

Appropriation.

payment of awards and costs in condemnation, there is hereby appropriated out of the State Game Fund to the Director of Game the sum of forty thousand dollars (\$40,000), or so much thereof as may become necessary for said purposes.

Effective immediately.

SEC. 3. This act is necessary for the immediate preservation of the public peace, health and safety, and for the support of the state government and its existing public institutions, and shall take effect immediately.

Passed the House March 2, 1945.

Passed the Senate March 7, 1945.

Approved by the Governor March 16, 1945.

CHAPTER 246.

[H. B. 446.]

REGULATION AND CONTROL OF BEAVER.

AN ACT relating to beaver; providing for the regulation and control thereof by the State Game Commission; prescribing additional powers and duties for said commission; providing an appropriation, and declaring an emergency.

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

Beaver declared protected animal.

SECTION 1. For the purpose of properly administering, perpetuating, protecting and maintaining the beaver of the State of Washington, the same is hereby declared to be a protected fur-bearing animal and may be hunted, trapped, killed or possessed or the pelts thereof sold only by the State Game Commission acting through the Director of Game or his duly authorized representatives and pursuant to rules and regulations of said Commission promulgated hereunder.

SEC. 2. The State Game Commission is hereby empowered to make reasonable rules and regulations for purposes of administration and enforcement

of this act and for regulating propagation, hunting, trapping, killing and possession of beaver and the sale of beaver skins. The State Game Commission, acting through the Director of Game, may enter into cooperative agreements with private landowners for the perpetuation, propagation, hunting, trapping and killing of beaver upon the land of said owners. Under any such agreement the said Commission, acting through the Director of Game, shall designate therein the maximum number of beaver which may be taken each year from the land of the owner without impairing the supply thereof. All taking, hunting, trapping, killing of beaver shall be done hereunder only by the State Game Commission, acting through the Director of Game or his duly authorized representatives, with costs thereof to be paid out of the State Game Fund.

Rules for taking beaver.

SEC. 3. All beaver skins obtained by the Director of Game or his representatives under any cooperative agreement made with any landowner, under the foregoing provisions hereof, shall be sold to licensed fur buyers only at auction to the highest bidder. The time of any sale shall be within the discretion of the Director of Game. From the proceeds of such sales there shall be paid on voucher to the State Treasurer to the owner of the land upon which the beaver was or beavers were taken under any cooperative agreement, such amount as shall have been provided therein with the balance of such proceeds to be, by the Director of Game, deposited with the State Treasurer in the State Game Fund. In the making of any cooperative agreement under the provisions of this act the State Game Commission, acting through the Director of Game, may provide therein for compensation to the landowner as in its discretion may be deemed just and reasonable based upon a percentage payment per pelt sold or upon a fixed fee basis or otherwise.

Sale of skins

Compensation of landowner.

Trapping
and hunting
of beaver.

SEC. 4. The State Game Commission, acting through the Director of Game or his duly authorized representatives, is hereby empowered to hunt, trap or kill beaver on private lands when the owners thereof are suffering damage and do not desire to maintain beaver under a cooperative agreement. Beaver may likewise be hunted, trapped or killed on public lands by the Director of Game or his duly authorized representatives, whenever and wherever the State Game Commission deems it necessary and advisable. All skins so obtained shall be sold in the same manner above provided with all proceeds from such sales deposited in the State Game Fund.

Tagging
of skins.

SEC. 5. All beaver skins taken under the provisions of this act, prior to sale shall be, by the Director of Game or his representatives, properly cared for, preserved and tagged with a seal.

Penalty.

SEC. 6. The hunting, trapping, taking or killing of any beaver or the possession of the skin or part thereof of any beaver killed within this state, except as provided in this act is hereby declared to be unlawful, and any person, firm or corporation hunting, trapping, taking or killing any beaver or possessing the skin or part thereof of any beaver killed within this state, excepting as provided in this act, shall be guilty of a gross misdemeanor and shall be punished by a fine of not less than two hundred fifty dollars (\$250) or not more than one thousand dollars (\$1,000), or by imprisonment of not less than thirty (30) days or more than six (6) months, or by both such fine and imprisonment.

Appropriation.

SEC. 7. There is hereby appropriated from the State Game Fund the sum of forty thousand dollars (\$40,000) or so much thereof as may be necessary to carry out the provisions of this act: *Provided, however,* That in no event shall the expenditures hereunder exceed the receipts received under the provisions of this act.

SEC. 8. 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, 1945. Effective immediately.

Passed the House February 28, 1945.

Passed the Senate March 7, 1945.

Approved by the Governor March 16, 1945.

CHAPTER 247.

[H. B. 88.]

NURSERY SCHOOLS.

AN ACT relating to education, providing for the establishment of nursery schools and schools for the care of children of working mothers, authorizing school districts to operate such schools as a part of their common school program, amending section 1, chapter 220, Laws of 1943, and repealing section 6, chapter 220, Laws of 1943, establishing a Division of Recreation; authorizing school districts to operate recreation programs; providing special aid therefor; providing advisory committees; authorizing the receipt and administration of Federal funds; making an appropriation and providing for disbursements therefrom, and declaring an emergency.

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

SECTION 1. Section 1, chapter 220, Laws of 1943, is hereby amended to read as follows:

Nursery schools authorized.

Section 1. The Board of Directors of any school district shall have the power to establish and maintain nursery schools and to provide before and after school and vacation care in connection with the common schools of said district located at such points as the Board shall deem most suitable for the convenience of the public, for the care and instruction of infants and children residing in said district. The Board shall establish such courses, activities, rules, and regulations governing nursery schools and be-