

effect to each by reenacting the sections with each amendment included therein.

Passed the House January 31, 1974.  
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CHAPTER 29  
[House Bill No. 1357]  
STATE HIGHWAY COMMISSION--  
CODE CORRECTION

AN ACT Relating to the state highway commission; reenacting section 47.01.160, chapter 13, Laws of 1961 as last amended by section 21, chapter 106, Laws of 1973 and by section 2, chapter 12, Laws of 1973 2nd ex. sess. and RCW 47.01.160; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 47.01.160, chapter 13, Laws of 1961 as last amended by section 21, chapter 106, Laws of 1973 and by section 2, chapter 12, Laws of 1973 2nd ex. sess. and RCW 47.01.160 are each reenacted to read as follows:

The state highway commission shall have the power and it shall be its duty:

(1) To conduct, control and supervise the state department of highways, and to designate and establish such department of highway district or branch offices as may be necessary and convenient, and, subject to the provisions of chapter 41.06 RCW, to appoint and employ and to determine the powers and duties together with the salaries and other expenses of such engineering, clerical, mechanical, and any and all other assistants as may be necessary or convenient in the exercise of the powers and in the discharge of its duties as the state highway commission: PROVIDED, That the highway commission may delegate to the director of highways the authority to employ, appoint, discipline, or discharge employees of the department of highways: PROVIDED FURTHER, That the director may delegate, by order, this authority to his subordinates as he deems appropriate, but the director shall be responsible for the official acts of such subordinates.

(2) To keep at the office of the commission in the highway building at the state capitol a record of all proceedings and orders pertaining to the matters under its direction and copies of all maps, plans and specifications prepared by it.

(3) To acquire property as authorized by law and to construct and maintain thereon any buildings or structures necessary and convenient for the exercise of the powers and the discharge of the duties of the commission and to construct and maintain any buildings or structures and appurtenances and facilities necessary or convenient to the health and safety and for the accommodation of persons traveling upon the state highways.

(4) To employ such qualified engineers who shall be registered professional engineers under the laws of the state of Washington, assistants and such other services and to provide such superintendents of construction, repair or maintenance work on any state highways as may be necessary to accomplish the completion thereof, and the expense so incurred together with the cost of any right of way necessary therefor, or land incidental thereto, shall be charged against the funds appropriated for the construction, repair or maintenance of state highways.

(5) To exercise all the powers and perform all the duties necessary, convenient, or incidental to the laying out, locating, relocating, surveying, constructing, altering, repairing, improving, and maintaining of any state highway, and of any bridges, culverts and embankments necessary or important therefor or for the protection or preservation thereof, and channel changes therefor and to examine and allow or disallow bills for any work done or materials furnished and to certify all claims allowed to the state treasurer.

(6) To collect and compile and to publish, if it is deemed advisable, statistics relative to public highways throughout the state; to collect such information in regard thereto as is deemed expedient; to investigate and determine upon various methods of highway construction adaptable to different sections of the state; to investigate and determine the best methods of construction and maintenance of highways, roads and bridges; to gather and compile such other information relating thereto as shall be deemed appropriate, and to employ highway funds for the purpose of constructing test roads within the state of Washington and conducting investigations and research thereof in the state of Washington or elsewhere; to conduct on any highways, roads, or streets of this state, physical, traffic or other nature of inventory or survey considered of value in determining highway, road or street uses and needs.

(7) To exercise all powers and to perform all duties by any law granted to or imposed upon the state highway board, the state highway commission, the state highway committee, the director of public works by and through the division of highways, the supervisor of highways, and the state highway engineer.

(8) To exercise all other powers and perform all other duties now or hereafter provided by law.

NEW SECTION. Sec. 2. 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.

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EXPLANATORY NOTE

RCW 47.01.160 was amended during the 1973 regular session of the legislature by 1973 c 106 sec. 21, and again during the 1973 second extraordinary session by 1973 2nd ex.s. c 12 sec. 2, each without reference to the other.

(1) 1973 c 106 sec. 21 provided, in subsection (5), for the certification of claims to the state treasurer instead of the state auditor.

(2) 1973 2nd ex.s. c 12 sec. 2 deleted the duty of the highway commission to submit a report to the governor before each regular session of the legislature regarding work constructed or under construction. Subsection (6) requiring biennial publication of a report of the commission was also deleted.

As these amendments appear to be in different respects, the purpose of this act is to give effect to each amendment by reenacting the section with each included therein.

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CHAPTER 30

[House Bill No. 1360]

INDUSTRIAL INSURANCE—

CODE CORRECTION

AN ACT Relating to industrial insurance; amending and reenacting section 51.32.040, chapter 23, Laws of 1961 as last amended by section 95, chapter 154, Laws of 1973 1st ex. sess. and RCW 51.32.040; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

Section 1. Section 51.32.040, chapter 23, Laws of 1961 as last amended by section 95, chapter 154, Laws of 1973 1st ex. sess. and RCW 51.32.040 are each amended and reenacted to read as follows:

No money paid or payable under this title shall, except as provided for in RCW 74.20A.090 and 74.20A.100, prior to the issuance and delivery of the check or warrant therefor, be capable of being assigned, charged, or ever be taken in execution or attached or garnished, nor shall the same pass, or be paid, to any other person by operation of law, or by any form of voluntary assignment, or power of attorney. Any such assignment or charge shall be void: PROVIDED, That if any workman suffers a permanent partial injury, and dies from