 and RCW 87.04.040; amending section 7, chapter 13, Laws of 1939 and RCW 87.04.050; amending section 5, chapter 13, Laws of 1939 and RCW 87.04.060; amending section 6, chapter 13, Laws of 1939 and RCW 87.04.070; amending section 8, chapter 13, Laws of 1939 and RCW 87.04.080; amending section 9, chapter 13, Laws of 1939 and RCW 87.04.090; amending section 10, chapter 13, Laws of 1939 and RCW 87.04.100; amending section 11, chapter 13, Laws of 1939 (uncodified); amending section 1, chapter 122, Laws of 1953, as last amended by section 4, chapter 57, Laws of 1955, and RCW 87.01.090; and amending section 4, page 673, Laws of 1890, as last amended by section 1, chapter 41, Laws of 1931, and RCW 87.01.100, 87.01.120 and 87.01.130.

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

SECTION 1. Section 1, chapter 13, Laws of 1939 and RCW 87.04.010 are each amended to read as follows:

An irrigation district comprising two hundred thousand or more acres, or irrigation districts comprising less than two hundred thousand acres which have followed the optional procedure specified in this amendatory act, shall be divided into divisions of as nearly equal area as practical, consistent with being fair and equitable to the electors of the dis-

RCW 87.04.010 amended.

Irrigation districts' director divisions.  
Created—  
Election of directors.