

CHAPTER 108.

[House Bill No. 132.]

SCHOOL DISTRICTS—BOUNDARIES.

AN ACT relating to school district boundaries; amending section 5, chapter 266, Laws of 1947, as last amended by section 1, chapter 208, Laws of 1963, and RCW 28.57.150; and declaring an emergency.

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

SECTION 1. Section 5, chapter 266, Laws of 1947, as last amended by section 1, chapter 208, Laws of 1963, and RCW 28.57.150 are each amended to read as follows:

RCW 28.57.150 amended.

Except as otherwise provided for herein, each incorporated city or town in the state shall be comprised in one school district: *Provided*, That nothing in this section shall be construed: (1) To prevent the extension of the boundaries of a school district beyond the limits of the city or town contained therein, or (2) to prevent the inclusion of two or more incorporated cities or towns in a single school district, or (3) to change or disturb the boundaries of any school district organized prior to the incorporation of any city or town, except as hereafter provided.

School districts. City or town districts.

In case all or any part of a school district that operates a school or schools on one site only or operates elementary schools only on two or more sites and is not a component district within a union high school district, is included in an incorporated city or town through the extension of the limits of such city or town in the manner provided by law, the county superintendent shall: (1) Declare the territory so included to be a part of the school district containing the city or town, and (2) whenever a part of a district so included contains a school

School dis-
tricts. City or
town districts.

building of the district, present to the county committee a proposal for the disposition of any part or all of the remaining territory of the district.

In case of the extension of the limits of a city or town other than a city of the first, second or third class to include (1) territory lying in a school district that operates on more than one site one or more elementary schools and one or more junior high schools or high schools, or (2) territory lying in a nonhigh school district that is a component district within a union high school district and operates two or more elementary schools on separate sites, the county committee shall, in its discretion, prepare a proposal or proposals for annexation to the school district in which the city or town is located any part or all of the territory aforesaid which has been included in the city or town and for annexation to the school district in which the city or town is located or to some other school district or districts any part or all of the remaining territory of the school district affected by extension of the limits of the city or town: *Provided*, That where no school or school site is located within the territory annexed to the city or town and not less than seventy-five percent of the heads of families residing within the annexed territory present a petition in writing for annexation and transfer of said territory to the school district in which the city or town is located, the county superintendent shall declare the territory so included to be a part of the school district containing said city or town: *Provided further*, That territory approved for annexation to a city or town by vote of the electors residing therein prior to January 12, 1953, shall not be subject to the provisions herein respecting annexation to a school district or school districts: *Provided further*, That the provisions and procedural requirements of chapter 28.57 as now or hereafter

amended not in conflict with or inconsistent with the provisions hereinabove stated shall apply in the case of any proposal or proposals (1) for the alteration of the boundaries of school districts through and by means of annexation of territory as aforesaid, and (2) for the adjustment of the assets and liabilities of the school districts involved or affected thereby.

In case of the incorporation of a city or town containing territory lying in two or more school districts or of the uniting of two or more cities or towns not located in the same school district, the county superintendent shall, except where the incorporation or consolidation would affect a district or districts of the first class: (1) Order and declare to be established in each such case a single school district comprising all of the school districts involved, and (2) designate each such district by name and by a number different from that of any component thereof or of any other district in existence in the county.

The county superintendent may, if he deems such action advisable, fix as the effective date of any declaration or order required under this section the first day of July next succeeding the date of the issuance of such declaration or order.

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.

Passed the House March 26, 1965.

Passed the Senate March 23, 1965.

Approved by the Governor April 6, 1965, with the exception of Section 2 which was vetoed.

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

"This bill deals with school district boundaries as they relate to the boundaries of cities and towns. Section 2 of the bill contains a

Veto message.

Veto message. standard emergency clause. I have followed the practice of vetoing emergency clauses on bills submitted to me whenever no genuine emergency existed.

"An emergency clause defeats the right of the people to reject a bill by referendum and, therefore, should be sparingly used by the legislature. I can see no reason why this bill should not take effect 90 days after adjournment in the same manner as other legislation.

"Therefore, I have vetoed Section 2. The remainder of House Bill No. 132 is approved."

DANIEL J. EVANS,
Governor.

CHAPTER 109.

[House Bill No. 520.]

ENCUMBERED OR LEASED PROPERTY—CONVERSION, DESTRUCTION, ETC.

AN ACT relating to crimes and punishment, and amending section 377, chapter 249, Laws of 1909 and RCW 9.45.060; adding a new section; and providing penalties.

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

SECTION 1. Section 377, chapter 249, Laws of 1909 and RCW 9.45.060 are each amended to read as follows:

RCW 9.45.060
amended.

Destruction,
conversion, or
removal of
mortgaged or
rented prop-
erty—Gross
misdemeanor.

Every person being in possession thereof, who shall remove, conceal, convert to his own use, or destroy or connive at or consent to the removal, conversion, concealment or destruction of any personal property or any part thereof, upon which a mortgage, lien, conditional sales contract rental agreement, or lease exists, in such a manner as to hinder, delay or defraud the holder of such mortgage, lien or conditional sales contracts or such lessor or rentor, or who, with intent to hinder, delay or defraud the holder of such mortgage, lien or conditional sales contract, such lessor, or such rentor shall sell, remove, conceal, convert to his own use, or destroy or connive at or consent to the removal, concealment, conversion or destruction of