

Aid Highway Act of 1958, and any other subsequent act of congress under which the state shall be entitled to be reimbursed by the United States in an amount equal to at least ninety percent of the cost of relocation of utility facilities on said national system of interstate and defense highways.

Construction of RCW 47.44.030.

SEC. 3. The provisions of RCW 47.44.030 authorizing the state highway commission to pay or reimburse the owner of a utility shall apply only to relocation or removal of utility facilities required by state construction contracts which are advertised for bids by the state highway commission after June 30, 1959.

Passed the House March 12, 1959.

Passed the Senate March 10, 1959.

Approved by the Governor March 24, 1959.

CHAPTER 331.

[H. B. 97.]

PROBATION COUNSELORS—STATE AID.

AN ACT relating to probation officers and services; and amending section 3, chapter 160, Laws of 1913, as last amended by section 1, chapter 270, Laws of 1951, and RCW 13.04.040, and making an appropriation.

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

Definitions.

SECTION 1. As used in sections 2 through 8 of this act:

"Director."

(1) "Director" means the director of the department of institutions;

"County."

(2) "County" means any county of the third class or lower classification;

"Probation counselor."

(3) "Probation counselor" includes probation officers and persons performing similar duties relative to probation services.

SEC. 2. There is hereby established a program of state aid for county probation services which shall be administered by the director of the department of institutions. Any funds appropriated, or otherwise made available, to carry out the provisions of this act shall be deposited in the state general fund to the credit of an account to be known as the "probation services account." Funds appropriated or otherwise made available to such account shall be disbursed therefrom by the director in accordance with the provisions of this act.

State aid authorized—
Probation services account.

SEC. 3. The funds from the probation services account shall be apportioned and be made available by the director to counties of third class and lower classifications to each eligible county in that ratio which the number of inhabitants residing in such county bears to the total number of inhabitants residing within all counties of the third class and lower classifications. The number of inhabitants shall be determined by the figures of the most recently reported federal census for the counties.

Apportionment of funds.

SEC. 4. State aid shall be granted by the director to eligible counties up to thirty-three and one-third percent of the expenditures incurred in employing the necessary probation counselors (1) to establish and maintain probation services in counties in which such services have not heretofore existed, and (2) to increase the number of probation counselors of any county and maintain such additional counselors: *Provided*, That probation counselors so employed shall conform to the personnel standards and qualifications as provided in section 6 of this act before such funds shall be available.

Extent, purpose of aid.

SEC. 5. In cases of emergency, financial hardship, or extreme need for probation services, the director may increase the percentage of state aid to an eligible county up to fifty percent for reimbursement

Emergency basis for increasing aid—
Limit.

of expenditures incurred as provided in section 4 of this act: *Provided*, That any increase shall not be in effect for a period exceeding two years. The director shall lower such increased percentage when the circumstances requiring the increase cease to exist.

Counselors,
court
appointed,
administered.

SEC. 6. Probation counselors under this act shall be appointed by the court, be subject to its supervision and administration, and shall serve at its pleasure. Each probation counselor so appointed shall in addition to having desirable personal qualifications as determined by the presiding judge shall be of good moral character and hold a bachelor of arts degree from an accredited college or university.

Application
for aid—Con-
tents—Adapt-
able, when

SEC. 7. Applications from counties for state aid under this act shall be made prior to July 1st of each year by the presiding judge of the county or judicial district to the director in conformity with rules and regulations prescribed by him. The application shall include (1) detailed plans and cost estimates covering probation services for the fiscal year, or portion thereof, for which aid is requested, (2) estimated clerical, maintenance, and operation costs, (3) educational qualifications and salaries of probation counselors, (4) designation of all items for which reimbursement is requested, and (5) such other information as the director deems pertinent.

Upon approval by the director the plan shall be adopted and the county declared eligible not later than August 1st of each year.

Report of ex-
penditures—
Claim for re-
imbursement
—Grounds
for denial.

SEC. 8. Each county approved as eligible for reimbursement under this act shall submit to the director at the end of each quarterly period, in such form as required by the director, a verified accounting of all expenditures made by the county

in providing probation services. The accounting shall designate those items for which reimbursement is claimed and shall be presented together with a claim for reimbursement. The director shall thereupon certify to the state treasurer the amount to be paid to such county and the state treasurer shall thereupon pay such amount to the county from the probation services account.

The director may deny, or direct the state treasurer to withhold, payment of state aid to any county if such county (1) fails to conform to the minimum educational qualifications for probation counselors provided for in this act, or (2) discontinues an approved plan, or (3) fails to enforce in a satisfactory manner any rules promulgated pursuant to this act or any law now in effect or hereafter enacted which relate in any manner to the administration of probation services.

SEC. 9. Section 3, chapter 160, Laws of 1913, as last amended by section 1, chapter 270, Laws of 1951, and RCW 13.04.040 are each amended to read as follows:

RCW 13.04.040
amended.

The court shall, in any county or judicial district in the state, appoint or designate one or more persons of good character to serve as probation counselors during the pleasure of the court. In case a probation counselor shall be appointed by any court, the clerk of the court, if practicable, shall notify him in advance when a child is to be brought before said court. The probation counselor shall make such investigations as may be required by the court. The probation counselor shall inquire into the antecedents, character, family history, environments and cause of dependency or delinquency of every alleged dependent or delinquent child brought before the juvenile court and shall make his report in writing to the judge thereof. He shall be present in order to represent the interests of the child when

Probation
counselors—
Appointment
—Powers—
Compensation.

the case is heard; he shall furnish the court such information and assistance as it may require, and shall take charge of the child before and after the trial as may be directed by the court.

All probation counselors shall possess all the powers conferred upon sheriffs and police officers to serve process and make arrests for the violation of any state law or county or city ordinance, relative to the care, custody, and control of delinquent and dependent children.

The court may, in any county or judicial district in the state, appoint one or more persons who shall have charge of detention rooms or house of detention.

The probation counselors and persons appointed to have charge of detention facilities shall each receive compensation which shall be fixed by the board of county commissioners, or cases of joint counties, judicial districts of more than one county, or joint judicial districts such sums as shall be agreed upon by the boards of county commissioners of the counties affected, and such persons shall be paid as other county officers are paid.

Appropriation.

SEC. 10. There is hereby appropriated from the general fund to the probation services account, to be used by the director of institutions as provided by law, the sum of twenty-five thousand dollars, or so much thereof as may be necessary.

Sections 1-8
temporary.

SEC. 11. Sections 1 through 8, inclusive, of this act are hereby declared to be temporary and shall terminate and expire on April 1, 1961.

Passed the House March 12, 1959.

Passed the Senate March 12, 1959.

Approved by the Governor March 24, 1959.