

(8) Cooperate with the United States, or any county or city of this state, in any matter pertaining to the acquisition for park and parkway purposes of any area not within the limits of any city, and in the care, control, or supervision of any park or parkway, and enter into contracts in writing to that end. All parks or parkways, to the acquisition or improvement of which the state shall have contributed or in whose care, control, or supervision the state shall participate pursuant to the provisions of this section, shall be governed by the provisions hereof.

(9) Investigate and report to the governor on or before the first day of January next preceding the regular session of the legislature regarding any proposed park or parkway, and make recommendations respecting other regions in the state desirable for state park or parkway purposes.

Passed the Senate April 4, 1967.

Passed the House April 20, 1967.

Approved by the Governor April 28, 1967.

---

## CHAPTER 91.

[Engrossed Senate Bill No. 447.]

### FIREMEN OF CITIES AND TOWNS.

AN ACT relating to firemen of cities and towns; and amending section 4, chapter 91, Laws of 1947 and RCW 41.16.040 and section 3, chapter 82, Laws of 1957 as amended by section 3, chapter 5, Laws of 1959, and RCW 41.16.090.

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

Section 1. Section 4, chapter 91, Laws of 1947 and RCW 41.16.040 are each amended to read as follows:

RCW 41.16.040  
amended.

The board shall have such general powers as are

Firemen of cities and towns—Pension board—Power of board.

vested in it by the provisions of this chapter, and in addition thereto, the power to:

(1) Generally supervise and control the administration of this chapter and the firemen's pension fund created hereby.

(2) Pass upon and allow or disallow all applications for pensions or other benefits provided by this chapter.

(3) Provide for payment from said fund of necessary expenses of maintenance and administration of said pension system and fund.

(4) Invest the moneys of the fund in such securities of the United States, state, municipal corporations and other public bodies as are designated by the laws of the state of Washington as lawful investments for funds of mutual savings banks; and in any bonds or warrants, including local improvement bonds or warrants issued under the state local improvement guaranty fund law, or in utility bonds or warrants issued by the municipality operating the fund. Subject to the limitations hereinafter in this section contained, investment of moneys of the fund may also be made in amounts not to exceed twenty-five percent of the fund's total investments in the shares of certain open-end investment companies: *Provided*, That the total amount invested in any one company shall not exceed five percent of the assets of such company, and shall only be made in the shares of such companies as are registered as open-end companies under the federal investment company act of 1940, as from time to time amended. The company must be at least ten years old and have net assets of at least five million dollars. It must have outstanding no bonds, debentures, notes, or other evidences of indebtedness, or any stock having priority over the shares being purchased, either as to distribution of assets or payment of dividends. It must have paid

dividends from investment income in each of the ten years next preceding purchase. The maximum selling commission on its shares, furthermore, may not exceed eight and one-half percent of the sum of the asset value plus such commission.

(5) Employ such agents, employees and other personnel as the board may deem necessary for the proper administration of this chapter.

(6) Compel witnesses to appear and testify before it, in the same manner as is or may be provided by law for the taking of depositions in the superior court. Any member of the board may administer oaths to witnesses who testify before the board of a nature and in a similar manner to oaths administered by superior courts of the state of Washington.

(7) Issue vouchers approved by the chairman and secretary and to cause warrants therefor to be issued and paid from said fund for the payment of claims allowed by it.

(8) Keep a record of all its proceedings, which record shall be public; and prepare and file with the city treasurer and city clerk or comptroller prior to the date when any payments are to be made from the fund, a list of all persons entitled to payment from the fund, stating the amount and purpose of such payment, said list to be certified to and signed by the chairman and secretary of the board and attested under oath.

(9) Make rules and regulations not inconsistent with this chapter for the purpose of carrying out and effecting the same.

(10) Appoint one or more duly licensed and practicing physicians who shall examine and report to the board upon all applications for relief and pension under this chapter. Such physicians shall visit and examine all sick and disabled firemen when, in their judgment, the best interests of the

Firemen of  
cities and  
towns—Pen-  
sion board—  
Power of  
board.

relief and pension fund require it or when ordered by the board. They shall perform all operations on such sick and injured firemen and render all medical aid and care necessary for the recovery of such firemen on account of sickness or disability received while in the performance of duty as defined in this chapter. Such physicians shall be paid from said fund, the amount of said fees or salary to be set and agreed upon by the board and the physicians. No physician not regularly appointed or specially appointed and employed, as hereinafter provided, shall receive or be entitled to any fees or compensation from said fund as attending physician to a sick or injured fireman. If any sick or injured fireman refuses the services of the appointed physicians, or the specially appointed and employed physician, he shall be personally liable for the fees of any other physician employed by him. No person shall have a right of action against the board or the municipality for negligence of any physician employed by it. The board shall have the power and authority to select and employ, besides the regularly appointed physician, such other physician, surgeon or specialist for consultation with, or assistance to the regularly appointed physician, or for the purpose of performing operations or rendering services and treatment in particular cases, as it shall deem advisable, and to pay fees for such services from said fund. Said board shall hear and decide all applications for such relief or pensions under this chapter, and its decisions on such applications shall be final and conclusive and not subject to revision or reversal except by the board.

RCW 41.16.090  
amended.

Sec. 2. Section 3, chapter 82, Laws of 1957 as amended by section 3, chapter 5, Laws of 1959, and RCW 41.16.090 are each amended to read as follows:

Minimum pen-  
sion.

All pensioners receiving a pension under the provisions of this chapter as provided for in section

12, chapter 91, Laws of 1947 and RCW 41.16.230, shall from and after the effective date of this 1967 amendatory act receive a minimum pension of one hundred fifty dollars per month.

Passed the Senate April 22, 1967.

Passed the House April 20, 1967.

Approved by the Governor April 28, 1967.

---

## CHAPTER 92.

[Substitute Senate Bill No. 604.]

### SCHOOLS—SURPLUS FOOD COMMODITIES.

AN ACT relating to education; providing a method for obtaining surplus or donated food commodities for the use by school districts in their hot lunch program; and making an appropriation.

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

Section 1. Notwithstanding any other provision of law or chapter 39.32 RCW, the state superintendent of public instruction is hereby authorized to purchase, or otherwise acquire from the government of the United States or any property or commodity disposal agency thereof, surplus or donated food commodities for the use by any school district for their hot lunch program.

Schools, surplus food commodities. Acquisition.

Sec. 2. There is created in the office of the state superintendent of public instruction a revolving fund to be designated the surplus and donated food commodities revolving fund, and there is hereby appropriated to said revolving fund from the general fund for the fiscal biennium ending June 30, 1969, the sum of twenty-five thousand dollars or so much thereof as shall be necessary to carry out the purposes of this act. The state treasurer shall, with

Schools—Surplus and donated food commodities revolving fund.