

Individual
bottles.

In bulk.

milk or buttermilk for human consumption unless the same is bottled in individual glass or paper bottles: *Provided, however,* That this section shall not apply to milk purchased in bulk to be used exclusively for cooking or manufacturing purposes, but it shall be unlawful to use milk so purchased in bulk for serving at hotels, restaurants, fountains, or eating houses of any description.

Passed the House March 9, 1933.

Passed the Senate March 8, 1933.

Approved by the Governor March 21, 1933, with the exception of sections 2 and 6, which are vetoed.

CHAPTER 189.

[H. B. 66.]

ELECTION OF PORT COMMISSIONERS.

AN ACT relating to and providing for the election of port commissioners and fixing the terms of their office and the manner of conducting port district elections and canvassing the returns; and providing for an incidental expense fund in such district.

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

Vetoed. { SECTION 1. In all port districts in this state all elections for the election of port commissioners or the submission of propositions shall be held at the same time and as a part of the general biennial state election, and no such port district election shall be held until the first Tuesday following the first Monday in November, 1934. The term of office of each port commissioner elected under the provisions of this act shall commence at noon on the second Monday in January following his election, and shall end when his successor is elected and qualified. Each port commissioner now holding office, whose term under existing law would

end prior to the second Monday in January, 1935, shall continue to hold office until his successor is elected and qualified as provided in this act.

SEC. 2. At the general election in November, 1934, there shall be elected in port districts in counties other than class A counties a commissioner from commissioner's district number 1 to serve for six years and/or until the second Monday in January, 1941, and a commissioner from commissioner's district number 2 to serve two years and/or until the second Monday in January, 1937, and a commissioner from commissioner's district number 3 to serve four years and/or until the second Monday in January, 1939.

SEC. 3. At the next general election thereafter there shall be elected a commissioner from commissioner's district number 2 to serve for a term of six years and/or until the second Monday in January, 1943.

SEC. 4. At the next general election thereafter there shall be elected a commissioner from district number 3 to serve for a term of six years.

SEC. 5. The terms of office of commissioners for such port districts thereafter elected shall be in accordance with the above provisions. At each election a commissioner shall be elected successively from the three districts in each successive commissioner's district in numerical order commencing with district number 1.

SEC. 6. If, under the provisions of this act, a commissioner would be elected for a term which would conflict with the term of a commissioner now in office, the commissioner elected hereunder shall not take office until the term for which his predecessor was elected shall have expired. And if the term for which a commissioner would be elected hereunder would terminate before or at the same

Vetoed.

time as that of a commissioner now in office, there shall not be any election for port commissioner in that commissioner's district. It is intended that commissioners now in office shall serve the full terms for which they were elected, and that the terms of their immediate successors elected in accordance with this act shall be shortened accordingly.

SEC. 7. In all port districts in class A counties the term of office of each port commissioner shall be as hereinafter specified.

SEC. 8. At the next general election, after the taking effect of this act, there shall be a commissioner elected for commissioner's district number 3 to serve for four years and a commissioner elected from commissioner's district number 2 to serve for two years.

Vetoed. SEC. 9. At the next general election thereafter, there shall be elected a commissioner from commissioner's district number 1, to serve for a term of two years, and a commissioner from commissioner's district number 2 to serve for a term of four years.

SEC. 10. At the next general election thereafter, there shall be elected a commissioner from commissioner's district number 1 to serve for a term of four years, and a commissioner from commissioner's district number 3 to serve for a term of two years.

SEC. 11. The term of office of commissioners for such port districts in class A counties thereafter elected shall be in accordance with the above provisions, the commissioner elected to serve for the long term to be elected successively from the three districts in the order indicated in sections 8, 9 and 10 hereof.

SEC. 12. The commissioners so elected shall take office on the second Monday in January following

their election and the commissioners holding office upon this act becoming effective shall continue to hold office regardless of the term for which they were elected until, and only until their successors are elected and qualified in accordance with the provisions of this act.

SEC. 13. Notice of such election shall be given in the same manner and for the same time and by the same officials as is provided by law for the general biennial election in such counties, and in the matter of polling places, election boards, manner of conducting and voting, time for opening and closing the polls, keeping poll lists, canvassing the votes, declaring the result of the election, certifying the returns and in all other particulars as nearly as may be such elections shall be called, held and conducted as is provided by law and as a part of the general biennial election in such counties; except that separate ballots shall be used for the port district and returns shall be made on the respective candidates and on each proposition or propositions which may be submitted, but all such returns shall be made by the regular election board and canvassed by the board or body that canvass the general county and state election.

Vetoed.

SEC. 14. In case of two or more port districts comprising part of the same voting precinct the election officers shall be furnished ballots for each of said separate port districts, and each voter will be given the port district ballot for the port district in which he or she may reside, and said election officers shall in making their returns make a separate return covering each port district, although such separate returns may be in the same book as the returns for the general county and state election, but shall be separately stated.

SEC. 15. The cost of printing and publishing the notices of such port election and the printing

Vetoed. { of the ballots shall be paid by the port district for
 which they are prepared.

Incidental
 expense
 fund.

SEC. 16. The port commission of any port district may, by resolution, create an incidental expense fund in such amount as the port commission may direct. Such incidental expense fund may be kept and maintained in a bank or banks designated in the resolution creating the fund, and such depository shall be required to give bonds or securities to the port district for the protection of such incidental expense fund, in the full amount of the fund authorized by the said resolution. Vouchers shall be drawn to reimburse said incidental expense fund and such vouchers shall be approved by the port commission. Transient labor, freight, express, cartage, postage, petty supplies, and minor expenses of the port district may be paid from said incidental expense fund and all such disbursements therefrom shall be by check of the port auditor or such other officer as the port commission shall by resolution direct. All expenditures from said incidental expense fund shall be covered by vouchers drawn by the port auditor and approved by the manager or such other officer of the port district as the port commission may by resolution direct. The officer disbursing said fund shall be required to give bond to the port district in the full authorized amount of the said incidental expense fund for the faithful performance of his duties in connection with the disbursement of moneys from such fund.

Bond of
 officer.

Vetoed. { SEC. 17. If any section or clause of this act is
 adjudged invalid, such adjudication shall not be
 construed to affect the validity of any other section
 or clause, or of the act as a whole.

Vetoed. { SEC. 18. This act shall not be construed as
 repealing, amending or modifying any law now in
 effect, except as to the time of election and the
 tenure of office of port commissioners in port dis-

tricts in class A counties and in port districts comprising less than the entire county, and the manner of holding elections and canvassing returns of such port districts. } Vetoed

Passed the House March 9, 1933.

Passed the Senate March 9, 1933.

Approved by the Governor March 21, 1933, with the exceptions of sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 17 and 18, which are vetoed.

CHAPTER 190.

[H. B. 467.]

APPROPRIATIONS.

AN ACT making appropriations for the purchase of land, construction of buildings and improvements at designated state institutions, for the payment of salaries of certain officers and employees of the state and for the operation, maintenance and other expenses of certain state institutions, departments and offices, for the relief of certain individuals, corporations, counties and municipalities, and for emergencies, including deficiencies and appropriation of revolving funds, and for purposes specified in certain Acts of Congress, and for miscellaneous purposes designated for the fiscal biennium beginning April 1st, 1933, and ending March 31st, 1935, except as otherwise provided, and providing this act shall take effect immediately.

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

SECTION 1. The words "capital outlay" whenever used in this act, shall mean and include the purchase and improvement of land and erection of buildings, including necessary salaries and wages incident thereto. "Capital outlay."

The words "salaries and wages" whenever used in this act, shall mean and include salaries of executive officers and employees of state offices, departments and institutions, and all compensation "Salaries and wages."