

*The legislative council is authorized and directed to make an evaluation as to whether or not the acquisition of any lands proposed to be made pursuant to this act is in the public interest.*

Passed the House March 10, 1965.

Passed the Senate March 9, 1965.

Approved by the Governor March 20, 1965, with the exception of a certain item in section 2 which was vetoed.

NOTE: Governor's explanation of partial veto is as follows:

Veto message.

"As originally drafted, the last paragraph of section 2 provided for evaluation of the public interest of the transaction by which property would be acquired for Wallace Falls State Park, and a report to the fortieth session of the Legislature. As a result of its deliberation, the Legislature has concluded that the acquisition of real property for the park is in the public interest, and has directed the parks and recreation commission to proceed to acquire the property. Having issued this mandate, the expenditure of further legislative funds for evaluation seems unnecessary and improper.

"I have, therefore, vetoed the last paragraph of section 2, and approve the remainder of the bill."

DANIEL J. EVANS,  
Governor.

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## CHAPTER 147.

[ Senate Bill No. 126. ]

### JUSTICES OF THE PEACE—MUNICIPAL JUDGES— SALARIES.

AN ACT relating to courts of limited jurisdiction; providing increases in salaries; changing the method of paying salaries of judges of courts of limited jurisdiction; amending section 100, chapter 299, Laws of 1961 and RCW 3.58.010; amending section 4, chapter 156, Laws of 1951 and RCW 3.16.004; and amending section 35.20.160, chapter 7, Laws of 1965 and RCW 35.20.160.

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

SECTION 1. Section 100, chapter 299, Laws of 1961 and RCW 3.58.010 are each amended to read as follows:

RCW 3.58.010  
amended.

The annual salary of each full time justice of the

Justices of the peace. Salaries of full time justices.

peace shall be ten thousand dollars: *Provided*, That the city or county which pays the salary of such justice may increase such salary to an amount not to exceed thirteen thousand five hundred dollars: *Provided further*, That in class AA and A counties the annual salary of such justices shall be two-thirds of the amount provided by statute as the salary for the position of superior court judge or twelve thousand five hundred dollars, whichever is greater: *Provided further*, That in cities having a population in excess of five hundred thousand, the city which pays the salary may increase such salary of its municipal judges to an amount not more than the salary paid the superior court judges in the county in which the court is located.

SEC. 2. Section 4, chapter 156, Laws of 1951 and RCW 3.16.004 are each amended to read as follows:

*In cities having a population of more than twenty thousand, the justices of the peace shall devote their full time to the duties of the office and receive a salary of five thousand four hundred dollars per annum: PROVIDED, That in cities of the first class the county commissioners shall have the power to raise the salaries of justices of the peace to an amount not to exceed six thousand five hundred dollars per annum: PROVIDED FURTHER, That where justices of the peace in cities over the population of twenty thousand are also acting as police judges their salaries shall be fixed by the legislative body of the city, three thousand dollars of which shall be charged against the counties and the remainder shall be paid by the municipality.*

RCW 35.20.160 amended.

SEC. 3. Section 35.20.160, chapter 7, Laws of 1965 and RCW 35.20.160 are each amended to read as follows:

Municipal courts. Judge's salary.

The total of the salaries of each municipal judge under this chapter shall be fixed by the legislative

body of the city at not less than nine thousand dollars per annum, to be paid in monthly or semi-monthly installments as for other officials of the city, and such total salaries shall not be more than the salaries paid the superior court judges in the county in which the court is located.

Passed the Senate March 11, 1965.

Passed the House March 11, 1965.

Approved by the Governor March 20, 1965, with the exception of section 2, which was vetoed.

**NOTE:** Governor's explanation of partial veto is as follows:

Veto message.

"Section 2 of Senate Bill No. 126 directs that Justices of the Peace in cities over 20,000 shall not engage in the practice of law. This provision becomes effective 90 days after the adjournment of the regular session of the legislature.

"Section 2 also provides for an increase in the compensation of these Justices from \$6,500 per year to \$12,500 or two-thirds the amount of the salary provided by statute as the salary for Superior Court Judges, whichever is greater. Pursuant to Article XI, Section 8, of the Washington State Constitution, the salary of these Justices cannot be increased during their term of office. This would create a period in which a number of Justices would be required to serve as full-time Justices of the Peace at a salary of \$6,500 a year.

"The language of the statute is clear, and the unfortunate result would occur without regard to the intent of the Legislature. To allow it to become law would undoubtedly result in litigation, which the Legislature obviously did not intend.

"I am informed that the Senate has added an amendment to Senate Bill No. 459, which correctly accomplishes what the Legislature intended to accomplish by section 2 of Senate Bill No. 126. I urge that you take favorable action on that amendment.

"For the above reasons, I have vetoed all of section 2 of Senate Bill No. 126, restoring the original statutory language of RCW 3.16.004. The remainder of Senate Bill No. 126 is approved."

**DANIEL J. EVANS,**  
Governor.